



The Computer Hospital of K-W and MyITtech

February 18, 2013

VIA EMAIL

Mr. Eric A. Prager,
K&L Gates LLP,
599 Lexington Avenue,
New York, NY 10022-6030
eric.prager@klgates.com

Re: MyITtech/Enigma Software Group

Dear Mr. Prager,

This is to inform you that I have temporarily suspended my video, making it un-viewable to the public. However, I would like to cite my Fundamental Freedoms under The Canadian Charter of Rights and Freedoms in the Constitution Act of 1982 where everyone has the freedom of thought, belief, opinion and expression including freedom of the press and other media communication (see The Constitution Act, 1982, c.11 (U.K.), Schedule B, Part 1, Canadian Charter of Rights and Freedoms, Fundamental Freedoms, Section 2, Part a).

By demanding that I remove the video and all comments immediately, you are infringing on my Right to Freedom of Speech and as per The Canadian Charter of Rights and Freedoms, anyone whose rights or freedoms, as guaranteed by the Charter, have been infringed or denied may apply to a court of competent jurisdiction to obtain such remedy as the court considers appropriate and just in the circumstances (see The Constitution Act, 1982, c.11 (U.K.), Schedule B, Part 1, Canadian Charter of Rights and Freedoms, Enforcement, Section 24, Part 1).

By threatening to pursue legal action, I am informing you that as a minor and under the age of 18 which falls under the Canadian Legal age of Majority, I am protected by the Child and Family Services Act of Ontario, R.S.O. 1990, c. C.11. Therefore, your civil law suit will not be entertained by an Ontario Provincial court.

In addition, should you wish to pursue legal action in the United States of America, it will have no ramifications on me in Canada. Should you wish to pursue a case here, in an Ontario Provincial Court where United States laws do not apply, you are welcome to do so, but all Foreign Plaintiffs must post security for costs and the prevailing party must pay the other's Attorney's Fees as they are recoverable. Also, this matter does qualify as a Civil Case in an Ontario Provincial Court therefore, jury will not be present.



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Having stated the above, I will re-evaluate SpyHunter 4 and post the results as they appear at my discretion. I will also inform my viewers why a second video of your client's product was uploaded and include your letter in the new video.

Please note, my testing guidelines are fairly simple. To indicate that an antivirus, antimalware, antispysware, or other such program has blocked a threat from infecting the Virtual Machine, it must indicate that it did so through a popup notification, warning alert, etc. within a reasonable time period of less than 10 seconds which SpyHunter 4 did not successfully do.

Also, it was found that SpyHunter 4 uses scare tactics, similar to those of "Scareware" (please see the attached resource links should you need proof of this). When a program detects tracking cookies, and indicates that they are a threat, it is a serious cause for concern, and this could be scaring users into purchasing the software when they had no need to worry. The part that concerned me was that SpyHunter found tracking cookies on a computer which was a fresh installation of Windows 8, meaning that it had never connected to the internet via a web browser and thus tracking cookies would not be on the system yet (I am referencing the link below).

Please note, that either you and your client had no right to find my address or place of residence. You are in violation of Ontario's Child and Family Services Act (R.S.O. 1990, c. C.11) and The Privacy Act of Canada (1980-81-82-83, c.111, Sch. 2 "1"). By violating The Privacy Act of Canada, a Federal Act, I am able to file a complaint with the Office of The Privacy Commissioner of Canada who will launch an investigation on my behalf.

Resources:

<http://computerhospitalkw.com/resources/resourceid193>

<http://computerhospitalkw.com/resources/resourceid194>

<http://safeweb.norton.com/reviews?url=enigmasoftware.com>

As you can see from the resource links above, others have similar views of SpyHunter 4, including the My Web of Trust Service.

Because the video has been suspended, and to maintain the authenticity of the statement you issued on behalf of your client, you and Enigma Software Group are no longer eligible to pursue legal action and seek reimbursement for monetary damages.

Finally, my videos are published to provide my viewers with information I discover in my software tests and reviews. I provide my viewers with my results and no party has the right to threaten me or stop me from doing so, therefore please conduct yourselves accordingly.



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Sincerely,



MyITtech

cc: Enigma Software Group