

HONORABLE RICHARD A. JONES

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

CERTAINTEED CORPORATION,

Plaintiff,

v.

SEATTLE ROOF BROKERS, et al.,

Defendants.

CASE NO. C09-563RAJ

ORDER

On August 13, 2010, the court issued an order (Dkt. # 76) authorizing Defendant James Garcia to place specific website content online pending further review by the court. The court authorized Mr. Garcia to place only the content that he had submitted to the court, and the court identified that content by docket number. Aug. 13 ord. at 1 (identifying content at Dkt. # 74-1).

Prior to that order, the court gave Mr. Garcia two options pending court review of revisions to his website to remove false statements. He could either place prominent hyperlinks to this court's order on his web pages, or he could "take his website 'offline,' remove the false statements, submit the new website content to the court for approval, and await court approval before placing his website online." Jun. 28 ord. (Dkt. # 55) at 25.

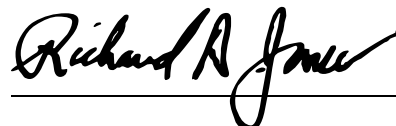
1 Defendant CertainTeed Corporation has provided the court with evidence that Mr.
2 Garcia has violated the court's orders. Rather than publish the specific website content
3 that the court authorized, Mr. Garcia published a website that not only substantially
4 altered the content he had submitted to the court, but included a substantial amount of
5 new content as well. CertainTeed asserts that the new content is riddled with false
6 statements, and has filed a motion for contempt.

7 Mr. Garcia has not yet responded to CertainTeed's motion.

8 The court has verified by visiting the www.seattleroofbroker.com website that Mr.
9 Garcia has violated this court's orders by, at a minimum, posting content that this court
10 has not authorized. The court makes no finding at this time as to whether the
11 unauthorized content includes false statements.

12 Accordingly, the court orders Ms. Garcia to take "offline" all websites under his
13 control (including seattleroofbroker.com and any similar sites). He shall do so no later
14 than 12:00 p.m. on September 2, 2010, and the websites shall remain "offline" until
15 further order of the court. If he does not comply with this order, he will be deemed in
16 contempt of court, and will, at a minimum, be subject to a sanction of \$100 for each day
17 that his website or websites remain online.

18 DATED this 30th day of August, 2010.

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21 The Honorable Richard A. Jones
22 United States District Judge
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