

1 **DECLARATION OF ERIC D. WALTHER, ESQ. IN SUPPORT OF SDC’S ANTI-SLAPP**
2 **SPECIAL MOTION TO DISMISS, OR, IN THE ALTERNATIVE, MOTION TO DISMISS,**
3 **THE FIRST AMENDED COMPLAINT**

4 I, Eric D. Walther, Esq., declare as follows:

5 1. I am a shareholder with the law firm of Brownstein Hyatt Farber Schreck, LLP
6 (“BHFS”), and counsel of record for Shein Distribution Corporation (“SDC”) in this case.

7 2. I make this declaration in support of SDC’s Anti-SLAPP Special Motion to Dismiss,
8 or, in the Alternative, Motion to Dismiss, the First Amended Complaint (“Motion”).

9 3. On April 17, 2025, my office filed, on SDCs behalf, a motion to dismiss the
10 Plaintiff’s original complaint (“First Motion to Dismiss”). The First Motion to Dismiss was filed
11 in good faith and I believed it to be meritorious.

12 4. After the First Motion to Dismiss was filed, I received a threatening email from the
13 Plaintiff on April 18, 2025. Attached to the Motion as **Exhibit 12** is a true, accurate, and authentic
14 copy of the email I received from Plaintiff on April 18, 2025.

15 5. In response to the First Motion to Dismiss, Plaintiff claimed to be responsible for
16 publishing disparaging websites about me (ericdwalther.com), my associate (madysonbathke.com),
17 and my law firm (bhfs.online).

18 6. Shortly thereafter, Plaintiff also began a SPAM email campaign against my law
19 firm, in which Plaintiff emailed the disparaging websites to numerous attorneys at my law firm
20 with the subject line “Corrupt and Incompetent BHFA Attorneys.” Attached to the Motion as
21 **Exhibit 15** is a true, accurate, and authentic copy of one of these SPAM emails.

22 7. My understanding is that the online registrar that hosted Plaintiff’s websites flagged
23 them as abusive due to Plaintiff’s SPAM email campaign, after which Plaintiff chose to de-publish
24 all four sites flagged by the registrar.

25 8. Thereafter, Plaintiff claimed to be responsible for publishing addition disparaging
26 websites, which are still active, against me (ericwalther.online), my associate
27 (madysonbathke.online), my firm (bhfs.site), my firm’s founder (normanbrownstein.online), and
28 my firm’s managing partner (richardbenson.online).

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9. I have personal knowledge of the matters set forth in this declaration and, if called as a witness, could and would competently testify thereto.

I declare under penalty of perjury of the laws of the State of Nevada that the foregoing is true and correct to the best of my knowledge.

DATED this 8th day of May, 2025.

/s/ Eric D. Walther
Eric D. Walther