

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

ELLORA’S CAVE PUBLISHING, INC.,)	CASE NO.: 5:14-cv-02331
et. al.)	
)	
Plaintiffs,)	Judge Adams
)	
v.)	
)	
DEAR AUTHOR MEDIA)	
NETWORK, LLC, et. al.,)	<u>SWORN DECLARATION</u>
)	<u>OF PATRICIA MARKS</u>
Defendants,)	

STATE OF OHIO

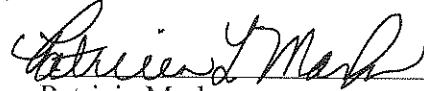
Patricia Marks declares as follows:

1. I am over 18 years of age and have personal knowledge of the facts stated herein.
2. I am a principal of Ellora’s Cave Publishing, Inc. and Jasmine-Jade Enterprises, LLC.
3. In September, 2014, I became aware of an article published by Defendant, Dear Author Media Network, LLC, entitled “The Curious Case of Ellora’s Cave,” (the “Article”).
4. The Article makes statements about Ellora’s Cave, Jasmine Jade Enterprises, LLC. and Tina Engler. Jasmine Jade Enterprises, LLC is a company that is handles certain aspects of Ellora’s Cave’s business. Tina Engler is the founder of Ellora’s Cave. Jasmine Jade Enterprises, LLC was joined as a plaintiff in the action. Tina Engler did not join in as a Plaintiff in the action.
5. Many of the statements in the Article are false and defamatory. These false statements include but are not limited to the claims that Ellora's Cave was paying excessive rent

for its building; that Ellora's Cave's employees were going unpaid; that unpaid royalties and other fees were in amounts as high as six figures; that Ellora's Cave was in financial straits that required the liquidation of assets; and that the founder of Ellora's Cave had purchased a home in West Hollywood and was going on high-end shopping sprees *while* Ellora's Cave failed to pay authors.

6. These statements are false, and the falsity of these statements was easily discoverable with reasonable diligence.
7. These statements, and the Article, caused direct financial harm to Ellora's Cave leading to a loss of authors, a loss of revenue, and damage to the reputation and goodwill of the company.
8. Based upon the defamatory article, and the damage resulting from the statements contained in that article, we filed a lawsuit.
9. This suit was not brought for the purpose of silencing legitimate speech or for some other improper purpose. Rather it is based upon the illegal and defamatory acts of Dear Author Media Network, LLC and its author, Jennifer Gerrish-Lampe (aka Jane Litte).
10. I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed this 1st day of September, 2015.


Patricia Marks