

TUMEY L.L.P.
A REGISTERED LIMITED LIABILITY PARTNERSHIP
5177 RICHMOND AVENUE, SUITE 1188
HOUSTON, TEXAS 77056

Eric M. Adams

EMAIL: [REDACTED]

July 20, 2020

Via Email [REDACTED]

Mr. Christopher DeBacker
LAW OFFICE OF MARK BROWN, LLC
7225 Renner Rd, Ste 201
Shawnee, KS 66217

Re: *Voice Tech Corporation v. Mycroft AI Inc.*, No. 4:20-cv-00111-RK, in the United States District Court for the Western District of Missouri

Dear Chris:

The purpose of this letter is to address Defendant Mycroft AI Inc's failure to comply with the Court's Order of April 14, 2020, regarding Mycroft's threatening article dated February 5, 2020. As part of the Court's Order, the Court stated as follows:

So I am going to order, at least for the pendency of this case, or until ordered otherwise, for defense to assertively take down the sentence that begins with "I don't often ask this," to delete that portion until the section where "a brief history of patents in the United States." I'd also order defense to assertively search and take down in those similar – whether it's Facebook or blogs or whatever, the remainder of the writing beginning with "the thing is, once you pay the bully, he just comes back again and again and again." And so from that sentence – that can stay in, but where it begins with "Eventually, the lunch money adds up to a lot more than a doctor's visit." From "eventually" until the end of that posting, for that to be deleted. And I do – I'm not asking that all that blog be taken down, just those sections.¹

Additionally, the Court ordered that the following be taken down and deleted:

"I don't often ask this, but I'd like for everyone in our community who believes that patent trolls are bad for open source to repost, link, tweet, and share this post. Please help us to get the word out by sharing this post on Facebook, LinkedIn, Twitter, or email."²

¹ See Transcript of April 14, 2020 Hearing at 14:16-15:4.

² See *id.* at 15:20-25.

Lastly, the Court ordered,

In addition, towards the end, beginning with, “Eventually, that lunch money adds up to a lot more than a doctor’s visit.” And that continues on. And to take down the remainder, which includes Tod Tumey’s confidential correspondence information and the email 1, 2, 3, email 4, final notice letter link. And then there shouldn’t be any need for the image attribution.³

It has come to Voice Tech’s attention that on July 1, 2020, Joshua Montgomery published an article on Mycroft AI’s website entitled “Mark II Update – June 2020.”⁴ Under the “Updates” section, in the second paragraph, there is a link entitled “patent trolls” as shown here:

Updates

We try to balance being transparent and forthcoming with being too spammy. Hopefully we get it right, but if you feel you’re not getting enough information, please take a moment to [subscribe to our e-mail list](#) or [check in on our blog](#) from time-to-time.

As we stated earlier this year, the expectation for Mark II delivery stands at 2021. When we can give you a firm timeline, we will. If we can make it happen sooner, we will. Progress is dependent on [staffing](#) and distractions like [patent trolls](#), which in turn affect, and are affected by, fundraising. But for now we can commit to keep you updated on our actual progress, and setbacks, on the path to fulfilling this Kickstarter.

That link, when clicked, takes the reader to a TECHDIRT article from February 13, 2020, which focuses on the language Mycroft was ordered to take down.⁵

To the extent Mycroft is able to have the threatening language removed from the TECHDIRT article, it is obligated to do so. At the very least, Mycroft must remove the link to this TECHDIRT article, which Joshua Montgomery recently included in his Mark II Update article on Mycroft’s website.

Further, the original threatening article is currently posted on the Mycroft Community Forum at this URL: <https://community.mycroft.ai/t/troll-hunter-mycrofts-position-on-patent-trolls/8047>. This publicly available posting of the original article needs to be redacted to comply with the Court’s Order. Additionally, the links to emails 1, 2, 3, and 4, as well as the final notice letter, are still active and need to be deleted.

³ See *id.* at 16:1-7.

⁴ <https://mycroft.ai/blog/mark-ii-update-june-2020/>.

⁵ <https://www.techdirt.com/articles/20200208/15511643883/open-source-voice-assistant-promises-to-nuke-orbit-patent-troll.shtml>.

Mr. Christopher DeBacker

July 20, 2020

Page 2

Voice Tech demands that Mycroft remove the link to the TECHDIRT article and redact the original article on the Mycroft Community Forum by no later than the close of business on Wednesday, July 22, 2020. If Mycroft fails to comply, Voice Tech will have no option but to file a motion for contempt with the Court.

Best regards,

A handwritten signature in black ink, appearing to read 'Eric M. Adams', with a large, stylized initial 'E'.

Eric M. Adams

Copy:

Hissan Anis

[REDACTED]

A. Justin Poplin

[REDACTED]