



ANTI-SPAMMING POLICY

Nothing seems to irritate Internet users more than receiving - in many cases being barraged by - unsolicited junk e-mail. "Spam" or "Spamming" is a derisive term referring to broadcasting of unsolicited junk e-mail. Unwanted e-mail messages congest the Internet's pipelines and increase costs to service providers; they force some users to pay additional long-distance charges when they have to retrieve the messages; and they are sometimes nothing more than electronic fronts for fraudulent solicitations.

The Vemma Nutrition Company prohibits the transmission, distribution or delivery of any unsolicited bulk or unsolicited commercial email also known as Spam.

Spamming is perhaps the most harmful in the way it unsettles the confidence of Internet users in their online privacy and security. The clearest message that a spamming recipient gets is usually not what the senders intend, but rather the disturbing news that his/her privacy has been breached - that someone has obtained his/her e-mail address, and perhaps other personal information, without his/her knowledge or consent. Sensitive to the full dimensions of this serious problem, Vemma has enacted strict policies with respect to spamming and other abusive behaviors. Vemma's policy makes it expressly clear that we will not tolerate the use of spamming or other similarly abusive behavior. Under Vemma's policy, Independent Members who are caught spamming or who persist in the mass distribution of unsolicited e-mail messages will be immediately suspended and/or their membership will be terminated and forfeit any and all bonuses owed and in holding at that time.

A new anti-spam law was passed by the U.S. and went into effect on January 1, 2004. Following is a rundown of the law's main provisions:

Under this new law, spam marketers must remove customers from their lists when requested. They must provide automated opt-out methods or an opt-out tool as well as complete contact information (full address and phone number) with alternate means of removal. Any opt-out mechanism you offer must be able to process opt-out requests for at least 30 days after sending your commercial email and that the opt-out requests happen within 10 days.

The new anti-spam law bans common spamming practices such as email harvesting (using software that spiders websites to collect email addresses). It requires that commercial email be identified as an advertisement and include the sender's valid physical postal address. It prohibits deceptive Subject lines. Subject lines must be truthful and contain a notice that the message is an advertisement.

The new anti-spam law also bans false headers or misleading header information. It requires truthful email header information (including the "From", "To" and routing information). Warnings must be displayed for email with sexually oriented materials. It is considered a severe policy violation for any Vemma Independent Member to participate in any of the following activities through the Vemma Corporate Server or any other on-line service providers:

- To post ten (10) or more messages similar in content to any newsgroups, forums, e-mail mailing lists or other similar groups or lists;
- To send unsolicited e-mailings to more than twenty-five (25) e-mail users;
- To falsify user information provided to Vemma or to other users of the Site in connection with the use of a Vemma Site;
- To engage in any of the foregoing activities by using the service of another provider, but channeling such activities through a Vemma account, remailer, or otherwise through a Vemma Site or using a Vemma account as a maildrop for responses or otherwise using the services of another provider for the purpose of facilitating the foregoing activities if such use of another party's service could reasonably be expected to adversely affect a Vemma service.

Vemma considers the above practices to constitute abuse of our Site and policies and of the recipients of such unsolicited mailings and/or postings, who often bear the expense. Therefore, these practices are prohibited by Vemma. Engaging in one or more of these practices will result in suspension and/or termination of the offender's Independent Membership and/or access to Vemma's Site.

This policy addresses only the kinds of network abuse specifically enumerated above. In addition to these activities, Vemma's policies prohibit other forms of abuse such as harassment and the posting of illegal or unlawful materials, and Vemma will respond as appropriate to these other activities as well.

If you believe that you have received spam from or through Vemma's facilities, please send a complaint from your email account along with the unsolicited email, with completed header, to abuse@vemmas.com. Please provide any other information that you believe may help us in our investigation. Vemma does not investigate or take any action based on "anonymous" spam complaints. In addition, Vemma may report you to your ISP Provider as a Spammer with the possible termination of your ISP account.

Furthermore, by violating our anti-spam policy, if your violation has caused damage or loss to our servers, or causes normal service on one (or more) of our websites to be interrupted, you will be held liable for damages and loss of business.

Vemma supports the efforts of various organizations working to responsibly eliminate spam activities. However, if an individual has opted-in to receive email from a customer of Vemma, and then falsely or maliciously files a spam complaint against Vemma or its customers, Vemma will cooperate fully with the appropriate agencies to ban the complainant from use of anti-spam software and the Internet community.