

1 Bennet G. Kelley (SB #177001)
INTERNET LAW CENTER
2 100 Wilshire Blvd, Suite 950
Santa Monica, CA 90401
3 Telephone: (310) 452-0401
4 Facsimile (702) 924-8740

5 Attorneys for TROPICINKS, LLC,
DATASTREAM GROUP INC. AND
6 LEIGH-ANN COLQUHOUN

7
8 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **FOR THE COUNTY OF SAN FRANCISCO**
10

11 DANIEL L. BALSAM
12 Plaintiff,

13 vs.

14 DSG DIRECT, INC. *et al.*,
15
16 Defendant.

Case No: CGC-05-441630

**DECLARATION OF LEIGH-ANN
COLQUHOUN IN OPPOSITION TO
PLAINTIFF'S MOTION TO AMEND
JUDGMENT**

DATE: September 1, 2009

TIME: 9:30 A.M..

DEPT.: 218

17
18
19 I, LEIGH-ANN COLQUHOUN, declare as follows:

20 1. I am or have been a shareholder or interest holder and officer of DSG Direct, Inc and
21 Your-Info-Inc. (the "Florida Defendants") as well as TropicInks, LLC and Datastream Group, Inc.
22 The matters set forth in this declaration are known to me of my own personal knowledge, and if called
23 as a witness, I could and would competently.

24 2. Datastream Group ("Datastream") and TropicInks LLC ("Tropic") are separate legal
25 entities from the Florida Defendants. Each entity has its own bank accounts separate from the Florida
26 Defendants and has observed requisite corporate formalities such as annual filings with the Florida
27 Secretary of State.

28 **DECLARATION IN OPPOSITION TO PLAINTIFF'S
MOTION TO AMEND JUDGMENT**

Page 1

1 3. DSG Direct is an e-commerce company selling ink products founded in 2003 in
2 Gainesville, Florida. My son Daniel Reinerston, was the key employee for DSG Direct, as he
3 managed its marketing operating (including those at issue in this lawsuit). In 2006, Daniel was killed
4 in a motorcycle accident. It was a very painful loss for my family and our business and led to DSG
5 Direct's steady decline.

6 4. It took several years for me and my family to recover from the grief and devastation
7 from this tragedy. It was not until two years later that Tropic was launched with me and my
8 surviving son as members and we began to refocus our efforts. Tropic operates out of Sarasota,
9 Florida.

10 5. Datastream is not an e-commerce company such as DSG Direct or Tropic but rather is
11 an internet services company. Datastream has provided services to DSG Direct, such as domain name
12 management, but never commingled any assets with DSG Direct and was compensated for its
13 services. Datastream is based in Bonita Springs, Florida which is approximately 100 and 275 miles
14 south of Sarasota and Gainesville respectively.

15 6. Datastream and Tropic are separate and distinct entities and are not successor nor alter
16 ego entities of the Florida Defendants.

17
18 I declare under penalty of perjury under the laws of the State of Florida that the foregoing is true and
19 correct.

20
21
22 

23
24 -----
25 **LEIGH-ANN COLQUHOUN**