

Preface to Mark Turner

I think it's only fair that I should start with me if I'm gonna talk about other people. In this section of my website, I placed Florida Bar Complaints against the legal team that conspired to cover up Pete Moore's theft of my business. The documents are public record. You will read how the plot thickened as you move from the civil case to the criminal case. Remember these people are trying to cover up a bad mortgage loan and the theft of my business. However, each one has a different story and some even have two different stories. Watch for the cover-up. The real story goes like this: I, Mark Turner, had a 20+ year relationship with Pete Moore Chevrolet, where I had a line-of-credit. My best friend Rick Hamilton has managed Pete Moore Chevrolet since 1982. If I ever needed anything, I could get it from Rick. But when I developed the Golden Goose, also known as my internet based business, Pete Moore plotted to steal it. The way to the top was through me. What I thought was a helping hand, was actually a thief. Pete Moore, his attorneys and comptroller Roxanne Sawyer along with Rick Hamilton are all trying to hide the facts. You can read it for yourself. But before you do, let me just tell you this part. First, Pete's lawyers claim I didn't own my business. I proved I did. Next, they claim that there was nothing to sell because my website could be viewed by everyone. They claim there was nothing special, no secrets, no trademark, no patent, no copyright. They claim "anyone" could just get on the internet and sell cars. So see for yourself exactly what they stole. After my depositions in 2005, Ebay sent me the following letter. Pete Moore stole the technology to do what is documented in this letter.

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Subject: Mike Brady: Selling on eBay motors
From: "Brady, Michael" <mabrady@ebay.com>
Date: Thu, November 17, 2005 12:19 pm
To: info@pensacolacarconnection.com
Priority: Normal
Options: [View Full Header](#) | [View Printable Version](#)

Chris,

As a Top Seller Account Manager for eBay motors I assist and help manage the business of the top 5% of all active eBay Motor users in your state. There are 165 dealerships in my book of business who I am currently assisting in their eBay business. Of those 165 top dealers CCGLOBALAUTO has the highest conversion rate and 6th overall best Feedback score in my list of top sellers.

Conversion rate is the % of cars sold out of the total amount of cars listed. For the last three months CCGLOBALAUTO has a conversion rate of 69.23%, the overall average of the rest of my book of business is 29.75%. CCGLOBALAUTO has a total of 31 Feedback which consists of all positive and no negatives. Feedback is the keystone to finding success on eBay motors and CCGLOBALAUTO has done very well for itself in this category.

I am happy to be working with a dealership that has already found success on eBay and has discovered their own effective system. Selling on eBay motors is not something easily taught, some dealers thrive and others don't last a month. Selling on eBay motors is far from being a science but your dealership is doing something right and I'm happy to do all that I can to help your business continue to grow.

* Currently (2005), a greater number of used car sales are generated by online classifieds than by traditional print classifieds.

Dealers are behind the curve!

* In spite of the fact that more sales are generated from online advertising, dealers are spending eight times as much money on offline classified advertising as they are on online classified advertising.

Follow like sheep? Or be a pioneer?

* So do you continue to use your advertising budget ineffectively like most dealers? Or do you put yourself ahead of the curve and place your money where the buyers are?

So why eBay Motors?

* 39% of all online automotive minutes are spent on eBay Motors.

* eBay Motors has been the #1 automotive website for 36 consecutive months (based on monthly unique visitors and page views).

* In March of 2005, eBay Motors had 11.4 million unique visitors. The next closest website (Kelley Blue Book) attracted 4.9 million unique visitors.

* Expand your market! 73% of vehicles sold on eBay Motors are interstate transactions.

* An automobile sells on eBay Motors every one minute.

* A part or accessory sells on eBay Motors every two seconds.

* Significantly more cars are sold on eBay Motors before 9:00 a.m. than an average dealership sells in a year.

Sources: Jupiter, JD Power Used Autosopper.com Study, NADA, Manheim Auctions, NetRatings, eBay Motors Fact Summary

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Feel free to give me a call any time if you have any questions or concerns.

Sincerely,

Michael Brady

Top Seller Account Manager

mabrady@ebay.com

866-eBay-car (866-322-9227) EXT 51493

This letter meant nothing to Pete and his team. Their mind was made up. They were going to do whatever it took to get away with the cover up.

Let's Talk About Mark Turner

Hello, I am Mark Turner. I am dyslexic but that does not make me stupid. My story is about a Race to Stay in 1st Place in internet car sales. In 2003, Ebay recognized my site as the highest car sales on the internet than anyone else in the WORLD. Pete Moore Chevrolet was tied for last place with most of the other dealerships. He agreed to buy half my business then he stole it. I trusted Pete to have integrity like Rick, my mistake. I thought Pete would keep his word regarding our deal. He claims I didn't pay him as agreed on a mortgage note that he gave me from his Slush Fund where he gave me cars for currency. I was paying more than agreed but because he wanted to steal my business, he lied and claimed I only made one or two payments. My payment record originated from his office to his attorney Mike Guttman then to my attorney Jim Chase. In this deposition, it clearly shows Pete is lying. See Pete Moore's civil deposition on 12-07-05. Page 45 line 8.

Chase: It says \$146,000. Is that the amount that was owed to Pete Moore Chevrolet at the time of the meeting with you, Mr. Hamilton, Mr. Guttman, and the Turners?

Pete: I believe so.

Chase: Okay. Then why was the note made for \$220,000?

Pete: I would have to ask Mike Guttman.

Chase: Okay. Now, some of these figures have minuses in front of them. And these say payment to Turner's account for Internet services. And would these be just what they say, these were payments that were made by Mark Turner against that debt? Is that how you read that?

Pete: No.

Chase: Okay, How do you read it?

Pete: There's no way that he made those kinds of payments....

Chase: Are you aware that we got this document from you or your attorneys?

Pete: I don't know where you got it from

As you can see, here is where greed, conspiracy and corruption meet. Mike Guttman never gave a civil deposition so we never got the chance to ask Mike Guttman why the note was made for \$220,000 when I only owed \$146,000. Later in the criminal trial, Guttman testified that he added the Rick Hamilton Line of Credit for \$63,000 but "rounded up to \$70,000". **See Civil Case where we Do The Math.** And when we tried to get Roxanne's deposition, the attorneys were fully aware of their accounting errors and refused, that's right, refused, to let Roxanne testify. So we ended up in a circle jerk of blame where no one would take responsibility for their accounting mistake. Remember this is civil litigation. When you finish reading this section, please read *Let's Talk About Roxanne* next.

Pete has three entire law firms working to cover up or circumvent their theft. They all recognize my firm grip on Pete and that his greed has gotten out of hand. What they don't see is their own greed. Please review the Bar Complaints

showing the corruption in this case. See the arguments amongst the attorneys in the depositions of Pete Moore, Rick Hamilton and Roxanne Sawyer. These are the three people, along with myself, that determine the whole story. I am not saying the story stops here. I am saying that Pete has more money than Oprah. He can afford to pay as many lawyers as he thinks he needs. To him, it's all just a tax write off. You will read in his depositions that he doesn't know what I owe him. **See Pete Moore's Civil Deposition: Page 39, line 4**

Chase: And how much was owed to Pete Moore Chevrolet at the time?

Pete: A couple \$100,000...\$200,000.

You'll need to read **The Slush Fund** to further understand about "disposable money".

Here is HOW and WHY they stole my business?

Pete and his team started civilly with 2 points: 1. I never owned my company and 2. My company was worth nothing. Their first attempt was that I did not even own my company. They claimed my brother David owned my company because the license was in my name. This was an internet business of unregulated new territory. My company was a subchapter S corporation and I paid all the taxes on the income from my corporation. **Corporations don't have to have Dealer's Licenses.** I was not selling a dealer's license as part of the company assets. Pete already had 2 dealer's licenses. They claim the Dealer's License belonged to my brother, but this is contrary to what is on the face of the actual Dealer License and what the DMV Handbook states. My brother's name is not on the face of the license. This excerpt is straight from the Department of Motor Vehicles Handbook, 9th Edition, 2004.

10. CHANGE OF OWNERSHIP

When the ownership of a dealership changes, if by a sole proprietor or a partnership, it is required that a new application be filed and the business be re-licensed. In the case of corporations the ownership of the corporation is not necessarily by the officers. Since, a corporation is an entity unto its self, corporate officers may change without filing for a new dealer's license. A change in the majority ownership of the stock in a corporation only requires the filing for a new license when a change in the name of the dealership occurs. **Reference section 4., on the previous page entitled; Changing A Name.** When the ownership of a dealership changes, the ownership of the business changes, that requires a new application be filed and the business be re-licensed. All requirements for an initial license must be satisfied. This is true whether the dealership changes sole owners, partnership owners, or corporate owners.

This excerpt clearly shows that the ownership of my business did not belong to my brother based on his claim that my brother owned the business because the license was in his name. **My Dealer's License was not in my brother's name. It was in the company's name.**

STATE OF FLORIDA
DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES
DIVISION OF MOTOR VEHICLES

LICENSE YEAR
1998 - 1999

LICENSE NUMBER
VI 24576

License

EFFECTIVE DATE
12 - 23 - 98

AS AN INDEPENDENT DEALER IN
MOTOR VEHICLES

AUTO GALLERY OF PENSACOLA
399 HIGHWAY 97 S
CANTONMENT FL 32533 - 0000

Change of Address
8-12-99-pf

THIS CERTIFIES, THAT

AUTO GALLERY OF PENSACOLA
AT
6960 PENSACOLA BLVD
PENSACOLA FL 32505 - 0000

IS HEREBY LICENSED UNDER THE PROVISIONS OF SECTION
320.27, FLORIDA STATUTES TO CONDUCT AND
CARRY ON BUSINESS AS AN INDEPENDENT DEALER
IN MOTOR VEHICLES AT THE ABOVE DESCRIBED LOCATION

GIVEN UNDER MY HAND AND SEAL THE ABOVE DATE WRITTEN.


129493

Charles J. Brantly
DIRECTOR

HSMV 84103 (REV. 7/95)S

The DMV Handbook states that they have the power to take your license from you after a lengthy administrative process of reprimand based on unresolved consumer complaints. I had no unresolved consumer complaints. The DMV was not in the process of removing my license. The time frame I am referring to is December 2002 thru April 5, 2003. This is during the time that Pete, Rick and me agreed we would merge. There was no merger agreement involving my brother.

Here are a few important points to consider in their web of lies.

1. I mortgaged my home and put the \$200,000 proceeds into my company for research and development of my online sales and marketing technique. This was a drop in the bucket of what I actually spent but it was where I started.
2. My company grossed \$5 to \$6 Million in annual Revenue. It was appraised in 2002 for \$2.25 Million with a conservative growth rate of 35% each year. Its actual growth rate was 300% each year.
3. I sold half my business to Joe and Lisa Zolnoski for \$2.5 Million in 2002. The deal was rescinded due to irreconcilable differences.
4. I sold half my business to Pete Moore after the rescission was completed with Zolnoskis. I moved my business closer to Pete Moore Chevrolet and began the merger. **See Pete's civil deposition Page 48, line**

Chase: "Did you ever ask Mark Turner to move his Cantonment operation closer to your dealership?"

Pete: "That came up in discussion after we made our agreement..."

5. We agreed that Pete would help me and in exchange he would get 1st place in the WORLD. What would he do for me? After 9-11, I incurred some debt. I wanted some financial help after the Zolnoski Rescission so that I could focus on building my \$1 A Day Program. Pete would provide me the titles for cars that I had sold or was selling for him on the internet. I would continue service and repay him for the car titles he advanced me from his Slush Fund. He gave me cars instead of currency. There was NEVER a check issued from Pete Moore to Mark Turner. Pete wanted some security so I gave him a promissory note mortgaging both my homes. I had already given Pete the Business Proposal he requested in January breaking down my total debt and asset. He restructured the agreement to give me a \$3000 a month payment plan because he thought this would be more affordable for me. I thought he was trying to help me. I wanted my debt paid down rapidly and in 8 months time, I had paid most of it off. The Deal between Pete and me was simple. I would move closer to him and we would work out all the mechanics of the merger. Pete wanted to further understand how my business worked and as I paid my debt down, he would formalize the merger with a contract ensuring my position with the Pete Moore Team. His goal was for me to integrate the selling of new cars via the internet. I had actually joined forces with the man. **Please See Bruce Thompson, DMV Investigation.**

6. Months later my brother realized I would not be lending him any money or using the Auto Gallery of Pensacola inc. Dealers License. I had formed a new corporation CarCityDirect.com. It would be up and running by January 2004. Knowing this, he robbed me in December 2003. Rick takes over and moves my equipment, programs, cars and personnel across the street to Pete Moore Imports. Business never stopped. **IMPORTANT: RICK, ACTING ON PETE'S BEHALF, AGREED AND TOOK MY BUSINESS AND EVERY CAR THAT HADN'T BEEN STOLEN BY MY BROTHER, over 40 cars.** Then Rick went to Pensacola Manheim Auto Auction to pay off my business debts. Then Rick delivered the cars to the customers that my business had previously sold. Then Rick paid for cars that my business owed AFC. Then Rick and Roxanne started adding back the deficit against my line of credit with Pete Moore Chevrolet. He said when Pete got back, we would work all this out. I would get my \$2.25 Million minus any deficit or I would have an official position at Pete Moore's running the internet department plus the balance of my \$500,000, keeping half ownership of my company. See Pete's Testimony Volume 2 Page 287 Line 19

Beroset: Mr. Moore, back to you please. I asked you about a deposition that you gave on December 7, 2007. Now I'm going to refer specifically to a question. During 2003, did you and Mark Turner ever have a discussion about a possible position with your organization for Mark at either his request or your request? And do you recall the answer being, we may have had that conversation?

Pete: That sounds possible.

Beroset: And do you recall what position he would have had or any of the Details of the conversation: And your answer: I'm sure it related to Internet Sales. Do you recall that?

Pete: Yes, that sounds right.

Beroset: At least in 2003, do you Now acknowledge that at least you probably had Some discussion with Mark Turner about a position with Pete Moore Chevrolet in the Internet sales business?

Pete: I certainly could have had that conversation with him.

Beroset: And do you know whether or not that conversation related to the fact – Related to the transfer of his computers and some of his personnel over To Pete Moore Imports—Pete Moore Chevrolet?

Pete: I don't recall that being a part of the conversation, but it could have been.

Beroset: And do you know whether or not, in fact, some of Mark Turner's computers And personnel were taken over to Pete Moore Chevrolet in about December Of 2003, or Pete Moore Imports?

Pete: I remember that coming to my attention, and as soon as I heard it I said, if they're Mark's he should get them back. As far as I know they got them back.

Beroset: How long did Pete Moore Chevrolet, if you know, operate on Mark Turner's computers with some of his personnel before you said give them back?

Pete: I don't have any idea.

PETE SAID “JUST GIVE IT BACK”, WELL THAT’S A LITTLE LATE, ISN’T IT? PETE IS STILL OPERATING USING MY SYSTEM TODAY. I NEVER GOT ANYTHING BACK.

- 7. THEY WERE CONSUMMATING OUR PURCHASE AGREEMENT. THAT WAS THE DEAL. THEY WERE TO ADD UP ALL THE FIGURES AND SUBTRACT ANY LOSS MY BROTHER CAUSED. IF WE NEVER HAD A DEAL, WHY IN THE WORLD WOULD THEY BE DOING ALL THIS? See Rick’s testimony Page 403 Line 18**

Edgar: How about the cars that the customers had?

Rick: Well, the cars are all – at that time no cars were leaving unless they were paid for.

Edgar: Had there been cars at that time that were sold that had left the lot?

Rick: No.

Edgar: You don’t know about that?

Rick: They weren’t – it’s a constant inventory. If something was leaving the lot, it was paid for. Then after he told us he was going broke and we picked up the cars, they all went in the back of the Volkswagen store.

Edgar: And you got what was left?

Rick: We got all the inventory, I believe.

Edgar: Are you familiar with the number of cars that were billed as of that time that had not been paid for? Would you have those numbers?

Rick: Those cars weren’t billed as yet.

Edgar: Could we find out that from Ms. Sawyer?

Rick: Yes.

Notice: Rick didn’t give Russ Edgar the answers he wanted.

- 8. I sent a demand letter for \$6 Million to Mike Guttman regarding Pete’s civil theft of my business. I file a civil suit against Pete Moore, Pete Moore Chevrolet, and Rick Hamilton.**
- 9. I paid Pete Moore Chevrolet the balance that his attorney Mike Guttman said I owed...\$205,000. I did this so there would be nothing between what Pete owed me for my business. IMPORTANT: IF I OWED PETE MOORE CHEVROLET ANY MORE MONEY THAN \$205,000, WHY DID’T THEY ASK FOR IT? PETE TESTIFIES I GOT ALL THE CREDIT FOR THE \$205,000 BUT HIS COMPTROLLER ROXANNE TESTIFIES SHE DID NOT APPLY THE \$205,000 TO HER CALCULATIONS FOR THE STATE. SHE CLAIMS TO HAVE NEVER SEEN THE CHECK.**

Now go to “Let’s Talk About Roxanne” and read where she testifies in trial that there are 2 sets of books at Pete Moore Chevrolet and that Mark Turner’s debt was

written off as a loss and moved to another set of books. Prosecutor Russ Edgar ignored exculpatory evidence. The Books of Appeals will show you exactly what Prosecutor Edgar charged against me after 20 amendments over a 4 year period.

Remember everything that you read that was cut and pasted is referenced with the page number as well as which document it was paraphrased from. For your convenience, you can view them right here in their original formats with the click of your mouse.