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December 22, 2022

**VIA FEDEX, ELECTRONIC MAIL, AND DIRECT MESSAGE**

Sports Card Radio  
[sportscardshow@gmail.com](mailto:sportscardshow@gmail.com)

RE: Your False and *Per Se* Defamatory Statements About Geoff Wilson (“Geoff”), Three Five Two, Inc. (“Three Five Two”), and Sports Card Investor, LLC (“Sports Card Investor”) (collectively, the “Wilson Parties”)

Dear Messrs.,

We have been retained by the Wilson Parties to take legal action in connection with your false and *per se* defamatory accusations against them. Among your many false accusations, you have repeatedly accused the Wilson Parties of engaging in criminal fraud. They never did, and you know it. In fact, you knew and were advised they were innocent and continued accusing them of criminal fraud. On December 7, 2022, you assured your audience that “the situation with Geoff Wilson has become a lot more clear.” You stated you had uncovered “the first provable, provable, evidence of where Geoff got his money, not some \$2 million double dip PPP loan or a triple dip PPP loan.” On that, we can agree. Geoff did not fund his sports card collecting or travels with PPP loans. He used the money he earned over two decades as a serial entrepreneur. Yet on December 8, 2022, you were back at it, knowingly and falsely accusing the Wilson Parties of “criminal fraud” for supposedly spending PPP loan money on sports cards. The First Amendment does not protect your knowingly false and *per se* defamatory accusations of criminal conduct or the many other false accusations you’ve made. To afford you an opportunity to mitigate the substantial reputational harm you have caused to our clients, we demand that you retract your False Accusations<sup>1</sup> in as conspicuous a manner as they were originally published.

**I. The False Accusations**

Beginning on December 4, 2022, you began a relentless campaign to falsely defame the Wilson Parties for clicks, spite, and professional advantage. Your accusations are riddled with false information that you either knew to be false or that you published with a reckless disregard for the truth. Through both discrete statements of fact and the juxtaposition of other defamatory statements, you communicated a torrent of false and *per se* defamatory gists about the Wilson Parties, including the following: they committed criminal fraud, including PPP loan fraud; they

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<sup>1</sup> Because of the sheer number of false and *per se* defamatory accusations you’ve made about the Wilson Parties, they are listed in attachment “A” hereto and defined as the False Accusations, which is incorporated herein by reference.

are criminals; they engaged in dishonest business practices; Geoff has pumped and dumped sports cards, including by advising his audience to buy the very cards he was selling; and the Wilson Parties played no part in generating the assets Geoff used to travel and to purchase sports cards. Each of these accusations is demonstrably false and baseless.

To begin with, you had no basis to accuse the Wilson Parties of engaging in PPP loan fraud—particularly as it relates to Geoff earning the funds he uses for travel and sports card investing. There is no truth to your accusations. The Wilson Parties have never comingled or misused funds from Three Five Two’s PPP loans, particularly for Geoff’s personal purchases. As will be fully discussed below, you have no actual evidence that he ever took the funds from Three Five Two’s PPP loans and used them to pay for sports cards and travel. Between your torrent of accusations of fraud, you’ve occasionally let the truth slip out—but then you inevitably return to knowingly and falsely accusing the Wilson Parties of criminal fraud. On December 5, 2022, you admitted, “I don’t know what’s true about Geoff Wilson’s businesses or not. I haven’t seen his books. I don’t do his accounting.” On December 6, 2022, you conceded, “Of course he didn’t take money from Three Five Two and move it to SCI or vice versa. No he didn’t use PPP money to buy cards directly.” On December 7, 2022, you revealed that “the situation with Geoff Wilson has become a lot more clear [sic]” because you uncovered “the first provable, provable, evidence of where Geoff got his money, not some \$2 million double dip PPP loan or a triple dip PPP loan.” Yet on December 8, 2022, in your video titled “@SportsCardInvestor Deflects PPP Fraud,” you describe his conduct as “criminally” and brand the Wilson Parties as engaging in “criminal fraud” in connection with Three Five Two’s PPP loans. This sequence provides unassailable proof that you knowingly made factual, false, and *per se* defamatory accusations of criminal conduct against the Wilson Parties. As you knew or should have known, the source of Geoff’s funds is obvious. He has had the good fortune of successfully founding, owning, operating, selling, and investing in numerous companies—which has resulted in Geoff earning enough money to invest in millions of dollars in sports cards and, of course, to take himself and his family on vacation.

Yet you accuse Geoff of not actually achieving any professional success that could support his lifestyle, despite your actual knowledge that he owns and operates at least two businesses that employ over seventy people: Three Five Two and Sports Card Investor. Three Five Two is a 25-year-old, mature company that has generated significant profits for decades. You either knew or should have known that Geoff’s business interests go well beyond those two companies. Geoff’s LinkedIn profile<sup>2</sup> and Sports Card Investor bio<sup>3</sup> list the numerous companies he has been involved with, including, without limitation, Neighborly Software, The iLS Network, NoviAMS, Dibbs, RoadSync, three Ben and Jerry’s franchises, and Social News Desk. The Sports Card Investor website describes that he “has founded thirteen companies and invested in many others, creating hundreds of millions of dollars in revenue.” As you’ve admitted, you have no evidence to the contrary. Instead, you fabricated a conflicting narrative to get clicks and attack the Wilson Parties.

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<sup>2</sup> See <https://www.linkedin.com/in/geoffwilson/>.

<sup>3</sup> See <https://www.sportscardinvestor.com/about-geoff/>.

While you use the success of Geoff's wife—including founding Social News Desk—to ridicule Geoff, you refuse to acknowledge the truth of Geoff's involvement in his families' successful sale of that company. As it states on LinkedIn, "Geoff supported his wife, Kim Wilson's, high-growth startup, Social News Desk—the world's leading social media tool set for journalists and media, used by 85% of the television newsrooms in the US—through its acquisition in 2014 by Graham Holdings, a Fortune 500 company." His Three Five Two and Sports Card Investor bios—which you should have and likely did read before accusing the Wilson Parties of criminal fraud—further explain that "[h]is involvement in his wife, Kim Wilson's, high-growth startup . . . led to its acquisition in 2014." Geoff is extremely proud of his wife's work as the founder and leader of Social News Desk. She is phenomenally bright, hard-working, and accomplished. And he is also proud of the work he did with Social News Desk, consulting, providing strategic guidance, and being part of the negotiation team for the 2014 sale. You, of course, have no evidence to dispute the publicly available facts about Geoff's involvement in that business either.

But make no mistake, Social News Desk is not the main source of Geoff's assets. While in one of your videos you falsely proclaim that the sale of Social News Desk is "the first provable, provable, evidence of where Geoff got his money," you are obviously and consciously ignoring the numerous other companies that Geoff publicly owns and invests in—including Three Five Two, of which Geoff is the majority owner, and Sports Card Investor. Your statements to the contrary are just fabrications.

Nor do you have any basis to portray Three Five Two as a company on the brink of insolvency because it joined the millions of American companies that were provided with PPP loans. Indeed, one of your fundamental points on this issue demonstrates either a conscious disregard for the truth or a profound ignorance about how to successfully operate a business amid once-in-a-century economic uncertainty. The PPP loan program wasn't based on whether a business could actually make payroll or was on the verge of failing. It was an opportunity for millions of companies to deal with the risk of laying off employees by taking out loans with a 1% interest rate—which is far lower than any business could hope to achieve raising funds on the private market. Literally millions of companies—including Three Five Two's competitors—made the obvious and economically rational decision to take out a PPP loan and have it forgiven. While you rail about other fundraising vehicles Three Five Two supposedly should have employed, none could provide terms that were as financially responsible as the PPP loan program. Three Five Two is a company with over 50 employees that depended on Geoff and his three partners to navigate historic global uncertainty so the employees could continue having salaries, homes, food, matching 401(k) accounts, and health, vision, and dental care (for which Three Five Two partially pays). The notion that Three Five Two should handicap itself by refusing to lawfully engage in the PPP loan program that its competitors capitalized on—all while jeopardizing its employees and their families' homes and healthcare—is indefensible. Three Five Two is run by a team, which includes several owners, all of whom wanted to take out PPP loans and have them forgiven. Geoff had a fiduciary duty to his partners, and a moral responsibility to Three Five Two's employees, to do just that. And it worked, Three Five Two did not layoff a single employee during the Pandemic.

Although Three Five Two was not on the brink of insolvency, the COVID-19 Pandemic presented serious risk to the business that all but demanded it obtain a PPP loan to avoid laying off employees. Three Five Two is a consulting agency that was built on in-person interactions. Its sales pipeline was almost entirely dependent on finding new clients at in-person conferences across the country and at in-person events the company itself hosted—often two to three times a month. And a large portion of Three Five Two’s services were in person, including small and large group workshops. You either knew or should have known all of this. But instead of providing the truth to your audience, you recklessly and falsely portrayed Three Five Two as a digital marketing and ad company that could have only experienced difficulty if it was mismanaged or if the books were cooked to discount the company’s gross receipts. Compounding that recklessness, you relied on an apples-to-oranges comparison to tout the false dichotomy that Three Five Two was being grossly mismanaged or was lying about its numbers. Specifically, you relied on anecdotal narrative about his booming digital ad business (which is focused on SEO and the like, unlike Three Five Two), to claim that Three Five Two should have likewise been booming during the Pandemic. As described below, this apples-to-oranges comparison was baseless—which you either knew or should have known if you weren’t being reckless.<sup>4</sup>

Ultimately, Three Five Two legally took out two PPP loans and legally had them forgiven—again, an entirely lawful and appropriate financial measure to protect its employees, the company, its four owners. You cannot point to any evidence that the company engaged in fraud in connection with that process, as none exists. Three Five Two lawfully used the money from its two PPP Loans for its payroll costs. And those payroll costs are indeed high because Three Five Two’s employees are well paid and receive a host of benefits. In 2020, more than half of its employees received a salary and benefits in excess of \$100,000/year, and for fifty (50) employees, that number exceeds \$77,000.

It also bears mentioning that your statements about how Geoff and Three Five Two should have raised funds are riddled with lies. First, Geoff never said that he or his companies could only raise money through PPP loans. Second, the notion that Geoff or his family should have just written a check to Three Five Two or put their home at risk through a “[h]ome equity line of credit” likewise demonstrates your conscious disregard of the facts or a profound ignorance for how businesses with multiple owners are financed. It would be the exception, not the rule, for a company that has multiple owners to obtain free financing from one of them, including because the IRS imputes interest to the loan resulting in the owner/lender having to pay taxes for interest he never actually collected. The standard and responsible practice is for such a loan to bear market rate interest. During the Pandemic, the prime rate (i.e., the short-term interest rate for loans) was 3.25% or higher<sup>5</sup>—not “near 0%” as you baselessly told your audience. Mr. Wilson, in fact, demonstrated the exact opposite of the professional incompetence

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<sup>4</sup> You even show your audience a chart of Sports Card Radio’s earnings during the pandemic, which has nothing to do with Three Five Two’s business. *See* December 6th Instagram Stories.

<sup>5</sup> *See* <https://www.jpmorganchase.com/about/our-business/historical-prime-rate>.

of which you accuse him when he and his Three Five Two partners took out PPP loans as opposed to playing with the livelihoods of employees or needlessly putting his family's home up.

Finally, you have falsely accused Geoff of engaging in a pumping and dumping scheme. First, as you know, you have no evidence that Geoff engaged in a pumping and dumping scheme, because this never happened. It is yet another false and *per se* defamatory fiction you have created to get clicks and attack Geoff. Second, you accuse Geoff of a pump and dump scheme because he did in fact label some sports card as buys when he was selling a lot of cards in 2021. As you also undoubtedly know—but hid from your audience—Geoff's *Buy, Sell or Hold* videos were often responding to direct questions from his audience about specific cards. And at that time, he continued to believe that some cards were buys. In fact, he was still buying cards at that time. Third, the notion that Geoff engaged in some pump and dump scheme is absurd on its face, as the small profit he would make from some a scheme is not worth the risk. You're of course free to truthfully criticize Geoff for picks that miss the mark. But the law of defamation does not allow you to falsely accuse Geoff of engaging in a pump and dump scheme.

The False Accusations are textbook defamation that find no protection under the First Amendment or any anti-SLAPP statute. And because you simply made them up, you will be liable for actual, general, and presumed compensatory damages, along with punitive damages to punish you for maliciously attacking the Wilson Parties.

## II. Legal Analysis

We will not belabor what is a straightforward matter, but we will provide some legal context to your actions. You made knowing and reckless false accusations against the Wilson Parties, including of criminal conduct, dishonest business practices, and professional incompetence. There is no applicable privilege that allowed you to do so. Your accusations are not protected by any First Amendment principles, including the protection afforded to some opinions or the constitutional actual malice standard. Nor will any anti-SLAPP statute shield you from liability for your actionable defamatory publications. From a damages perspective, your accusations are not only false but defamatory *per se* and, if necessary, will be proven to have been published with both constitutional and common law malice. Under any applicable choice of law analysis, you will be liable for presumed damages and for punitive damages, without any clear path to defending your conduct under the First Amendment.

*First*, accusations of criminality and/or dishonesty, which on their face denigrate the Wilson Parties in their trade, are *per se* defamatory and damages will be imposed with or without proof of actual harm. *Cf. Smith v. DiFrancesco*, 341 Ga. App. 786, 788 (2017) (“Libel per se consists of a charge that one is guilty of a crime, dishonesty or immorality. Statements that tend to injure one in his trade or business are also libelous per se.”); *Happy Tax Franchising, LLC v. Hill*, 2021 WL 3811041, at \*5 (S.D. Fla. June 7, 2021) (holding that “statements regarding fraud and dishonesty are *per se* defamatory as they impute conduct/characteristics incompatible with the proper exercise of his lawful business, trade, profession, or office”) (cleaned up); *Appel v. Wolf*, 2019 WL 4534540, at \*5 (S.D. Cal. Sept. 19, 2019), *aff'd*, 839 Fed. App'x 78 (9th Cir. 2020) (denying anti-SLAPP motion and holding that accusations of “potentially criminal conduct, securities fraud” are defamatory per se). Indeed, “[p]erhaps the clearest example of

libel *per se* is an accusation of crime.” *Barnes-Hind, Inc. v. Superior Court*, 181 Cal. App. 3d 377, 385 (1986). Moreover, to the extent any of your publications fail to make an explicit accusation, “it is well-established that a defendant is liable for what is insinuated as well as for what is stated explicitly.” *Solano v. Playgirl, Inc.*, 292 F.3d 1078, 1083 (9th Cir. 2002); *see also Jews For Jesus, Inc. v. Rapp*, 997 So. 2d 1098, 1108 (Fla. 2008) (“We agree with petitioner and its amici that defamation by implication is a well-recognized species of defamation that is subsumed within the tort of defamation.”).

*Second*, the use of a photograph and/or video may itself constitute defamation, “as long as the implication is itself one that a reasonable person would draw and the implication is actionable.” *Geary v. Goldstein*, 831 F. Supp. 269, 277 (S.D.N.Y. 1983) (noting that “numerous decisions have held that the implication derived from photographs” or “the juxtaposition of two pieces of videotape” may be actionable); *Reagan v. Sullivan*, 557 F.2d 300, 308-09 (2d Cir. 1977) (“[I]t is clear that publication of a photograph can constitute libel ...”). Indeed, the use of one’s photograph or image tends to solidify defamation claims. *See, e.g., Peck v. Tribune*, 214 U.S. 185, 188-89 (1909) (noting that “the insertion of the plaintiff’s picture in the place and with the concomitants that we have described” rendered publication defamatory).

*Third*, accusations of criminal conduct are rarely held protected opinions, particularly under the circumstances presented by your misconduct. There is no “wholesale exemption for anything that might be labeled ‘opinion,’” explicitly or implicitly. *Milkovich v. Lorain Journal Co.*, 497 U.S. 1, 18 (1990) (holding that “the connotation that petitioner committed perjury is sufficiently factual to be susceptible of being proved true or false” despite being couched as an opinion). As a result, accusations of criminal misconduct are unanimously recognized as implying an assertion of objective fact and therefore rarely entitled to protection as opinion. *Cf. Cianci v. New Times Pub. Co.*, 639 F.2d 54, 63-64 (2d Cir. 1980) (“Accusations of criminal activity, even in the form of opinion, are not constitutionally protected.... As noted by the Supreme Court of California ... [n]o First Amendment protection enfolds false charges of criminal behavior.... It would be destructive of the law of libel if a writer could escape liability for accusations of crime simply by using, explicitly or implicitly, the words ‘I think.’”) (internal citation omitted). The reason the law affords no protection to these types of opinions is clear: criminal conduct “either happened or it did not.” *Mamou v. Trendwest Resorts, Inc.*, 165 Cal App. 4th 686, 728 (2008). Because even opinions regarding alleged criminal activity are generally not afforded protection, the most common line of decisions holding accusations of criminal conduct to be protected speech arise where the publisher was not “seriously maintaining” his accusation; *i.e.* that the accusation was not literal but merely hyperbolic and reasonably understood by the viewer to be a joke or exaggeration. *Cf. Unelko Corp. v. Rooney*, 912 F.2d 1049, 1054 (9th Cir. 1990). That wrinkle will not protect you. You have demonstrated yourself to be, and the contexts of your publications confirm, serious about your false accusations that the Wilson Parties have engaged in criminal conduct punishable by law, including PPP loan fraud.

*Fourth*, and requiring the most ink to articulate, you have no viable defense on the issue of fault, primarily because of the broad scope of the evidence of your wrongdoing and the law permitting a cumulative assessment of actual malice. *See, e.g., D.A.R.E. Am. v. Rolling Stone*

*Magazine*, 101 F. Supp. 2d 1270, 1277-78 (C.D. Cal. 2000) (“[A]ctual malice may be proven by circumstantial evidence, given the totality of the circumstances surrounding the publication.”). Your actual malice is demonstrably evident both in legally and factually significant ways.

As an initial matter, you have admitted to your reckless disregard for the truth or your actual knowledge of falsity. For example, on December 5, 2022, you admitted the following: “I don’t know what’s true about Geoff Wilson’s businesses or not. I haven’t seen his books. I don’t do his accounting.” See December 5th Video. Nevertheless, for days on end, you then go on to accuse him, *e.g.*, of criminal fraud. In yet another example of your actual malice, on December 7, 2022, you have a moment of clarity in which you admit that the Wilson Parties did not engage in criminal PPP loan fraud but instead used his family’s money to fund his sports card investments. But the next day, you return to falsely branding the Wilson Parties “criminal fraud[s].” More to the point, it is plain that you concocted your accusations of criminal fraud out of thin air. The mere existence of lawfully forgiven PPP loans does not give you *any* basis to accuse the Wilson Parties of criminal fraud. The accusation was simply fabricated. See, *e.g.*, *St. Amant v. Thompson*, 390 U.S. 727, 732 (1968) (actual malice exists where accusations are “fabricated by the defendant” or are “the product of his imagination”).

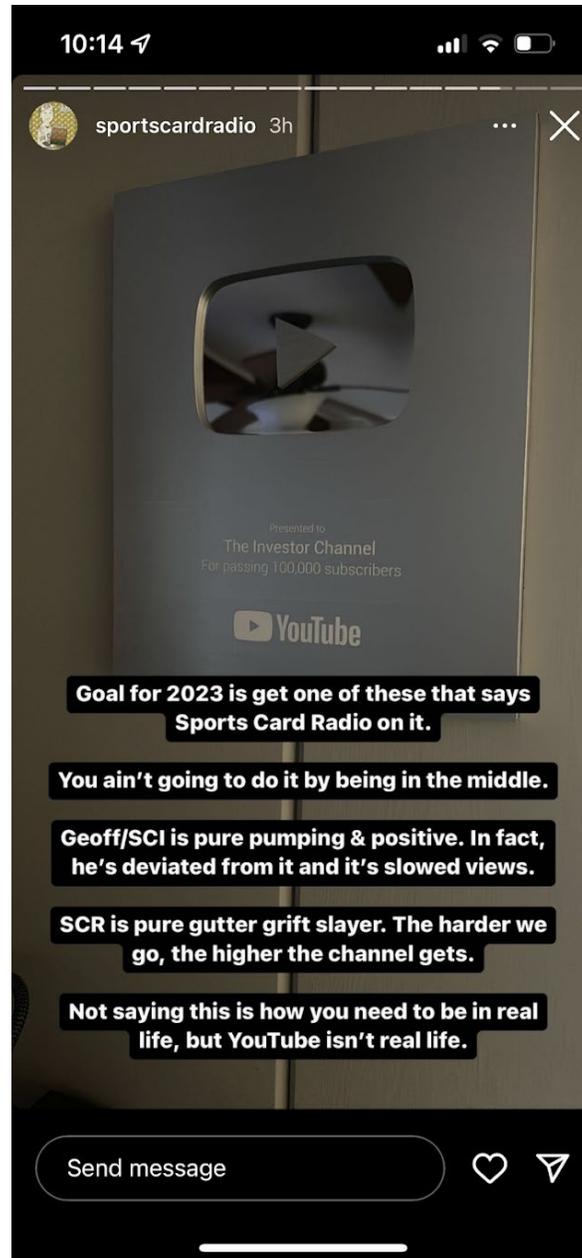
One of the reasons you engaged in your false and *per se* defamatory campaign against the Wilson Parties is your malicious desire to hurt them, which is a relevant inquiry in virtually every states’ law of defamation. See, *e.g.*, *Reader’s Digest Ass’n v. Superior Court*, 37 Cal. 3d 244, 257-58 (1984) (“[E]vidence of negligence, of motive and of intent may be adduced for the purpose of establishing ... the fact of a defendant’s recklessness or of his knowledge of falsity,” and factors that may be considered include “anger and hostility toward the plaintiff”); *StopLoss Specialists, LLC v. VeriClaim, Inc.*, 340 F. Supp. 3d 1334, 1354 (N.D. Ga. 2018) (sufficient evidence of actual malice where defendant “harbored a certain animus towards Plaintiffs”). For example, in the December 5 Instagram Story in which you called Geoff a criminal and accused the Wilson Parties of PPP loan fraud, you admitted to your vendetta.



This type of conduct is regularly considered in establishing actual malice, and in addition to motive and intent to harm it tends to demonstrate a preconceived narrative. *See, e.g., Harris v. City of Seattle*, 152 Fed. App'x 565, 568 (9th Cir. 2005) (“Thus, ‘evidence that a defendant conceived a story line in advance of an investigation and then consciously set out to make the evidence conform to the preconceived story is evidence of actual malice, and may often prove to be quite powerful evidence.’”).

Your actual malice can also be shown by your motive for financial gain. *Suzuki Motor Corp. v. Consumers Union of U.S., Inc.*, 330 F.3d 1110, 1136 (9th Cir. 2003) (“[F]inancial . . . is a relevant factor bearing on the actual malice inquiry.”). You clearly targeted the Wilson Parties

in a desperate search for clicks. You acknowledge as much in your December 6th Instagram Stories:



As you put it, the “harder we go, the higher the channel gets.” You’re not the first content creators to generate clicks by trolling accounts with more followers. And you certainly managed to up your views by feeding off the Wilson Parties. Sports Card Radio’s YouTube channel lists videos going back 13 years, but you only started consistently getting 20k+ views for the last two months—which is when you started consistently going after Geoff and Sports Card Investor.

This ploy is all the clearer because despite identifying numerous sports card companies that got PPP loans in your first episode on the topic, the next videos focused on the Wilson Parties.

You even admit to coming up short for content and having to depend on defaming the Wilson Parties:

What other good content is there for sports cards right now? . . . And if you're not interested in the box breaks, if you're not interested in these guys fumbling through their own personal collection, and if you're not interested in the shows that aren't really taking place this time of year, what else are we going to talk about in the sports card world? . . . Look, we could point the finger at a number of people, the system, the tax code, the government, lawmakers, regulation. . . . I mean, we could really do that. I'll probably move on from you guys at some point and go make videos on all those grifters, but right now we're in this little sports card space, we're in this little world, and we're going to talk about some of the freaking big shots in this environment. Ken Goldin, Geoff Wilson, hey.

See December 6th Video.

The irony, however, is that when you capitalize on the Wilson Parties' established platform to amplify your own numbers because of your inability to otherwise successfully generate content, you're also increasing the damages that the Wilson Parties can recover. Your False Accusations are reaching a larger audience creating more harm to the Wilson Parties. Despite your statement above, YouTube is real life, where your real words cause real consequences, and inflict real damage to hard-earned reputations.

Your actual malice is also evidenced by your reliance on sources that are either unreliable or irrelevant, while you ignore obvious sources of reliable information, including the Wilson Parties. *See, e.g., St. Amant*, 390 U.S. at 692-93 (finding sufficient evidence of actual malice where defendant relied on biased or unreliable source, failed to interview key witnesses, and otherwise failed to investigate claims made); *Fisher v. Larsen*, 138 Cal. App. 3d 627, 638-39 (1982) (sufficient evidence of actual malice where defendant "made no effort to check the truthfulness" of biased source's accusation); *Hopkins v. City of Gloucester*, 358 N.J. Super. 271, 282 (2003) ("[F]ailure to pursue the most obvious available sources for corroboration may be clear and convincing evidence of actual malice.").

A prime example is your only human source for accusing the Wilson Parties of fraud, incompetence, and malfeasance, particularly in connection with the second PPP loan—Mr. Guo. You hold Mr. Guo out as a digital marketing oracle who "did a much more rational, much more calm and much more focused on Geoff's marketing company analy[sis of] this situation[,] . . . who is in the business that Geoff is in, in this marketing business." See December 6th Video. You rely on Mr. Guo to contrast his digital ad business with Three Five Two's quarter-to-quarter decline in gross receipts to communicate that the Geoff and Three Five Two were either professionally incompetent or engaged in PPP loan fraud by cooking the books to get a second

loan. At best, your reliance of Mr. Guo was a reckless apples-to-oranges comparison—which you either knew or should have known based on readily available online sources.

Mr. Guo’s two businesses are not engaged in the same business as Three Five Two, nor are they structured in the same way. One is called RunRex, which is particularly focused on SEM, SEO, and LSO; indeed, the first item that pops up on its website is “Search Engine Optimization.”<sup>6</sup> Three Five Two, on the other hand, is a technology and marketing consulting agency does not focus on SEO and other search-related marketing tools. Before the Pandemic, Three Five Two’s business was built on in-person interactions: from its sales pipeline depending on in-person conferences and in-person events the company itself hosted; to generating a large share of its revenue by providing in-person services, including small and large group workshops. The Pandemic destroyed Three Five Two’s then-existing model for sales and services. Setting aside the generalized label of “marketing”—which provides no insight into the realities of RunRex’s and Three Five Two’s business—the companies are not comparable.

The differences between Three Five Two and RunRex abound, as you either knew or should have known had you engaged in any diligence as opposed to recklessly attacking the Wilson Parties’ reputations. Three Five Two’s website displays headshots, names, and titles for 49 employees<sup>7</sup> and it has 68 associated employees on LinkedIn.<sup>8</sup> RunRex does not appear to list any employees on its website beyond Mr. Guo,<sup>9</sup> and it has 10 associated employees other than Mr. Guo on LinkedIn, none of whom are in the United States.<sup>10</sup> Mr. Guo runs RunRex out of his suburban home in Humble, Texas,<sup>11</sup> whereas Three Five Two has offices in three buildings in two states.<sup>12</sup> Mr. Guo also states that he took out a \$1,000 PPP loan for RunRex,<sup>13</sup> but there is no

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<sup>6</sup> See <https://runrex.com/>; <https://www.linkedin.com/in/tyguo/>; <https://www.linkedin.com/company/runrex/>.

<sup>7</sup> See <https://www.threefivetwo.com/our-team>.

<sup>8</sup> See <https://www.linkedin.com/company/threefivetwo/>.

<sup>9</sup> See <https://runrex.com/>.

<sup>10</sup> See <https://www.linkedin.com/company/runrex/>; [https://www.linkedin.com/search/results/people/?currentCompany=%5B%2210096671%22%5D&origin=COMPANY\\_PAGE\\_CANNED\\_SEARCH&sid=%40CJ](https://www.linkedin.com/search/results/people/?currentCompany=%5B%2210096671%22%5D&origin=COMPANY_PAGE_CANNED_SEARCH&sid=%40CJ). Notably, RunRex’s foreign employees could not be included when calculating its average monthly payroll costs. See 15 U.S.C. § 636(a)(36)(A)(viii)(II)(cc).

<sup>11</sup> See <https://runrex.com/> (listing its address as 14502 Laurenwood Ct., Humble, TX 77396).

<sup>12</sup> See <https://www.threefivetwo.com/contact>.

<sup>13</sup> See [https://www.linkedin.com/posts/tyguo\\_i-love-when-companies-who-took-massive-ppp-activity-6808036900914380800-W-dJ/](https://www.linkedin.com/posts/tyguo_i-love-when-companies-who-took-massive-ppp-activity-6808036900914380800-W-dJ/); <https://projects.propublica.org/coronavirus/bailouts/search?q=runrex&v=2>; <https://www.pppdetective.com/?name=runrex>; <https://www.federalpay.org/paycheck-protection-program>. In fact, PPP Detective lists only one \$1,000 PPP loan a business in RunRex’s and Mr. Guo’s area code, and it isn’t for either of them. See <https://www.pppdetective.com/19?zip=77396&max=20000>.

record of any PPP loan for “RunRex” on the top three websites that have collated PPP loan data.<sup>14</sup>

Mr. Guo’s other business—Guttulus—likewise only provides an apples-to-oranges comparison to Three Five Two. Guttulus’s LinkedIn page provides the following description: “Hire a Top Patent Attorney who will work with you 1 on 1 to obtain a patent for your invention. We also do marketing.”<sup>15</sup> It goes on to state, “Have a great idea for an invention? With over 14 years of patent agent experience and 10 years of patent attorney experience, Tony Guo is the perfect patent lawyer for you.” And Mr. Guo is its only employee listed on LinkedIn.<sup>16</sup> Like RunRex, Guttulus appears to be run out a suburban home in Humble, Texas.<sup>17</sup>

In short, Three Five Two and Geoff Wilson obviously have little in common with Mr. Guo, RunRex, and Guttulus. And your reliance on Mr. Guo is clear evidence of your actual malice and steadfast pursuit of your preconceived false narrative about the Wilson Parties—without regard to the truth.

As a final point on actual malice, it is clear that you grossly misrepresented and overstated what little documentary evidence you did seek out to fit your preconceived narrative. This, too, is another hallmark feature of actual malice. *Cf. Masson v. New Yorker Magazine, Inc.*, 510 U.S. 496, 511-25 (1991) (actual malice present where defendant alters source quote); *Westmoreland v. CBS Inc.*, 596 F. Supp. 1170, 1176 (S.D.N.Y. 1984) (malice may be established when defendant “knowingly or recklessly misstates the evidence to seem more convincing or condemnatory than it is” or if “it distorts statements of witnesses so that they seem to say more than in fact was said”).

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While you appear to have engaged in an armchair legal analysis and concluded the law allows you to falsely defame the Wilson Parties, you’re mistaken. Your understanding of the protections provided by the First Amendment and California’s anti-SLAPP statute falls woefully short. You will likely be subject to jurisdiction on the East Coast where California’s anti-SLAPP statute will not be applied. You have accused the Wilson Parties of criminal conduct and professional malfeasance in a way that goes past First Amendment protections. While your armchair analysis may have led you to believe that personal opinions are protected, the Supreme Court of the United States disagrees. You cannot slap on the tags “allegedly” or “in my opinion” and magically avoid liability. When you accuse someone of committing a crime—and you do so

<sup>14</sup> See <https://projects.propublica.org/coronavirus/bailouts/search?q=runrex&v=2>.

<sup>15</sup> See <https://www.linkedin.com/company/guttulus/>.

<sup>16</sup> See [https://www.linkedin.com/search/results/people/?currentCompany=%5B%2265638191%22%5D&origin=COMPANY\\_PAGE\\_CANNED\\_SEARCH&sid=%3B1](https://www.linkedin.com/search/results/people/?currentCompany=%5B%2265638191%22%5D&origin=COMPANY_PAGE_CANNED_SEARCH&sid=%3B1).

<sup>17</sup> See <https://mycpa.cpa.state.tx.us/coa/coaSearchBtn> (listing the Laurenwood Ct address as the “mailing address” and 14230 Kingston Falls Ln, Humble, TX 77396 as the registered agent’s address); <https://guttulus.com/> (listing the Kingston Falls Ln address).

with actual malice and based on false and incomplete assumptions—neither the First Amendment nor an anti-SLAPP statute will protect you.

### **III. Retraction Demand**

On behalf of the Wilson Parties, we demand that you retract and correct the False Accusations identified in Attachment A in as conspicuous a manner as the False Accusations were originally published.

### **IV. Alternative Retraction**

Due to the breadth and number of your False Accusations, and the logistical challenge of retracting each of them, the Wilson Parties agree that you will satisfy applicable retraction statutes if you perform the following:

1. Remove all of the False Accusations, as well as any substantially similar accusations, from any and all websites, applications, or other locations to which they have been published, including tags, keywords, and metadata. This includes, but is not limited to, <https://www.sportscardradio.com/>, YouTube, Instagram, and Twitter. For the YouTube videos, this includes, but is not limited to, removing all the False Accusations, the Wilson Parties from the titles of the videos containing False Accusations, and any thumbnails that show any of the Wilson Parties.
2. Publish and maintain the following statement (“Retraction Statement”): “Sports Card Radio and its founders, would like to correct the record. To be clear, Geoff Wilson, Sports Card Investor, LLC, and Three Five Two, Inc. did not engage in any PPP loan fraud. Our previous statements to the contrary were simply false. We also acknowledge that our statements that Geoff Wilson did not himself earn the money he used to travel and to buy sports cards were likewise false. Finally, our accusation that Geoff Wilson engaged in a pump and dump scheme is also false. We ask everybody who has relied on our false accusations about Geoff Wilson, Sports Card Investor, LLC, and Three Five Two, Inc. to stop doing so.
3. The Retraction Statement must be published and maintained (i.e., not removed) on the following sites:
  - a. <https://twitter.com/sportscardradio> via a tweet;
  - b. <https://www.sportscardradio.com/>;
    - i. The Retraction Statement must be posted at the top of the page in the same fashion that your false and *per se* defamatory statement about the Wilson Parties is posted as “BREAKING NEWS”;
    - ii. You may remove it after two (2) weeks if you wish;
  - c. <https://www.youtube.com/channel/UC8hCKHxHKmyY5cYVJG-ubcQ>;

- i. A video with the Retraction Statement must be posted in a section on the home page of the YouTube channel in the same area where you currently posted videos about the Wilson Parties, which is titled “Geoff Wilson Sports Card Investor Drama”;
  - ii. Said area must be retitled, “Our apology and retraction to Geoff Wilson, Sports Card Investor, and Three Five Two”;
- d. <https://www.youtube.com/@SportsCardShow/community>;
- e. <https://www.instagram.com/sportscardradio/?hl=en>
- i. The Retraction Statement must be posted as a post that you may remove after two (2) weeks if you wish;
  - ii. The Retraction Statement must also be posted as a story for three (3) consecutive days.

**V. Preservation Demand**

This letter also serves as notice that you are hereby directed to preserve any and all evidence related in any way to the False Accusations. By this letter, you are directed not to destroy, conceal, or alter any paper or electronic files, physical evidence, and/or other data generated, relating in any way, no matter how remote, to the False Accusations, and/or the circumstances leading to making the False Statements, including, but not limited to: (1) all your sources, if any; (2) any and all documents and data referring to, reflecting, or relating to communications between you and your sources, if any; and (3) any and all documents and data referring to, reflecting, or relating to your making the False Accusations, including communications about the False Statements.

Many records and files are maintained electronically. This letter specifically requests that all paper and hard copy originals be maintained and preserved in their original format. By the same token, electronic documents and the storage media on which they reside – emails, texts, voicemails, phones, computers, social media messaging etc. – contain relevant, discoverable information beyond that which may be found in printed documents. Therefore, even where a paper copy exists and has been preserved, please preserve and maintain all electronically stored documents and information in their original native format. This preservation demand specifically encompasses any and all electronic documents, including but not limited to, all word-processed files, e-mails, text messages, spreadsheets, all databases, and any other electronically stored and/or generated documents or files.

\* \* \*

Should you have any questions, please contact us. Finally, this letter does not constitute an exhaustive statement of the Wilson Parties’ claims, contentions, rights, and/or remedies, all of which are hereby expressly reserved.



Sports Card Radio  
December 22, 2022  
Page 15 of 15

Sincerely,

A handwritten signature in blue ink, appearing to read "Jonathan D. Grunberg", with a long horizontal flourish extending to the right.

Jonathan D. Grunberg

cc: Clients  
G. Taylor Wilson, Esq.

## Attachment A to Demand for Retraction – the False Accusations

### **1. The December 4th Video**<sup>1</sup>

On December 4, 2022, you published your video titled, “Hobby Hero Bailout | Ken Goldin LAWSUIT Update | Panini DIPPED!” (“December 4th Video”).<sup>2</sup> This video communicated the following false and *per se* defamatory statements and/or gists, including by implication, that you must retract and/or correct:

- “He took out one originally for \$1,160,000 and then he went back to the well and took out one for nearly another \$1,100,000.”
- “‘How Sports Card Investor become one of the biggest names in sports cards.’ Well, both of you idiots, I’ve got news for you. It’s to the tune of over \$2,100,000 worth of PPP loans. That’s how he built his business. Looks like Dan the Card Man will also be talking about this paycheck protection scheme or scam, as many people probably will like to see it because again, the sports card industry was on fire during the pandemic. These people did not have to take out loans”
- The gist that each of the Wilson Parties engaged in PPP loan fraud.
- The gist that each of the Wilson Parties is guilty of a crime punishable by law.
- The gist that each of the Wilson Parties engaged in dishonest business practices.
- The gist that each of the Wilson Parties lied, including with regard to the business they are engaged in.
- The gist that Geoff is a conman.

### **2. The December 5th Video**

On December 5, 2022, you published your video titled, “Ken Goldin is a CRIMINAL I @SportsCardInvestor PPP FRAUD EXPOSED!!” (“December 5th Video”).<sup>3</sup> This video communicated the following false and *per se* defamatory statements and/or gists, including by implication, that you must retract and/or correct:

---

<sup>1</sup> Despite the length of this letter—necessitated by the number of your publications and false and defamatory statements—this letter is not exhaustive of all statements that may provide additional context to your false accusations, which may be relied upon in forthcoming litigation for that purpose. *See, e.g., Church of Scientology of California v. Cazares*, 638 F.2d 1272, 1289 (5th Cir. 1981) (noting universal law that “in evaluating the statement to determine whether the words used were capable of a defamatory meaning, the words cannot be considered in isolation but must be viewed in the context of the statement as a whole”).

<sup>2</sup> Available at <https://www.youtube.com/watch?v=z96fE-JiqnE>.

<sup>3</sup> Available at <https://www.youtube.com/watch?v=B-hqbuM6y3I&t>.



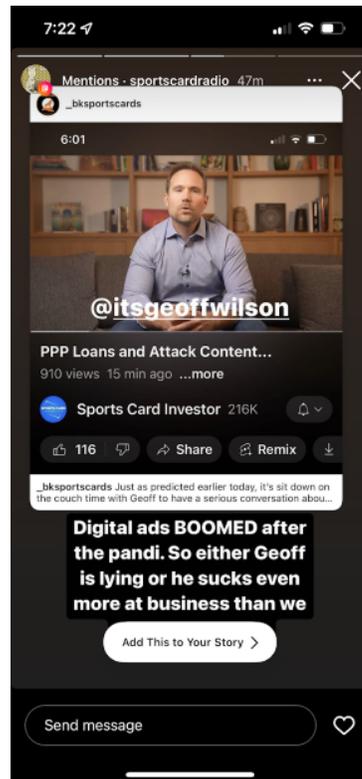
- 
- “. . . @SportsCardInvestor PPP FRAUD EXPOSED!!”
- “. . . Geoff Wilson, aka the Sports Card Investor, aka a recipient of a \$2 million PPP loan.”
- “That’s right. So if you’re a United States taxpayer watching right now, you helped these guys get loans that were ultimately wiped free.”
- “But let’s circle back to Geoff Wilson who got over \$2 million in PPP loans that were forgiven.”
- “And third, it’s the actual facts of what Geoff did after he got the loans. And frankly, it’s crazy. Geoff got his million-dollar PPP loan forgiven.”
- “We’ll talk about his first one in a minute, but he’s got his second one forgiven.”
- “Does this look like a guy struggling to make payroll at this other huge business that he has?”
- “Does this look like a guy struggling to pay bills at another business?”
- “One day after Geoff Wilson’s PPP loan is forgiven, guess who he does a box break with?”
- “Again, does this look like a guy who needs \$2 million to keep some other business afloat?”
- “Honestly, this is straight up fraud. This is likely straight up fraud.”
- “The vacations, the cards you bought, but then you’re saying that you needed \$2 million to keep some kind of struggling business afloat?”
- “Why did Geoff need the money, and then go on vacation and buy a bunch of cards and put it all on YouTube and Instagram for everybody to see?”
- “I helped pay some of those \$2 million you got, buddy.”
- “So at least own it. Own it. Own it that you got the money. Own it that you didn’t have to pay it back. Just own it. You went on Instagram and went on vacation after you found out you didn’t have to pay back the money. You’re all over Instagram and YouTube talking

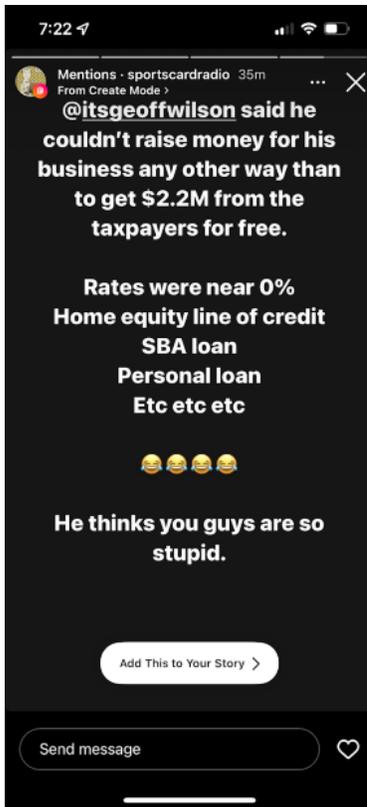
about the cards you're buying and, 'I'm on this vacation,' after you found out you didn't have to pay the money."

- "So just own it. Own it. Own that you got the money. Own that you needed it. Own that you're not that great a businessman, that you had to run to the government when there was the slightest little flu outbreak, and you needed money. Just own it. Own it, Geoff."
- The gist that each of the Wilson Parties engaged in PPP loan fraud.
- The gist that each of the Wilson Parties is guilty of a crime punishable by law.
- The gist that each of the Wilson Parties engaged in dishonest business practices.
- The gist that each of the Wilson Parties lied, including with regard to the business they are engaged in.
- The gist that Geoff is a conman.

### 3. The December 5th Instagram Story

On December 5, 2022, you posted the below Instagram story, which communicated the following false and *per se* defamatory statements and/or gists, including by implication, that you must retract and/or correct ("December 5th Instagram Story"):





- The gist that each of the Wilson Parties engaged in PPP loan fraud.
- The gist that each of the Wilson Parties is guilty of a crime punishable by law.
- The gist that each of the Wilson Parties engaged in dishonest business practices.
- The gist that each of the Wilson Parties lied, including with regard to the business they are engaged in.
- The above-described false and defamatory statements communicated by the December 5th Video.
- The gist that Geoff is a conman.

#### 4. **Sports Card Radio Website Post**

On or around December 5, 2022, you published the December 5th Video to the homepage of your website, <https://www.sportscardradio.com/> (“Sports Card Radio Website Post”):



This publication to your website communicates the false and *per se* defamatory statements and/or gists identified in the above section titled “The December 5th Video” including by implication, that you must retract and/or correct.

#### 5. The December 6th Video

On December 6, 2022, you published your video titled, “Geoff Wilson & Ken Goldin FIGHT BACK!” (“December 6th Video”).<sup>4</sup> This video communicated the following false and *per se* defamatory statements and/or gists, including by implication, that you must retract and/or correct:



- 
- “It was Geoff’s double dip into the PPP program that me and some other people have done videos that I’ll point to have a little bit of a problem with, because to get the second PPP loan, Geoff had to show a 25% reduction in gross sales between comparable quarters in 2019 and 2020. Show me a digital ads agency that didn’t blow up in the pandemic.”

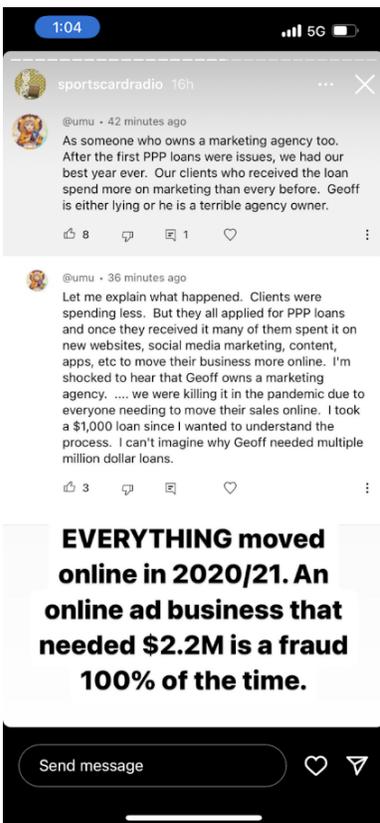
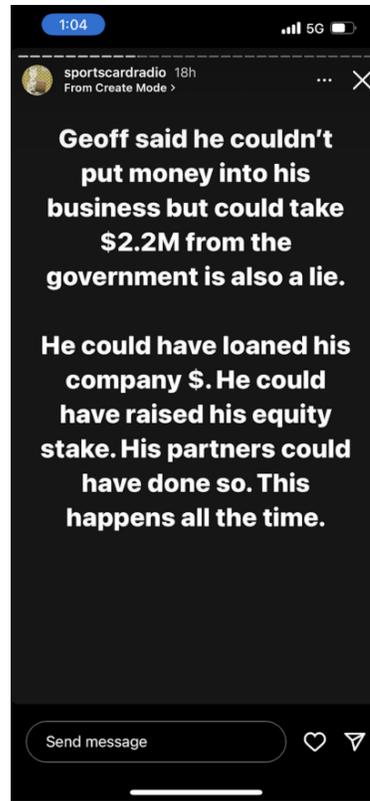
<sup>4</sup> Available at <https://www.youtube.com/watch?v=rEJWhVlfpMs>.

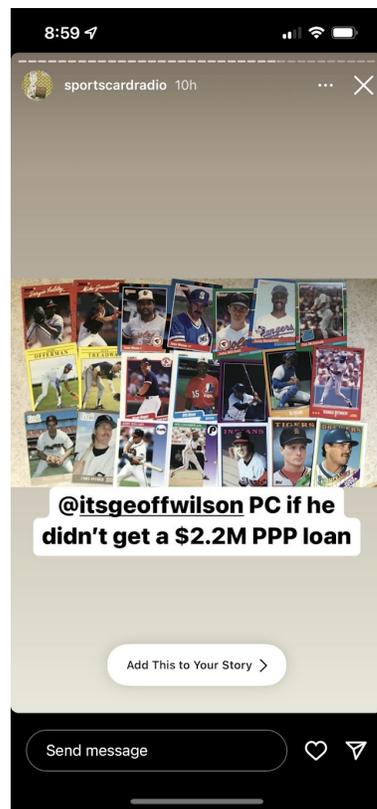
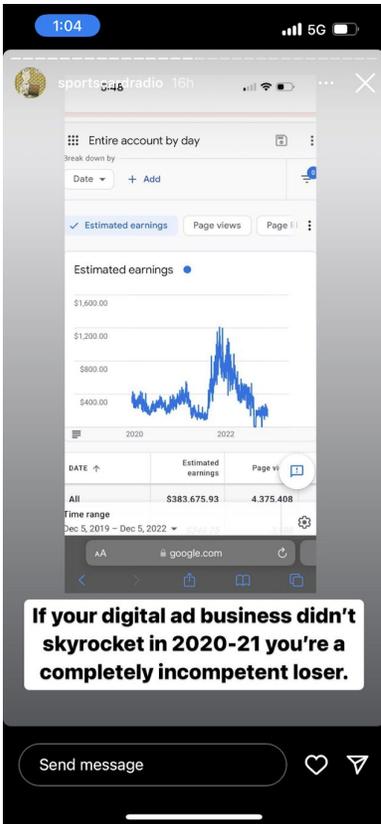
Everyone got stimulus money. Online ads and those businesses saw a sharp uptick. All his jobs could have went remote. Maybe Geoff was the only one whose online ad business didn't boom during this time.”

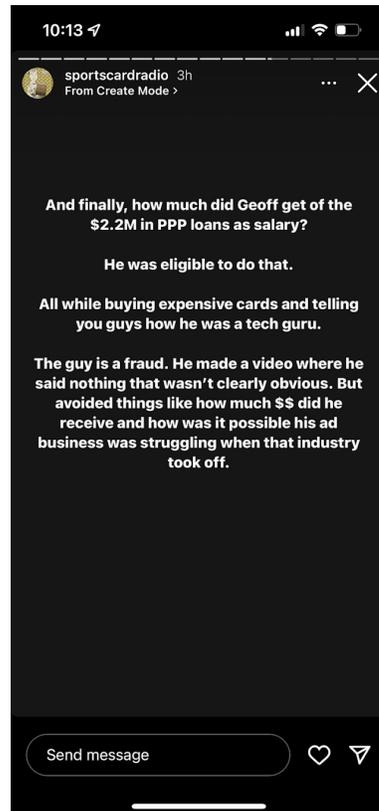
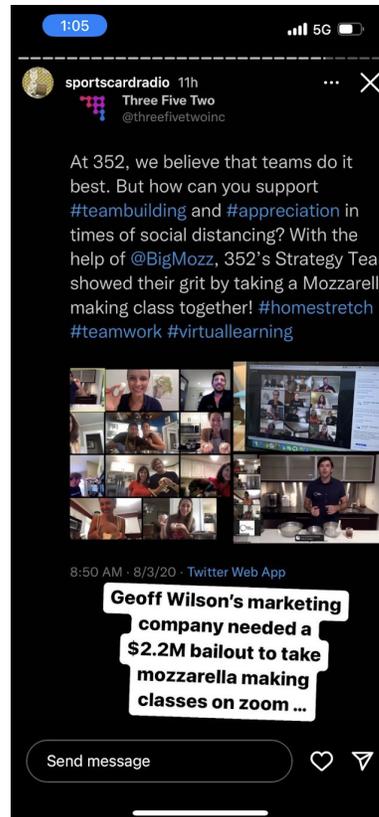
- “Somebody who is in the business that Geoff is in, in this marketing business, did a video breaking down the PPP situation.”
- “Just this week there was a study release that says 1.4 million PPP loans show signs of fraud. . . . I think there are some signs of fraud with Geoff Wilson.”
- The gist that each of the Wilson Parties engaged in PPP loan fraud.
- The gist that each of the Wilson Parties is guilty of a crime punishable by law.
- The gist that each of the Wilson Parties engaged in dishonest business practices.
- The gist that each of the Wilson Parties lied, including with regard to the business they are engaged in.
- The gist that the Wilson Parties falsely reported the decrease in Three Five Two's gross receipts.
- The gist that Geoff is a conman.

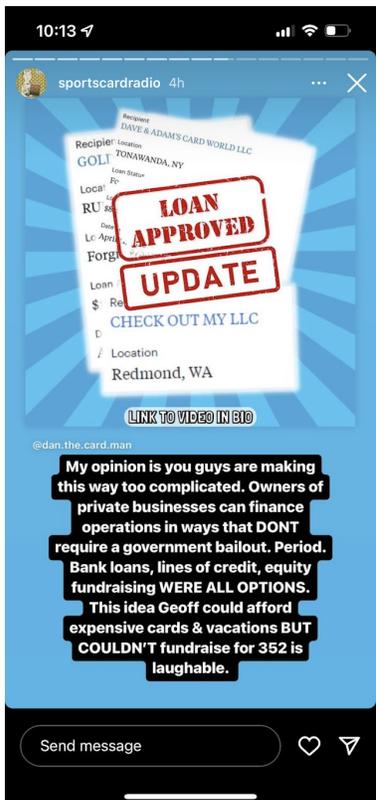
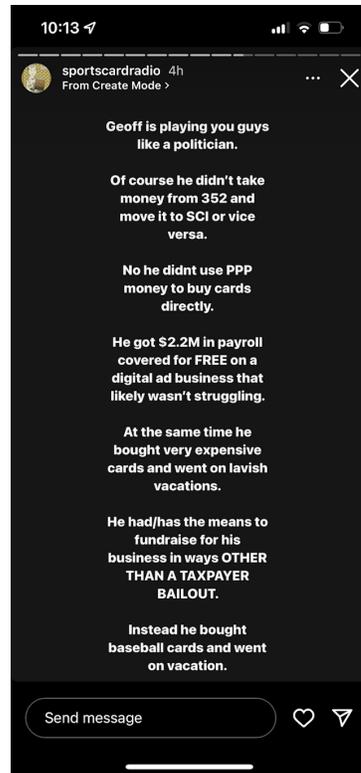
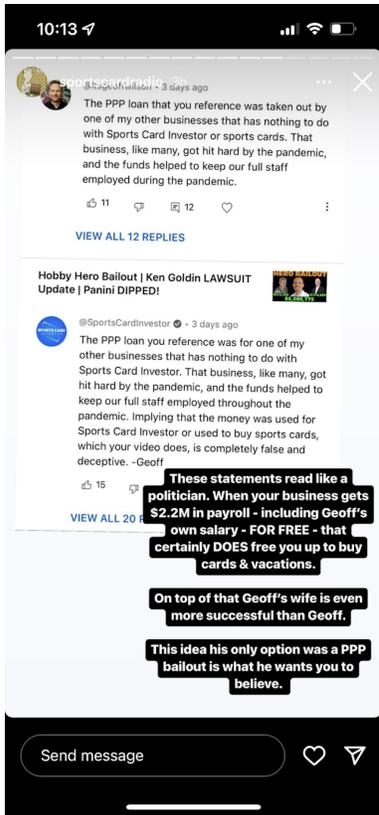
#### **6. The December 6th Instagram Stories**

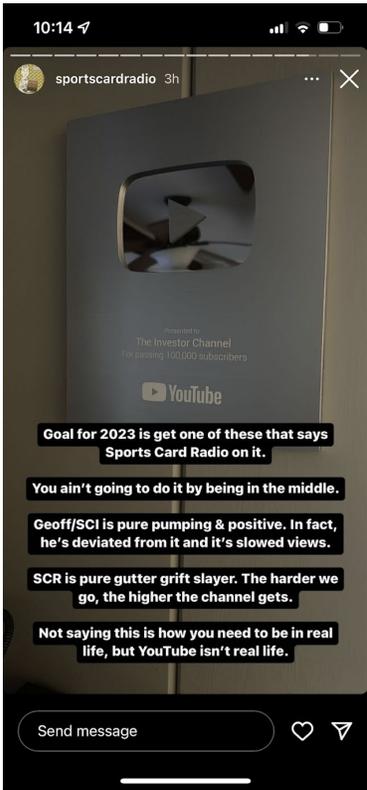
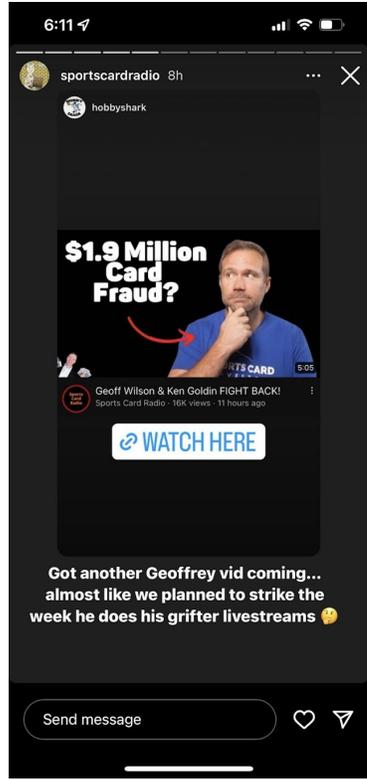
On December 6, 2022, you posted a series of Instagram stories that include the following screenshots (“December 6th Instagram Stories”):













In the December 6th Instagram Stories, you communicated the following false and *per se* defamatory statements and/or gists, including by implication, that you must retract and/or correct:

- “Criminal[.]”
- “@SportsCardInvestor [engaged in] PPP Fraud.”
- “Geoff said he couldn’t put money into his business but could take \$2.2M from the government is also a lie.”
- “Geoff is either lying or he is a terrible agency owner.”
- “. . . Geoff owns a marketing agency.”
- “An online ad business that needed \$2.2M is a fraud 100% of the time.”
- “. . . [A]nyone claiming his digital ad business post March 2020 went down is lying.”
- “If your digital ad business didn’t skyrocket in 2020-21 you’re a completely incompetent loser.”
- “The one question that Geoff hasn’t answered is. [sic] If business was so bad you couldn’t make payroll. [sic] Then why spend 100s of thousands of dollars on sports cards then make videos about it. [sic] Why not sell those sports cards to make payroll. [sic] If you were truly worried about your business going under? He got forgiven taxpayer loans to the amount that most people won’t make in a lifetime. All so now his business can thrive and make millions more and not pay back the loans. Meanwhile the government is

coming after people who owe \$2,000 in tax payments so this guys PPP loan can be forgiven.”

- “Well said. @itsgeoffwilson is a greedy scumbag.”
- “In summary. Geoff claims a \$2.2M tax payer [sic] bailout of a marketing firm - during the biggest boom in online ad spending ever - was his only option. Meanwhile he spends \$2M on cards right after. All while claiming he’s a business & sport card savant.”
- “Guy gets \$2.2M for free. goes 011 lavish vacations and buys expensive sports cards.”
- “@itsgeoffwilson PC if he didn’t get a \$2.2M PPP loan” [in conjunction with baseball cards with minimal value].
- “Geoff could look into the camera and say the sky is blue and I wouldn’t believe him.”
- “I could smell Geoff’s grift from day one. If you can’t, you’re the mark.”
- “Geoff Wilson’s marketing company needed a \$2.2M bailout to take mozzarella making classes on zoom . . .”
- “I just watched Geoff Wilson’s video and I believe him 100%. Right mommy?”
- “And finally, how much did Geoff get of the \$2.2M in PPP loans as salary? He was eligible to do that. All while buying expensive cards and telling you guys how he was a tech guru.”
- “The guy is a fraud. He made a video where he said nothing that wasn’t clearly obvious. But avoided things like how much \$\$ did he receive and how was it possible his ad business was struggling when that industry took off.”
- [In response to Geoff’s tweet] “These statements read like a politician. When your business gets \$2.2M in payroll – including Geoff’s own salary – FOR FREE – that certainly DOES free you up to buy cards & vacations.”
- “Geoff is playing you guys like a politician. . . . He got \$2.2M in payroll covered for FREE on a digital ad business that likely wasn’t struggling. . . . He had/has the means to fundraise for his business in ways OTHER THAN A TAXPAYER BAILOUT. Instead he bought baseball cards and went on vacation.”
- “This idea Geoff could afford expensive cards & vacations BUT COULDN’T fundraise for Three Five Two is laughable.”
- “Did anyone actually expect him to say ‘I got \$2M in business expenses paid for free so of course I balled out!’ But that’s what happened. Then he got on a couch and tried to deflect that it was complicated - and it’s lapped up because he’s well dressed & white.”
- “\$1.9 Million Card Fraud?”
- “Got another Geoffrey vid coming . . . almost like we planned to strike the week he does his grifter livestreams.”
- “Geoff/SCI is pure pumping & positive.”

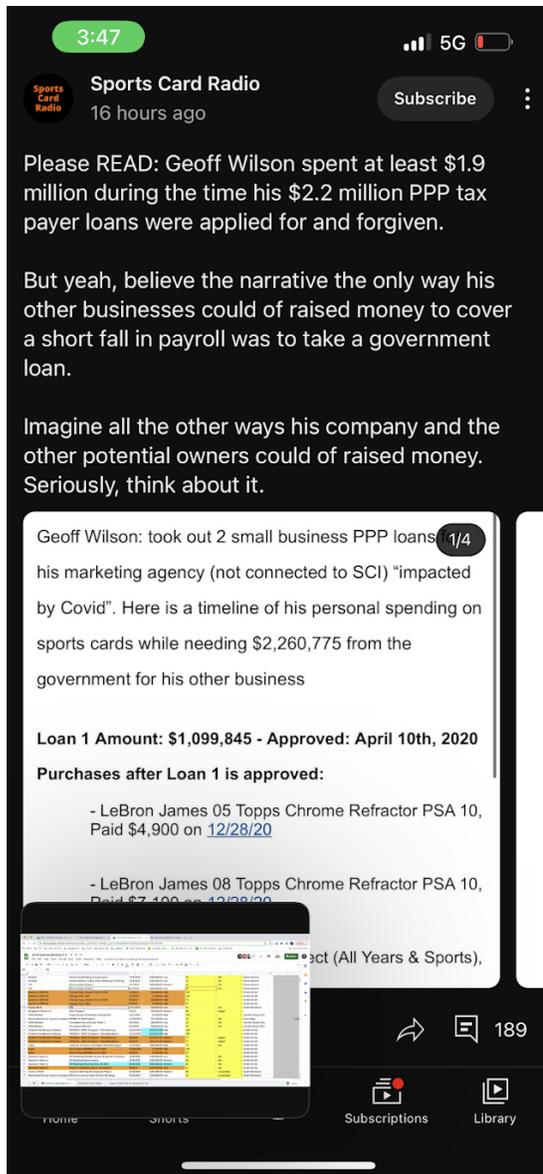
- “SCA is pure gutter grift slayer. The harder we go, the higher the channel gets.”
- “SPORTS CARD DEFLECTOR @SportsCardInvestor Deflects PPP Fraud . . . .”
- “How Geoff Wilson Pays for Sports Cars” [coupled with a man engaged in a sex act].
- “Geoff Wilson’s Wife Pays For It All! Spoiled House Husband.”<sup>5</sup>
- “[N]ot sure why Geoff didn’t just own it from day one. Only an egomaniac would act like he was a successful tech entrepreneur when it was actually his wife.”
- The gist that each of the Wilson Parties engaged in PPP loan fraud.
- The gist that each of the Wilson Parties is guilty of a crime punishable by law.
- The gist that each of the Wilson Parties engaged in dishonest business practices.
- The gist that each of the Wilson Parties lied, including with regard to the business they are engaged in.
- The gist that the Wilson Parties falsely reported the decrease in Three Five Two’s gross receipts.
- The gist that Geoff is a conman.

#### **7. The December 6th YouTube Community Post**

On December 6, 2022, you posted the following to the YouTube “Community” page for Sports Card Radio (“December 6th YouTube Community Post”):

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<sup>5</sup> To be clear, the point here and the points below related to Geoff’s wife take no issue with the fact that his wife is a highly successful tech entrepreneur in her own right whose own independent accomplishments contribute to supporting the Wilson family.



In the December 6th YouTube Community Post, you communicated the following false and *per se* defamatory statements and/or gists, including by implication, that you must retract and/or correct:

- “Geoff Wilson spent at least \$1.9 million during the time his \$2.2 million PPP tax payer loans were applied for and forgiven.”
- “But yeah, believe the narrative the only way his other businesses could of raised money to cover a short fall in payroll was to take a government loan.”
- The gist that each of the Wilson Parties engaged in PPP loan fraud.
- The gist that each of the Wilson Parties engaged in dishonest business practices.
- The gist that each of the Wilson Parties lied, including with regard to the business they are engaged in.

- The gist that the Wilson Parties falsely reported the decrease in Three Five Two’s gross receipts.
- The gist that Geoff is a conman.

## 8. The December 6th Tweets

On December 6, 2022, you tweeted the following (“December 6th Tweets”):



In the December 6th Tweets, you communicated the following false and *per se* defamatory statements and/or gists, including by implication, that you must retract and/or correct:

- “Geoff Wilson is a ‘public figure’ who got a \$2.2M bailout and bought cards at the top. All while claiming he was some kind of business savant & card investor. A bad attorney could paint @itsgeoffwilson as a complete fraud and easily collect since he flaunts & flexes his wealth.”
- “Indeed, his grift only fooled the newbs, who fell for his “I’m a successful businessman & card investor” hook line & sinker.”
- The gist that each of the Wilson Parties engaged in PPP loan fraud.
- The gist that each of the Wilson Parties is guilty of a crime punishable by law.
- The gist that each of the Wilson Parties engaged in dishonest business practices.
- The gist that each of the Wilson Parties lied, including with regard to the business they are engaged in.
- The gist that Geoff is a conman.

## 9. The December 7th Video

On December 7, 2022, you published your video titled, “Is Geoff Wilson The SMARTEST MAN ALIVE” (“December 7th Video”).<sup>6</sup> This video communicated the following false and *per se* defamatory statements and/or gists, including by implication, that you must retract and/or correct:

- “Okay, on today’s program, we will talk about video evidence that Geoff Wilson was involved in a pump and dump scheme involving sports cards. Essentially, Geoff was telling you, the viewer, to buy cards, when according to a deleted video that I’m going to show you, Geoff was selling cards during the months he was telling you to buy them.”
- “I finally figured out who Geoff Wilson really is, how he is able to spend money like it’s seemingly not his own, how he is able to spend all this time on sports cards, but claims to have all these other successful businesses over on the side.”
- “But what tech companies has Geoff actually invested in? Guys, I live less than an hour from the tech capital of the world. Seriously, what tech companies has Geoff been a part of that led to some kind of huge success or some kind of big acquisition that would’ve made it plausible that he could spend this type of money on sports cards?”
- “It’s certainly not coming from his Sports Card Investor company, which has 22 employees. That company [Sports Card Investor] does not make money.”
- “Guys, with 22 employees, Geoff does not make money on his Market Movers app and YouTube revenue. There’s not enough money coming in to pay for 22 employees and himself. It’s absolutely not freaking possible.”
- “This [the sale of Social News Desk] is the first provable, provable, evidence of where Geoff got his money, not some \$2 million double dip PPP loan or a triple dip PPP loan.”
- “Geoff cannot point to one success, like the one his wife had, period. Research Geoff Wilson and find me a success bigger or even comparable to the one his wife has. Geoff is successful, because his wife is a super rich and intelligent person on her own.”
- “Okay, so now that we got that out of the way, let’s talk about what Geoff does all day, and that is play with sports cards.”
- “And if you remember, conveniently, February, 2021 when Geoff says he sold all his cards were when sports card prices were literally, literally, at all time record highs.”
- “Okay, so a man telling you he sold all his cards three months ago really wouldn’t matter at all. It’s in the context of his other videos that is really telling you. You see, Geoff used to tell you cards to either buy or sell in his videos. So if Geoff sold a good portion of his collection in February, 2021, wouldn’t his videos, at this time, also be telling you to sell your cards?”
- “But no, no, no, no, no, no, Geoff was telling you to buy sports cards from February, 2021 to May, 2021. It’s honestly pretty disgusting. I see why he deleted the video. I’ll

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<sup>6</sup> Available at <https://www.youtube.com/watch?v=A105RTc201E>.

post the data in the video description, but during the three months when Geoff claims to have sold his cards, he told you to buy 28 out of 35 cards he talked about in his videos.”

- “It’s the fact that he disrespected the card community so much. Selling cards when he was telling you to buy them. It’s absolutely disgusting. He should get back on that little couch of his and go through his data and say, what cards was he selling during that time?”
- The gist that each of the Wilson Parties lied, including with regard to the business they are engaged in.
- The gist that Geoff was engaged in a “pump and dump” scheme in which he was selling the very cards that he was telling people to buy.
- The gist that each of the Wilson Parties engaged in PPP loan fraud.
- The gist that each of the Wilson Parties is guilty of a crime punishable by law.
- The gist that each of the Wilson Parties engaged in dishonest business practices.
- The gist that each of the Wilson Parties lied, including with regard to the business they are engaged in.
- The gist that Geoff is a conman.

#### **10. The December 8th Video**

On December 8, 2022, you published your video titled, “@SportsCardInvestor Deflects PPP Fraud | @TheGreatCurator. DIPS! | Whatnot SCAM | Fanatics Raises \$\$” (“December 8th Video”).<sup>7</sup> This video communicated the following false and *per se* defamatory statements and/or gists, including by implication, that you must retract and/or correct:

- “@SportsCardInvestor Deflects PPP Fraud.”
- “. . . not Geoff Wilson. Criminally.”
- “[Geoff] did what every fantastic politician does in this country and probably also around the world, and that is deflect the attention away from the actual subject at hand.”
- “No guys, Jeff Wilson is taking your eye off of the ball. This man got \$2 million worth of operating expenses paid for a business, not once but twice for an online ad business.”
- “No one, absolutely no one suggested that Jeff Wilson take money from one business and transfer it to another, but he could have taken the PPP loan and paid it back.”
- “This guy took \$2 million, not once, but twice. Got a PPP loan that paid all of his operating expenses and it probably paid Jeff himself.”

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<sup>7</sup> Available at <https://www.youtube.com/watch?v=KmWVupOANWY&t>.

- “He didn’t address his lavish vacations, but he did successfully deflect onto something that literally nobody was talking about taking money from Sports Card Investor, which I guarantee you makes no money.”
- “But if he has spent this money on Lamborghinis, if he had spent it on nightclubs, if he had spent it on strippers and if his skin pigmentation was maybe a little darker, you probably would be having a much different opinion on him and maybe he wouldn’t be able to successfully deflect the attention away from what appears to be criminal fraud.”
- “They were on the Sports Card Investor’s grifter livestream just the other day . . .”
- [While Geoff’s image was on the screen] “Always, always look twice at all of these cards and always, always look at these hobby grifters like they are the politician of the party. You absolutely hate . . . These guys will deflect and grift and act like they are the smartest people in the room, but will never actually address the issue at hand and won’t actually tell you the truth.”
- The gist that each of the Wilson Parties engaged in PPP loan fraud.
- The gist that each of the Wilson Parties is guilty of a crime punishable by law.
- The gist that each of the Wilson Parties engaged in dishonest business practices.
- The gist that each of the Wilson Parties lied, including with regard to the business they are engaged in.
- The gist that Geoff is a conman.

### **11. The December 14th Video**

On December 14, 2022, you published your video titled, Sports Card Hobby HERO RUMORS!” (“December 14th Video”).<sup>8</sup> This video communicated the following false and *per se* defamatory statements and/or gists, including by implication, that you must retract and/or correct:

- “Let’s start with everybody’s favorite hobby hero, Geoff Wilson, who I believe was last seen in Mexico, spending your PPP money.”
- The gist that each of the Wilson Parties engaged in PPP loan fraud.
- The gist that each of the Wilson Parties is guilty of a crime punishable by law.
- The gist that each of the Wilson Parties engaged in dishonest business practices.
- The gist that each of the Wilson Parties lied, including with regard to the business they are engaged in.
- The gist that Geoff is a conman.

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<sup>8</sup> Available at <https://www.youtube.com/watch?v=XxRjngUwbe0>.

The December 4th Video, December 5th Video, December 5th Instagram Story, Sports Card Radio Website Post, December 6th Video, December 6th Instagram Stories, December 6th YouTube Community Post, December 6th Tweets, December 7th Video, December 8th Video, December 14th Video, collectively the “False Accusations”.