

May 20, 2016

Hosting2GO B.V. Baronielaan 92 Att: Pepjin van Erp 4818RC BREDA Netherlands Tel. 31(076)-533-9969

## Re: Imminent legal action if you do not Cease, Desist and Retract

Mr. Erp,

I have the pleasure of representing Prof. Ruggero Santilli with regards to inaccurate stories that you have published on your website "Pepijn van Erp". Prof. Santilli hopes that this dispute can be resolved amicably and without issue. However, Prof. Santilli has already suffered significant financial harm and harm to his reputation due to the inaccuracy of your publications. Attached, you will find your article "The Continuing Stupidity of Ruggero Santilli". See Exhibit A. In this article, you inaccurately and maliciously call Prof. Santilli a "fringe scientist", "a mad professor", and "cunning scam artist". Additionally, you state that "the whole concept of antimatter is bullshit". I've also attached Exhibit B. In this exhibit you define a "pyramid scheme" Magnegas Corporation, a public NASDAQ corporation founded by Prof. Santilli and his family. This has caused financial damage to the stockholders of the company as well as Prof. Santilli and his family. It is clear that you made these comments with the intention to injure the reputation of Prof. Santilli and Magnegas.

## Under Dutch Criminal Code Section 261

- 1. "Any person who, by alleging a particular fact, intentionally injures the honor or reputation of another person, with the evident intention of giving publicity to the allegation, shall be guilty of slander and shall be liable to a term of <u>imprisonment not</u> exceeding six months or a fine of the third category. (€ 7,800) (\$8,882)
- 2. "If such is done by means of written material, or images, which are either distributed, publicly displayed or posted, or by means of written material the contents of which are publicly uttered, the offender shall be guilty of libel and shall be liable to a term of imprisonment not exceeding one year or a fine of the third category." (€ 7,800) (\$8,882)

## Under Dutch Criminal Code Section 262,

"Any person who commits the serious offence of slander or of libel, knowing that the allegation is untrue, shall be guilty of aggravated defamation and shall be liable to a term of imprisonment not exceeding two years or a fine of the fourth category." (€ 19,500) (\$22,203)

Mailing Address: 100 North Tampa Street, Suite 1725, Tampa, FL22602

Phone: 813-452-4110 - Facsimile: (813)354-2501 - e-mail: joe@fortis.law

Under Dutch Criminal Code Section 266,

"Any insult, which is not of a slanderous or libelous nature, intentionally expressed either in public verbally or in writing or by means of an image, or verbally against a person in his presence or by other acts, or by means of written matter or an image sent or offered, shall constitute simple defamation and shall be punishable by a term of imprisonment not exceeding three months or a fine of the second category." ( $\in$  3,900) (\$4,441)

Under Dutch Civil Code Article 6:167,

"When someone is liable towards another person under this Section because of an incorrect or, by its incompleteness, misleading publication of information of factual nature, the court may, upon a right of action (legal claim) of this other person, order the tortfeasor to publish a correction in a way to be set by court"

Under Florida Law, a person is liable for the damages resulting from any false statement that has caused harm to another.

It is requested that you cease and desist any further publication of *Exhibit A* and *Exhibit B*, have it completely removed from any published archives and enter a retraction from all allegations that Prof. Santilii is a mad fringe scientist and a scam artist, and that such retraction be made within the same medium as the original publication. Further, please note that defamatory statements regarding Magnegas Corporation are also actionable and it is demanded that you cease and desist such actions to include false allegations that Magnegas Corporation is a pyramid scheme. Please accept this letter as notice, as required by Florida Statute, that such publication is false and defaming in nature. Again, it is Prof. Santilli's hope that this misunderstanding does not require litigation and that you will do the right thing by removing the inaccurate and malicious statement in your February 6, 2016 and May 30, 2013 publications. Prof. Santilli will give you 20 days, from receipt of this letter, to take the appropriate action requested above.

Please do not contact Prof. Santilli directly on any of these issues. Rather, if you have questions or concerns, please give me a call via the phone number listed on this letterhead.

Best Regards,

Joseph E. Parrish, Esq.

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cc: Ruggero Santilli

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