



July 27th, 2007

DELIVERED BY COURIER AND BY E MAIL

Hossein Derakhshan
200 Jackson Street West
Hamilton, Ontario, Canada L8P 4R9

- and to -

Hossein Derakhshan
801 Bay Street
Toronto, Ontario, Canada M5S 1Y9

- and to -

CoDaddy.com, Inc.
Suite 219
14455 N. Hayden Rd.
Scottsdale, Arizona, U.S.A. 85260

Attention: The President

- and to -

GoDaddy.com, Inc.
Suite 219
14455 N. Hayden Rd.
Scottsdale, Arizona, U.S.A. 85260

Attention: Legal Counsel

- and to -

Hosting Matters, Inc.
Suite 332
1650-302 Margaret Street
Jacksonville, Florida, U.S.A. 32204-3869

Attention: The President

sselznick@casselsbrock.com

tel 416-860-6883

fax 416-642-7147

file # 39341-1

Dear Sirs/Mesdames:

Re:

**- Clams by Mohammed Mehdi Khalaji against
Hossein Derakhshan, GoDaddy.com, Inc. and Hosting Matters, Inc.**

Domain: www.hoder.com
and related weblog at <http://hoder.com/weblog/>
Registrant: Hossein Derakhshan
Name Server: NS 3.HMDNSGROUP.com
Name Server: NS 4.HMDNSGROUP.com

We have been retained by Mohammed Mehdi Khalaji in connection with his claims against Hossein Derakhshan, the registrant of the domain addresses www.hoder.com and www.hoder.com/weblog (the "Websites") for which GoDaddy.com, Inc. and Hosting Matters, Inc. serve as Registrars and webhosts, and materials published thereon. There may be other websites that you register or host that mirror or automatically refer to the Websites, and this letter should be construed as applying to those websites as well.

As GoDaddy.com, Inc. and Hosting Matters, Inc. serve as Registrars of these domain names and host the Websites, they are implicated in the activities conducted at the Websites, and our client's claims extend to GoDaddy.com, Inc. and Hosting Matters, Inc. as well. Both GoDaddy.com, Inc. and Hosting Matters, Inc. are vicariously liable for the defamatory and other activities conducted through at the Websites that they host and service.

Without prejudice to our client's rights to advance further or other claims, our client takes particular objection to weblog content written and published by Hossein Derakhshan over the Websites that defame our client and are intended to incite violence and retribution against our client and those of his family members who still live in Iran. There are a number of defamatory statements contained on the Websites for which Hossein Derakhshan claims authorship, which amount to very serious libels upon our client. Specifically, we attach excerpts from a certified translation into English of the corresponding original Farsi text of excerpts from the Websites, noting the particularly egregious libels.

These defamatory statements by Hossein Derakhshan directly and by innuendo:

- (a) state falsely that our client is a traitor to the government and people of Iran;
- (b) state falsely that our client has worked for U.S. Vice-President Cheney's office, and by innuendo is a dupe or puppet of the U.S. government;

- (c) state falsely that our client has counselled the Vice-President of the United States of America to bomb our client's former offices in Iran;
- (d) state falsely that our client has counselled the Vice-President of the United States of America to bomb thousands of men, women and children,
- (e) state falsely that our client counsels enemies of Iran and of humanity;
- (f) incites others to follow the defamer Hossein Derakhshan's lead by spiting in our client's face;
- (g) state falsely that our client holds and publicizes the belief that political change is not possible from within Iran;
- (h) state falsely that our client struggles to converse and express himself in the English language;
- (i) state falsely that our client counsels the government of the United States of America to chose military action and economic sanctions against Iran, over and instead of diplomatic talks;
- (j) state falsely that our client's academic research papers are in reality thinly veiled instruction manuals on how to locate and attack the weaknesses of the legitimate government of Iran;
- (k) state falsely that our client is a proponent of, and openly supports, civil unrest, revolution and a regime change in Iran through the use of the military, and violence if necessary; and
- (l) clearly evidence a personal vendetta being waged by Hossein Derakhshan against our client, under the guise of alleged "commentary".

While knowledge or mindful intention is not necessary in Canada to found an action in tort for defamation, it is clear that Hossein Derakhshan has made and repeats these defamatory allegation on the Websites with the clear intention of jeopardizing our client's life and personal safety, and the lives and personal safety of those of our client's family members still in Iran. In fact, in consequence of these defamatory statements that each of you have published on the Websites, our client has received threats on his life and upon the lives of his family members, by persons purporting to be instrumentalities of the Iranian government.

In addition to being blatantly defamatory, these offensive comments which you host are vulgar, racist, hateful, condone and incite racism, violence, the violent overthrow of a government and other unlawful activity. As such they fall well within the take down provisions of the agreement that each of GoDaddy.com, Inc. and Hosting Matters, Inc.

publish on their respective websites as governing the terms of their hosting arrangements with Hossein Derakhshan. These offensive comments for which you are each vicariously liable also interfere with our client's legitimate economic relations with third parties.

Please be advised that our client will be seeking general damages, special damages, punitive damages, aggravated damages, interest and costs arising from your activities. Accordingly, we are affording you an opportunity to assist in the mitigation of our client's claims against each of you:

- (a) by taking down and removing the offensive weblog materials and undertaking, in unequivocal terms, not to re-post or further publish them;
- (b) by preparing and submitting to our office, for our client's review and approval, a draft of a clear and unequivocal letter of contrition, apology and retraction for ultimate publication in final approved form on the home page of the Websites and elsewhere as our client might desire in his discretion; and
- (c) by payment to our client of the sum of \$10,000 U.S. toward the cost of his investigation and remediation of your defamatory and other improper acts.

We would ask that you provide us with your confirmation and undertaking that you will effect the action requested in partial mitigation of our client's claims, no later than August 5th, 2007. We also ask that you provide us with any information in your possession or under your control that indicates the Internet protocol addresses of web browsers that have accessed any of the Websites since their inception.

As you can appreciate, our client reserves the right to take steps before the August 5th, 2007 date if he determines the need to take additional steps to protect his interests before that time. Without prejudice to our client's rights to assert a mindful intention on your part prior to the date of this letter, you should know that your failure to provide, carry through with and observe the confirmation and undertaking that we request will be construed by our client as wilful and mindful conduct on your part from the date of this letter forward.

We look forward to hearing from you and would ask that you govern yourself accordingly.



Yours truly,

CASSELS BROCK & BLACKWELL LLP

Per:

Stephen I. Selznick

SIS:ss: encl.

cc. Mohammed Mehdi Khalaji

The undersigned, in counterparts, hereby confirm and undertake as provided in the foregoing letter, this _____ day of _____, 2007.

GoDaddy.com, Inc.

Per:

Authorized Signing Officer

Name:

(Please Print)

Position:

(Please Print)

Hosting Matters, Inc.

Per:

Authorized Signing Officer

Name:

(Please Print)

Position:

(Please Print)

Hossein Derakhshan

Signature of Witness to Derakhshan

Name:

(Please Print)

Editor: Myself (Persian)

This is Google's cache of <http://i.hoder.com/indexfull.xml> as retrieved on Mar 28, 2007 22:24:08 GMT. Google's cache is the snapshot that we took of the page as we crawled the web. The page may have changed since that time. Click [here](#) for the current page without highlighting. This cached page may reference images which are no longer available. Click [here](#) for the cached text only. To link to or bookmark this page, use the following url: http://www.google.com/search?q=cache:_N22j51JtYMJ:i.hoder.com/indexfull.xml+%D9%85%D9%87%D8%AF%DB%8C+%D8%AE%D9%84%D8%AC%DB%8C&hl=en&ct=clnk&cd=2&g1=us

Google is neither affiliated with the authors of this page nor responsible for its content.

These search terms have been highlighted: Mehdi Khalaji

<http://i.holder.com>. This is a Persian (Farsi) weblog, written by Hossein Derakhshan (aka, Hoder), an Iranian Multimedia designer and a journalist who has lived in Toronto since Dec 2000. He also keeps an English weblog with the same name. en-us hoder@hoder.com 2007-03-28T14:32:09+01:00 hourly, 2000-01-01T12:00+00:00 <http://news.bbc.co.uk/2/hi/europe/65-1997.stm>- This

15897 kkkkkkk @<http://i.hoder.com/world> 2007-03-28T14:32:09+01:00
http://www.mideastjustice.org/index.php?option=com_content&task=view&id=55
15896@<http://i.hoder.com/events> 2007-03-28T13:23:04+01:00 <http://sobhaneh.org>
15170@<http://vagrantly.com> ads03 2006-04-12T19:43:26+01:00
http://i.hoder.com/archives/2007/03/070328_015899.shtml

Mehdi Khalaji is the only Iranian who has worked for both Khamenei's office and Dick Cheney's, who intends to bomb Khalaji's former office building plus thousands of men, women and children living in the surrounding area.

Some time ago, AFPC (US Foreign Policy Centre), a right-wing firm with a close relationship with Israel, through its one-day convention regarding the "Iran's threat", launched its one-week-long propaganda campaign, thus frightening people in the US

about the growing threat of Iran. These thirty-second advertisements were broadcast the CNN, SNBC, Headline News and Fox News channels. (See one of the thirty-second anti-Iranian videos.)

At the conference (represented in the form of a new program as “Freedom of Iran”), Mehdi Khalaji along with Ilan Berman, Patrick Clawson, James Woolsey and a few others, gave lectures on the growing threat of Islamic Republic of Iran and the roots the regime. (See the complete videos of the speeches.)

Mehdi Khalaji, while struggling to read the English translation of his article, tried to explain the reason why political changes were not possible from inside Iran and, as result [in order to eliminate “the growing threat of Iranians against world peace”], the US must choose either military action or economic sanctions, instead of holding

I don’t know what you would like to call Mr. Khalaji’s informed help, giving ideas cruelest and dirtiest enemies of Iran and humanity. But I do know that if I run into one day, instead of saying hello, I will spit in his face.

]]> 15899<http://i.hoder.com/iran-soc&pol/2007-03-28T22:08:02+01:00>

http://i.hoder.com/archives/2007/03/070327_015895.shtml - In the comment section someone in the past stated that I had become a strong critic of the US, since I had difficulty staying in New York as planned in September 2005, when the American officers at the border on the Peace Bridge, near Buffalo (I know the pronunciation

All Languages Ltd®

down, and then vice versa. One is “regime change” or destroy Iran, which has two branches; one supports military action, or the “velvet revolution” or civilian resistance (which is looked after by Ganji with complete stupidity), or social changes. There is also another policy, which is moderation of the behaviour of the Iranian regime through increased interaction, mutual talks and economic relationships.

Just be aware that “regime change” or destroying the regime is a term with a specific meaning that is different from its literal meaning, which is a complete change of government. I will write about this later.

It is obvious which of all of these American and European *think-tanks* and academic and semi-academic organizations working on Iran follow what specific policy. But it is interesting to know that almost all Iranians who have recently gone to the US have joined one of the centres that follow the “regime change” line of thought.

For example, the Washington Institute, where Mehdi Khalaji and Sazgara work or have worked, openly supports the “regime change” policy, even through military action. (Just imagine that Mehdi Khalaji has worked for both the “Entekhab” newspaper connected to Khamenei and the institute that intends to bomb his former office. What an integrated moral system.)

Or, for example, some of the former members of the Tahkim Vahdati group, including Afshari and Atri and many of the younger ones, have joined the Human Rights

- Statistics as the world's blogs for each country / Iranian blogs are estimated to total around 700,000
- Omid Memarian receiving an award from Human Rights Watch / I hope this news will not cause a problem for his family. **Perhaps it would be a good idea if he condemns it in his blog.**
- Ahmadinejad: Israel is an insult to human dignity and must be wiped off the map / **Someone's got to stop this stupid person!**

Oct. 26, 2005

- The first research report written by Mehdi Khalaji for the Institute in Washington / What Khalaji and Sazgara are doing is the same as if Ralph Nader goes to Al Ghadah and writes an article for Bin Laden on how to attack the US.

Oct. 25, 2005

- An Arabic television channel is being developed by the BBC / In 2007 it will broadcast 12 hours of publicly funded programming a day. **10 European language services will be eliminated.**
- "Human Sciences", "Reading in English" means what?; Khorshid Khanoom / She is actually right. If you want to learn, you have to read it.

That is the reason I convict Shirin Ebadi for her works after being awarded the Nobel Prize, because her works are narrative colonial paradigm. I have the same opinion towards Mehrangiz Carr, Azar Nafisi, Akbar Gnji, Ramin Jahanbegloo, Ahmad Batabi, Ali Afshari, Hossein Bastani and many more. I am not saying they are betrayers, because their benefit to colonial power is indirect and probably without their knowledge. But people like Reza Pahlavi, Mohsen Sazgara, Mehdi Khalaji and Abass Fakhravar, who provide services to colonial power directly and knowingly, are convicted, and the Islamic Republic can exercise its right to convict and punish them someday. As much as the US can reward them for their services.

But there are many other critics of the Islamic Republic and political activists whose narratives, either informed, or non-informed, even under the strong pressure of the structuralist wing of the government, are post-colonial paradigm. There are not too many out of Iran, but out of those in Iran, I can mention the names of Shadi Sadr and Emad Baghi.

I will write more about Shadi Sadr and the importance of her existence later, but she works as hard in the area of women's rights as the other women who call their activities a secular movement, and she also tolerates lots of pressure. However, contrary to the movement considered as "secular," her activities are based on a post-colonial paradigm. For this reason, ordinary people from Iran benefit from her activities more than they would from someone like Mehrangiz Carr, whose activities after leaving Iran benefit