

I DOLORES LEZA DECLARE AS FOLLOWS:

THIS DECLARATION IS BASED UPON MY PERSONAL KNOWLEDGE AND PARTICIPATION IN THE EVENTS DESCRIBED. IF AND WHEN CALLED TO TESTIFY AS A WITNESS, I WILL COMPETENTLY STATE AS FOLLOWS:

I HAVE BEEN EMPLOYED BY JIVE NETWORK FROM APPROXIMATELY 2003 TO 2005.

APPROXIMATELY TEN DAYS PRIOR TO THE EXECUTION OF THE APRIL 19TH, 2005 SEARCH WARRANT, I RECEIVED A REQUEST TO SHIP SOME DRUGS TO FLORIDA FOR A PERSON WHO CLAIMED HE WAS FROM ANOTHER STATE BUT WAS VACATIONING IN FLORIDA. THE ORDER WAS REJECTED BECAUSE FLORIDA WAS ONE OF THE RESTRICTED STATES AND THE FUNDS WERE RETURNED. SUBSEQUENTLY, ON APRIL 19TH, 2005, I LEARNED THAT THE PERSON WHO MADE THIS ORDER WAS THE SAME AGENT WHO WAS QUESTIONING MY COWORKER AND OR EMPLOYEE BRANDY DOBBINS.

ON APRIL 12, 2005, I HIRED A PERSON BY THE NAME OF TONY LAMMATT. I DID NOT KNOW HE WAS AN UNDERCOVER AGENT. TONY WAS GIVEN A TOUR OF THE COMPANY. DURING ORIENTATION MR. LAMMATT ASKED MANY QUESTIONS CONCERNING THE OPERATION OF JIVE NETWORK. I WENT OVER THE TRAINING MATERIAL WITH MR. LAMMATT CONCERNING THE PROCESS INVOLVING PHYSICIANS, PHARMACISTS AND SHIPMENTS TO STATES WHERE THERE WERE LEGAL RESTRICTIONS. MR. LAMMATT WAS TOLD JIVE NETWORK DOES NOT SHIP ANY PHARMACY ORDERS OUT OF THE COUNTRY.

MR. LAMMATT ASKED FOLLOW UP QUESTIONS OF WHAT SHOULD HE DO IN THE EVENT THE CUSTOMERS POSE QUESTIONS OF A MEDICAL NATURE. HE WAS TOLD TO INFORM THE CALLERS TO CONSULT WITH THEIR LOCAL DOCTORS AND OR PHARMACISTS.

MR. LAMMATT WAS GIVEN A TOUR OF JIVE NETWORK FACILITY AND AT ONE POINT HE ASKED WHAT WAS BEHIND ONE OF THE CLOSED OFFICES. I WALKED MR. LAMMATT THROUGH THIS OFFICE WHICH WAS THE DEPARTMENT IN CHARGE OF WEB DESIGNS AND CONTENTS. I ASSIGNED EMPLOYEE LINDA FORGIE TO TRAIN MR. LAMMATT AND KNOW FOR A FACT THAT HE HIMSELF HANDLED SOME CALLS. DURING ORIENTATION MR. LAMMATT WAS PROVIDED WITH AN EMPLOYEE TRAINING PACKAGE TO FAMILIARIZE HIMSELF WITH HIS NEW ASSIGNMENT.

ON APRIL 19, 2005, THE FBI AGENTS ENTERED JIVE NETWORK, POINTED GUNS AT EVERYONE AND ORDERED THE EMPLOYEES TO PUT THEIR HANDS UP IN THE AIR. AT LEAST ONE MALE EMPLOYEE WAS PLACED ON HIS KNEES WITH HIS HANDS

BEHIND HIS HEAD. NONE OF THE EMPLOYEES WERE ALLOWED TO MAKE OR RECEIVE PHONE CALLS OR GO TO THE BATHROOM WITHOUT BEING ESCORTED BY AN ASSIGNED AGENT. WE WERE ALL SEARCHED AND DIRECTED TO GO TO THE PARKING LOT WHERE WE WERE INTERROGATED. I RECOGNIZED TONY LAMMATA AS AN AGENT I HIRED DAYS EARLIER AND I WAS SHOCKED TO SEE HIM THERE WITH A GUN. I WAS NOT ALLOWED TO LEAVE THE FACILITY UNTIL THE INTERVIEW WAS FINISHED.

ON OR ABOUT APRIL 23, 2005 DET. HARRY OAKLY RAN INTO ME AT THE WAL-MART PARKING LOT. HARRY TOLD ME THAT JUDE LACOUR IS GOING TO BE INDICTED AND THAT HIS HOUSE AND HIS ASSETS WERE GOING TO BE TAKEN AWAY. HARRY TOLD ME THAT HE KNEW JUDE WAS IN CALIFORNIA AND SUGGESTED THAT I GET A NEW JOB BECAUSE JUDE WAS IN A LOT OF TROUBLE. HARRY STATED THAT HE WAS OFFERED THIS CASE BUT DECLINED BECAUSE HE USED TO DATE JUDE'S EX GIRLFRIEND "MONA" AND THAT THE AGENT IN CHARGE OF THE CASE WAS HIS FRIEND "JOSH".

I TOLD HARRY THAT I HAVE WORKED FOR JUDE FOR ALMOST 2 YEARS AND THAT HE DID EVERYTHING BY THE BOOK AND THAT HE WAS AN HONEST MAN WHO WOULD NEVER DO ANYTHING TO JEOPARDIZE HIS COMPANY OR EMPLOYEES.

ON OR ABOUT APRIL 29, 2005, I PROVIDED A WRITTEN STATEMENT TO BILL PAVELIC CONCERNING THE APRIL 19TH, 2005, JIVE NETWORK RAID. MANY OF THE ISSUES RAISED IN THIS DECLARATION WERE COVERED IN THE AFOREMENTIONED CORRESPONDENCE.

ON OR ABOUT JUNE 2005, I WAS REQUESTED TO MAKE AN APPEARANCE AND TO SUBJECT MYSELF TO AN INTERVIEW AT THE OFFICES OF THE DAYTONA BEACH FBI. I WAS INTERVIEWED BY FBI AGENT JOHN GROESCHNER. PRESENT AT THIS INTERVIEW WERE TWO OTHER AGENTS WHOSE IDENTITIES I DO NOT KNOW. I WAS ASKED MANY QUESTIONS AND I HAD EXPLAINED TO THE AGENTS PROCEDURES CONCERNING JIVE CONTROLS. I WAS STUNNED WHEN AT SOME POINT THE AGENTS WERE TRYING TO PERSUADE ME THAT THERE WERE NO GUNS EXHIBITED DURING THE RAID. I TOLD THEM THAT I WAS TERRIFIED AND SCARED FROM THE EXPERIENCE AND NOT SOMETHING THAT I WOULD FORGET.

ON OR ABOUT JUNE / JULY 2005, I TESTIFIED AT THE GRAND JURY AND BROUGHT OUT THE FACT THAT GUNS WERE POINTED AT THE EMPLOYEES DURING THE RAID. THE GRAND JURORS ASKED A LOT OF QUESTIONS WHICH I ANSWERED PROMPTLY AND HONESTLY.

FROM MAY 2005 TO APRIL 2009, I HAVE NOT BEEN IN CONTACT WITH ANY MEMBER OF THE DEFENSE TEAM AND OR MR. LACOUR. HOWEVER, ON SATURDAY, APRIL 18, 2009, I WAS SERVED WITH A FEDERAL SUBPOENA TO APPEAR AS A DEFENSE WITNESS IN THE JUDE LACOUR MATTER. ON MONDAY,

APRIL 20, 2009, I APPEARED AND TESTIFIED IN THE MATTER OF UNITED STATES V. JUDE LACOUR. HOWEVER, I WAS UNABLE TO ANSWER MANY OF THE QUESTIONS DUE TO PROSECUTORS EXCESSIVE OBJECTIONS.

ON APRIL 22, 2009 I MET WITH JUDE LACOUR'S DEFENSE INVESTIGATOR BILL PAVELIC IN LAKE MARY. I WAS SHOWN THE APRIL 15, 2005, MASTER AFFIDAVIT IN SUPPORT OF SEARCH AND SEIZURE WARRANTS TO DETERMINE IF THE STATEMENT BY FBI AGENT JOHN GROESCHNER WAS CORRECT. IN THE SEARCH WARRANT AFFIDAVIT, AGENT JOHN GROESCHNER STATED THE FOLLOWING:

“...ON APRIL 12, 2005, AN FDA AGENT ACTING IN AN UNDERCOVER CAPACITY RESPONDED TO A CLASSIFIED ADVERTISEMENT IN THE DAYTONA BEACH NEWSPAPER ADVERTISING EMPLOYMENT AT JIVE NETWORK, 420 FENTRESS BOULEVARD, DAYTONA BEACH, FLORIDA AS A CUSTOMER SERVICE REPRESENTATIVE. THE AGENT MET WITH TWO CUSTOMER SERVICE MANAGERS. DURING HER INTERVIEW, THE AGENT WAS TOLD THAT JIVE SELLS PRESCRIPTION DRUGS OVER THE INTERNET AND THAT HER JOB WOULD REQUIRE HER TO ANSWER 800 PHONE CALLS A DAY FROM CONSUMERS ALL OVER THE COUNTRY WHO ORDERED PRESCRIPTION DRUGS. WHILE IN THE FACILITY, THE AGENT OBSERVED AT LEAST 20 STAND ALONE COMPUTERS AND TWO ROOMS DESIGNATED IT ROOM 1 AND IT ROOM 2....”

THE STATEMENT PROVIDED BY JOHN GROESCHNER IS INCORRECT BECAUSE IT REFERENCES AN UNDERCOVER AGENT WHO WAS A WOMAN. THE EMPLOYEE WHO WAS HIRED AND TRAINED ON APRIL 12, 2005, WAS A MALE WHO REPRESENTED HIMSELF AS TONY LAMMATTIA.

ON APRIL 24, 2009, AT THE REQUEST OF DEFENSE INVESTIGATOR BILL PAVELIC, I RESPONDED TO LAKE MARY TO REVIEW A DOCUMENT THAT WAS PREPARED BY FBI AGENT JOHN GROESCHNER ON APRIL 25, 2005. IN THIS 302 DOCUMENT, PAGE 3, PARAGRAPH 5, AGENT GROESCHNER MADE THE FOLLOWING STATEMENT:

“...ON APRIL 19, 2005, AT 9:00 A.M., FEDERAL AGENTS EXECUTED THE SEARCH WARRANT AT 420 FENTRESS BOULEVARD, DAYTONA BEACH, FLORIDA. UPON INITIAL ENTRY TO THE PREMISES, ALL PERSONNEL WERE TOLD TO STEP AWAY FROM THEIR DESKS AND REMAIN IN THE CENTER OF MAIN ROOM OF THE CENTRAL LOCATION. AT THE SAME TIME, ALL COMMUNICATIONS LINES WAS DISABLED. ALL OF THE PERSONS LOCATED ON THE PREMISES WERE FRISKED FOR OFFICER SAFETY, AND WERE ESCORTED TO THE PARKING LOT, WHERE THEY WERE INTERVIEWED BY PARTICIPATING AGENTS USING A FIELD INTERVIEW SHEET. COPIES OF THESE SHEETS WERE PLACED IN AN FD-340 AND ARE HEREBY MADE PART OF THE FILE. DURING THE EXECUTION OF THE WARRANT, ACCESS TO THE LOCATION WAS MONITORED AND SECURED BY UNIFORMED OFFICERS FROM

THE DAYTONA BEACH POLICE DEPARTMENT AND THE VOLUSIA COUNTY
SHERIFF'S OFFICE..."

AS STATED EARLIER, THE RAID CONDUCTED AGAINST JIVE NETWORK INVOLVED
MANY AGENTS WHO PULLED OUT THEIR GUNS AND POINTED THEM AT THE
EMPLOYEES, INCLUDING "LANCE" AN EMPLOYEE WHO IS HANDICAPPED AND
PARALYZED. THIS INFORMATION WAS OMITTED FROM THE FBI 302 REPORT.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND
CORRECT.

EXECUTED AT LAKE MARY, FLORIDA, ON APRIL 24, 2009.

A handwritten signature in black ink, appearing to read "Dolores Leza", with a long, sweeping flourish extending to the right.

DOLORES LEZA