

mp3 files have radically changed the music business. ♦ All should learn something about history of this change - *those who don't learn the lessons of history are doomed to repeat them*. ♦ File sharing on the internet was a central part of the rise of mp3 and decline of the consolidated control of music production and distribution. ♦ One of the earliest better known software programs which enabled peer to peer file sharing on the internet was called Napster. The **RIAA** sued Napster and successfully caused its demise.   
   
 **Another program which enabled file sharing emerged called Aimster**, which was developed by an internet expert by the name of John Deep. ♦ Aimster was similarly subjected to significant litigation. The significance of [litigation which emerged around Aimster](http://www.johndeep.com/) has not yet received the attention of the media. ♦ Peculiar and troubling facts are alleged about the legal representation by David Boies on behalf John Deep as a debtor in a bankruptcy filing. ♦ However, BankruptcyMisconduct predicts that eventually Mr. Deep's case will receive significant attention.   
   
 **When is Legal Representation a Fraud or a Farce?**   
   
 In the *legal industry*, "right" and "wrong" does not matter. What matters is *"how much money do you have"* and *"how much can we harm your opponent in terms of cost and delay"*. ♦ Many business disputes are resolved by litigation which does not run its course, or where the lawyer for one side had a conflict of interest with their opponenet and thus **held a financial bias against their own client**. ♦ The result is truth and justice is cast aside for the benefit of the most aggressive payors of legal fees. ♦ Thus the U.S.A. has become a peculiar blend of opportunity for productive members of society, as well as for organized crime elements which have members in the legal industry.   
   
 **How can a software developer be liable for usage by third parties?**   
   
 **BankruptcyMisconduct.com** does not believe that a final legal resolution of the claim that the creator of a software program is responsible for every potential use of the program has ever been settled by the courts. ♦ Such finding would run counter to the precedent involving the manufacturers of videotape recorders and audio tapes. ♦ Alos consider: Why wouldn't Microsoft be responsible for producing OS software which allowed files to be shared, and for a MediaPlayer which allowed pirated mp3 files to be played? ♦ **Why wouldn't the lawyer for an underdog defendant of file sharing software file a cross-complaint against Microsoft so that potential liability is shared?** ♦ Such tactics were routinely utilized by lawyers in the CERCLA segment of the legal industry. ♦ As relevant as these questions might be, it doesn't matter as to the significance of some simple legal issues with Boies, the RIAA, and the John Deep litigation.   
   
 **A Deep Conflict for Boies?**   
   
 ♦ [John Deep's current allegations](http://www.internet-defense.org/) are startling. ♦ BankruptcyMisconduct unfortunately admits that public servants often protect people of their own kind; rare is the government attorney or judge who allows a brother to be punished. ♦ However, a simple instance of filling a false affidavit of disinterestedness in a bankruptcy case is sufficient to [put a lawyer in prison](http://www.amazon.com/Eat-What-You-Kill-Street/dp/0472114379), and [it has been done](http://www.texasbar.com/bankruptcy/newsletter.pdf).   
   
 We need more information regarding the Deep litigation. ♦ **If anyone has information regarding the public record filings in any bankruptcy case of Mr. John Deep, in particular sworn affidavits and fee requests by his counsel, we would**

appreciate a copy at [bankruptcyMisconduct.com](http://bankruptcyMisconduct.com). We will try to post news related to Mr. Deep below, perhaps with highlighted excerpts from his web site.

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