

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF VERMONT**

U.S. DISTRICT COURT
DISTRICT OF VERMONT
FILED
2007 APR 11 AM 8:30

BY _____ CLERK
DEPUTY CLERK 

BIBLE & GOSPEL TRUST)	CASE: NO: 2:07-cv-17
)	
VS)	MAGISTRATE JUDGE:
)	JEROME J. NEIDERMEIER
TIMOTHY J. TWINAM)	
)	ANSWER TO COMPLAINT

Now comes the Defendant, Timothy J. Twinam, for himself alone and answers Plaintiff's Complaint as follows:

1. NEITHER ADMITTED NOR DENIED, as your Defendant does not have sufficient knowledge to admit or deny this statement.
2. ADMITTED
3. ADMITTED
4. DENIED, for the reason that the statement is untrue: Defendant does not own the Domain Name of the site peebs.net. Defendant has assisted with technical aspects of the website as the Plaintiff is well aware. The Plaintiff is attempting to discover the owner of the website by use of Strategic Litigation (SLAPP).
5. NEITHER ADMITTED NOR DENIED, as your Defendant does not have sufficient knowledge to admit or deny this statement.
6. NEITHER ADMITTED NOR DENIED, as your Defendant does not have sufficient knowledge to admit or deny this statement apart from the fact that Defendant is a citizen of United Kingdom and is resident in the state of Vermont.
7. ADMITTED IN PART, AND DENIED IN PART: your Defendant is not the owner of the Domain Name peebs.net.
8. ADMITTED IN PART, AND DENIED IN PART: your Defendant assisted the development of the website peebs.net from time to time when requested to do so, also the Defendant was a member of the Exclusive Brethren, not "the Brethren" – an important distinction as there are many different groups called 'Brethren'.
9. ADMITTED



10. ADMITTED IN PART, AND DENIED IN PART: your Defendant is not the owner of the Domain Name peebs.net but has assisted from time to time with moderation duties as do many other peebs.net members.
11. ADMITTED
12. ADMITTED
13. ADMITTED
14. ADMITTED IN PART, AND DENIED IN PART: your Defendant has not participated on the peebs.net forums since some time in 2005. Richard Wyman has never participated in the peebs.net website in any way. This is a fabrication.
15. NEITHER ADMITTED NOR DENIED, as your Defendant does not have sufficient knowledge to admit or deny this statement. Your Defendant does not possess a copy of the 'Copyrighted Materials'.
16. NEITHER ADMITTED NOR DENIED, as your Defendant does not have sufficient knowledge to admit or deny this statement.
17. NEITHER ADMITTED NOR DENIED, as your Defendant does not have sufficient knowledge to admit or deny this statement with the exception that any use of Plaintiff material would be classified as 'Fair Use' for the purposes of commentary and criticism.
18. NEITHER ADMITTED NOR DENIED, as your Defendant does not have sufficient knowledge to admit or deny this statement with the exception that the publication referred to was a poem by a third party contributor which is not part of the Copyrighted Materials and was placed on the public forums of peebs.net.
19. NEITHER ADMITTED NOR DENIED, as your Defendant does not have sufficient knowledge to admit or deny this statement with the exception that the links referred to were public domain through the Web Archive Project. These links have since been made useless as public access has been blocked by persons unknown.
20. DENIED: your Defendant does not have a copy of the Copyrighted Materials referred to at 15.A and 15.B furthermore it is now impossible to access the Web Archive Project as access has been blocked by persons unknown.
21. NEITHER ADMITTED NOR DENIED, as your Defendant does not have sufficient knowledge to admit or deny this statement excepting the comment that the Copyrighted Materials referred to in 15.A and 15.B have not been published by peebs.net.



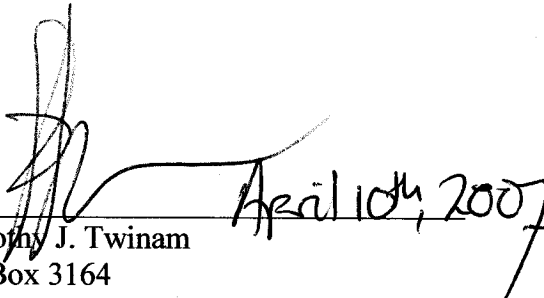
22. NO COMMENT
23. NEITHER ADMITTED NOR DENIED, as your Defendant does not have sufficient knowledge to admit or deny this statement.
24. NEITHER ADMITTED NOR DENIED, as your Defendant does not have sufficient knowledge to admit or deny this statement and does not possess copies of the 'Copyrighted Materials'.
25. NEITHER ADMITTED NOR DENIED, as your Defendant does not have sufficient knowledge to admit or deny this statement.
26. DENIED: your Defendant does not have the materials referred to in 15.A and 15.B.
27. ADMITTED IN PART, AND DENIED IN PART: your Defendant would remind the Court that a person may make limited use of another author's work without asking permission. Fair use is based on the belief that the public is entitled to freely use portions of copyrighted materials for purposes of commentary and criticism.
28. DENIED: the Defendant asks what infringement has occurred?
29. NO COMMENT
30. DENIED: the Defendant is not an owner of the Domain Name 'peebs.net'.
31. DENIED: the Defendant is not an owner of the Domain Name 'peebs.net'.
32. DENIED
33. NO COMMENT
34. ADMITTED
35. DENIED: the Defendant is not an owner of the Domain Name 'peebs.net'.
36. DENIED: your Defendant would disagree with both the implication and the reasoning behind this statement. There are many reasons why Exclusive Brethren material should be published. Your Defendant objects to the insinuation that there has been poor conduct involved.
37. DENIED



WHEREFORE, Your Defendant prays that this Honorable Court will:

1. Dismiss this case based on the fact that your Defendant is not an owner of the Domain Name 'peebs.net' and the fact that his only involvement has been as a technical assistant when asked.
2. Dismiss this case on the basis that any past or further use of copyrighted materials owned by the Plaintiff would be lawful on the basis of 'Fair Use' under the provisions made available in US Copyright legislation.
3. Award Defendant costs incurred in this action including reasonable attorneys' fees, as provided by any applicable law.
4. Award Defendant any further relief that this Court deems just and proper.

Respectfully submitted,



Timothy J. Twinam
PO Box 3164
STOWE
VT 05672

April 10th, 2007