

To All Interested Parties

Jan 10th 2009

Update on UK Court cases against Diggory Press / Exposure Publishing / Meadow Books / Kingdom Come Publishing / Mrs Rosalind Miriam Franklin etc..

With apologies for disrupting anyone's peaceful New Year; there have been a couple of recent developments that probably need to be shared.

First of all, the Diggory Press website is down, is off the Google listings, and has been unavailable since before Christmas. Given Mrs Franklin's proven capacity for duplicity and evasiveness, it is difficult to say what the implications of this are. But for the time being at least, no new client-authors are being mislaid or misled – which of course is a good thing.

On the other hand, authors with books currently in circulation with Diggory might feel somewhat dismayed at these developments, which is quite understandable. But the sad reality is that not one amongst the 78 authors I have personally dealt with felt confident that Mrs F was forthcoming in her dealings with them. So given Mrs Franklin's particular 'approach to business', the likelihood is, that more problems were inevitable down-the-line. So as long as it is not just another self-serving manoeuvre, I'm sure most of us will agree the departure of Diggory Press as a 'business venture' is ultimately a good thing.

Also, Lightning Source have at last removed Meadow Books as an author-services provider from their website, and Neilsens Bookdata and Bowkers UK are helping individual authors remove their Diggory / Exposure ISBN's from circulation. (details in a moment)

On the flip side, shutting Diggory down could be a legal ploy by Mrs F to prevent claimants pressing their cases. This would explain why Mrs F has tried every devious trick in the book (and a few new ones besides) to have any claims against her personally to be resubmitted as claims against Diggory Press Ltd. Hopefully, those of you who are currently processing claims will be successful, but because Mrs F lodged a false counterclaim against me personally, and has refused all attempts to mediate or resolve matters, she has now inadvertently locked herself into the trial process whichever way she turns. In other words, Mrs F is not going to escape accountably by simply shutting down Diggory Press.

As the defendant, Mrs Franklin has also now defaulted on Court Orders directing her to furnish this-and-that information by certain dates... But before anyone gets too exited at the prospect of Mrs F becoming an overnight guest of the Court, perhaps I should clarify that the UK justice system works more like a profit-based business than a moral agency. To put it plainly – Mrs Franklin is unlikely to suffer any immediate consequences for her lack of compliance unless we (active claimants) pay the required fees and fill out multiple forms. But in the same vein, because she has in turn lodged highly vexatious counterclaims against some of us (apparently to try to scare us off) now Mrs F is obliged to 'prove' a host of ridiculous and outrageous charges. Seeing as she cannot possibly do so, and is now also beginning to irritate the Judge, I think its fair to say she has put herself in a very awkward position indeed. The 5-day trial is now set for October 2009, and we are considering opening an account at the bookies on whether or not she will be there. At the moment, the odds are around 500-1 against, and I don't really see the odds improving much as things progress..

But if she doesn't comply with Court Orders, the Sheriff and Bailiffs can then move in..

In the meantime however, nobody can get any emails or other messages through to Mrs F via her website, and even the Post Office is reporting difficulties getting a signature from her for registered letters. She has also changed her phone number three times at least this past year. But unfortunately for her, one of her 'victims' has it seems, indirectly passed on her latest phone number to at least one other author who called her recently enquiring about missing royalties etc. Those of us who know Mrs F will not be surprised to hear that the author in question did not receive a satisfactory reply... nor was it particularly polite. So unfortunately, there's still no sign of any remorse or shame apparently..

So we now have 78 independent author-complaints against Mrs F, and a few new complaints are beginning to trickle in from her 'End Times Prophecy' website as well. In fact, she has so outraged a number of posters there, that they have set up a competing blog at <http://ilovetoddbentley.wordpress.com/2008/08/22/why-badger-everyone-miriam/> (with several affiliated links). So if anyone has anything to say about 'Miriam Franklin's' divinely-inspired prophetic abilities, or her self-declared mandate to do the Lord's work – please feel free.. But before you post anything, please be advised that the last person to challenge her prophetic abilities received threats of physical harm as well as a promise that Mrs F's 'spouse and Daddy' (Jesus and God Himself) were being called down to smite the wicked dissenter!

Well, at least it hasn't been boring..

I suppose one has to give her credit for her industry – if not her honesty. Perhaps someone needs to point out to Rosalind that if she only directed the same energy into honest enterprises - she would undoubtedly have been successful by now..

Anyway, with so many new complaints coming in from all directions, I am re-sending the latest update (as of Dec 15th), with the addition of some industry contact names, addresses, phone numbers and emails to help authors regain control of their books. The good news is that these industry contacts (Neilsens, Bowkers, Lightning Source) appear to be cooperating with individual authors' requests in this direction now.. and we are currently working on securing Court Orders to get all Diggory-related data released to us – so please stand by for that if-and-when it comes in.

Useful contacts:

meadowbooks@hotmail.com (still-functioning email address for Mrs F and Co.. but probably not for long.

<p>Bowker UK Ltd 1st Floor, Medway House Cantelupe Road East Grinstead RH19 3BJ UNITED KINGDOM www.bowker.co.uk</p> <p>Tel: +44 (0) 1342 310450 Fax: +44(0) 1342 310463 E-mail: sales@bowker.co.uk</p>	<p>Nielsen Book Data / ISBN Agency 3rd Floor, Midas House 62 Goldsworth Road Woking GU21 6LQ</p> <p>BookData UK (International) Tel: +44 (0)1483 712 200 Fax: +44 (0)1483 712 201 Email: sales.bookdata@nielsen.com</p>	<p>Lightning Source Inc. Legal Department 1246 Heil Quaker Blvd. La Vergne, TN 37086 USA</p> <p>Tel: 615.213.5885 Fax: 615.213.4425 cindi.street@lightningsource.com</p>
<p>Bowker Corporate Headquarters 630 Central Ave. New Providence, NJ 07974 USA</p> <p>Toll-Free: 1-888-269-5372 In NJ: 1-908-286-1090</p>	<p>Thorpe-Bowker Level One, 607 St Kilda Road Melbourne VIC 3004 PO Box 6509, St Kilda Road Central VIC 8008 AUSTRALIA</p> <p>Tel: +61 3 8517 8333 Fax: + 61 3 8517 8399 E-mail: yoursay@thorpe.com.au</p> <p>www.thorpe.com.au</p>	<p>Email</p> <p>stmphd@mail.com</p> <p>for private advice on getting your book back 'into the system' with minimum costs and inconvenience..</p>

By the way – anyone who has had an independent hearing or small claims action processed recently – please share the details – thanks.

.....

Update as of Dec 15th 2008 – to all interested parties..

First of all, thanks to all the authors who have taken the time to email their experiences with Mrs Franklin these past months, and especially to those of you who have sent in statements of fact to be presented in Court. Thank you.

We now have seventy authors who have engaged Mrs Franklin's 'services' since 2006 who feel they have just cause for complaint. Most report non-payment of royalties; overcharging; rudeness and aggression; and (in many cases) being attacked and falsely accused in emails if they dare to air any concerns or make enquiries about the status of their accounts.

Several aggrieved authors have already taken independent action via the Small Claims Court in order to secure the monies owed to them, and despite Mrs Franklin's increasingly desperate attempts to stall or circumvent the process, some are reporting success. Approximately three weeks ago for example, one County Court Judgement was enforced against Diggory Press to the tune of around £1,400 UK pounds. But when **PayPal** tried to refund monies to another aggrieved Diggory client recently, Mrs F made sure there was nothing in the account.

Meanwhile, Mrs Franklin continues to use every trick in the book to avoid being accountable to her clients; obfuscation; feigning illness; claiming not to have received recorded documents; and the usual litany of lies, exaggerations, and false counter-accusations levied at anyone who dares to stand up to her.

Most of you will be aware that both *Private Eye Magazine* and *The Guardian Newspaper* have written articles on the situation, and we have now had two Court hearings in Cornwall. At the first hearing in August, 'The Seventeen' presented their Small Claims together in the hope that we would be of mutual support to each other. However, amongst many other false accusations, Mrs Franklin accused several of us of 'fraud and conspiracy' etc., which, despite the evidence to the contrary, obliged the Judge to schedule our cases to be heard on a 'Multi-Track' basis. I won't bore you with my understanding of what exactly this means – but in effect, it means scheduling the cases to a higher Court that will cost remaining claimants £1,000 each to proceed.

Naturally (and quite understandably) under the advice of the Judge, several claimants felt more inclined to try to mediate with Mrs Franklin rather than pay another £1,000 – often much more than they were claiming in the first place. It is worth noting however, that of the four-or-five claimants who agreed withdrawal terms with Mrs F – none have reported receiving monies back, despite Mrs F's promises to the contrary. In frustration, three of them had to reinstate their claims again in Court. It now appears Mrs F's main intention was to use those mediation agreements to 'run out the clock' on Court deadlines, and thus have claims struck out by default.

As things stand at present, a small but determined group of us continue to press ahead with our claims – despite a withering flood of false counter-accusations and exorbitant counter-claims from Mrs F. At the latest hearing on Dec 10th, the Judge admonished Mrs F on several occasions—as well as in writing—for the rude and uncivil manner in which she referred to certain claimants. He also drew her attention to the absurdity (although he didn't use that word) of her counter-claim for £1,045,185 against myself – especially all the undocumented 'costs and damages' she seems to have pulled out of thin air. The result of the latest hearing was that we are now scheduled for a full-blown five-day civil trial sometime in 2009, where (if we get that far) we fully expect an outright win to all the remaining cases. However, given the amount of 'evidence' Mrs F is going to have to magic into existence if she has any hope whatsoever of presenting a reasonable or rational defence... some of us will be surprised if we ever do get to trial. It is not unreasonable to anticipate Mrs F being unable to present a coherent case or defence at the document disclosure stage – and therefore being liable for all our costs, expenses, and damages... But unfortunately the Court does NOT automatically enforce judgements unless we pay another fee for bailiffs to go in... and I'm quite sure Mrs F

will continue to exploit any loopholes she can in her efforts to avoid accountability. So for the time being, we will busy ourselves applying for Court Orders to be served on Mrs F's various business partners – so we can secure the data we need to prove her duplicity.

We have also been advised to secure witness statements. In this regard, I would like to respectfully advise all authors who have contacted me that I will be presenting their accounts of their experiences at Mrs F's hands in a bundle to the Court – but will ensure that no private details are divulged to the defendant. If this is a problem for anyone – or if you have yet to forward a support statement for that bundle – or perhaps if you would like to volunteer to be a witness at trial.. then please let me know. Thanks. If you do not want to be called as a witness at trial, the best way to avoid it is to supply me with a signed 'statement of truth'. I will of course do my utmost not to involve anyone past their comfort zone, but depending on Mrs F's next move, may have to come back to some of you on this.

As always, I have to be careful about how I present the information here, but in response to many requests by aggrieved authors, may I advise that you take the following steps if you wish to extricate yourself from Mrs F's / Diggory Press / Exposure Publishing influence:

1. Write or email to RF formally cancelling your contract
2. Request a full account statement and payment of royalties due (you should not have to pay for this).
3. If you are not happy with the response, then write to Lightning Source Legal department (printer-distributors) with a copy of your 'cancellation' notice to RF, and advise them you are 'in dispute' with RF, and that she no longer has your permission to publish your copyrighted work. Lightning Source should NOT print any more of your books under these circumstances.
4. Contact Nielsen Bookdata (UK-Europe) and Bowkers (UK or USA) and advise you wish to have that ISBN 'suspended' or 'abandoned' as per 1 and 3 above. Their options are limited if Mrs F actually owns the ISBN – but every complaint counts, and they can eventually stop selling her more ISBNs.
5. Lodge a Small Claims Court action via the HMCS website (Her Majesty's Court Service), and/or the Cornwall Trading Standards, or BBC Watchdog..or whatever you choose. But please don't remain silent, as this is how rogues flourish..
6. Once you have done this, feel free to contact me at stmphd@mail.com and I will advise as best I can, how you might republish your book at minimum cost and inconvenience
7. Tell as many people as you can about your experiences.

Meanwhile, we are investigating why Mrs F publishes titles under different imprints. Although illegal in the US, and a 'highly irregular' practice in the UK, we will have to wait for more data before sharing any conclusions.

Finally – I paste below a couple of Internet links that will take you to a couple of other 'manifestations' of our good Mrs Franklin. On one site she poses deceptively as an 'independent author' who just happens to believe that Diggory Press is simply the most wonderful thing to have ever tumbled from the heavenly realm.. and, whilst repeatedly denying she is affiliated with Diggory, advises all who will listen to take their business there.. <http://selfpublishingnews.wordpress.com/about/>

And the second site – only recently discovered – is where Rosalind claims to be an end-times prophetess no less – in direct touch with God Himself! Given our knowledge of who 'Miriam Franklin' really is, I believe it's fair to say that the posts on that site (many of which condemn liars, false prophets, charlatans and the like) beggars belief. The scary part is that the site has apparently registered over 2 million hits – on the prophetess' words of wisdom, prophecies and revelations, as well as many 'divinely-inspired' judgements on various individuals and religions whom she personally deems to be apostate / heretical / or downright demon-possessed..

For example, the prophetess says..

“The charlatans a-plenty who do not fear man, God or Beast are out to fleece the vulnerable and undiscerning for every last dime... Then there are the more sinister ones who intentionally prey like vultures - ...who disguise themselves as angels of light... Satan knows scripture, (and very well), albeit he twists it for his own ungodly purposes. He is a good counterfeiter, looks, walks and talks almost like a real Christian.”

Trust me, this is even better than fiction folks.. (if any link doesn't work because Mrs F has already taken them down – then please try the others in the following message, including the archive pages...)

<http://propheticwordsrevelation.blogspot.com/2007/07/self-righteousness-is-no-more-biblical.html>

Hopefully there is enough material here to help those of you who need to, to make some speedy and informed decisions.. And please feel free to pass on this information on to any who need to hear it.. <http://www.checksure.biz/Director/ROSALIND+FRANKLIN-5023620.htm>

Finally, the list of the first 18 complaints (now 70) from authors on my personal website – and other related evidence. I apologise that I haven't updated it in quite some time, but I have moved the site to new servers, and need to work out how to get access. Please scroll down the page to the Rogue's Gallery.

<http://color-of-truth.com/page5.html>

Thanks again for all the encouragement and support. Next general update when we hear of any developments.

Best wishes – and a happy festive season to all..

Stephen

.....

To All Interested Parties

Dec 16th 2008

Hello Again Folks...

Sorry to trouble you again so soon after the last update, but it appears Mrs F has managed to infiltrate our email list by posing as a disgruntled author using someone else's identity.

Accordingly, she had not only deleted the web-page link with her true identity on it (as per the last update) - but she is also now vetting all comments to her 'End Times Prophecy' site before allowing anyone to post comments there.

May I respectfully suggest that anyone needing further evidence from this website follows these links and prints out the information or quotes they need today - before these too are taken down..

<http://endtimespropheticwords.wordpress.com/>

<http://endtimespropheticwords.wordpress.com/2007/08/04/an-introduction-to-this-christian-prophetic-blog/#comment-28170>

<http://wordpress.com/tag/prophecies-of-miriam-franklin/>

Naturally I have already copied the original pages, so if anyone needs those please just ask and I will send them to you by email..

We also have access to a website archive service at..

http://web.archive.org/web/*/http://endtimespropheticwords.wordpress.com/

where you can (quickly) access archived pages of all of the websites of Mrs Franklin's questionable 'enterprises' - including the ever-changing and extremely inventive 'Terms & Conditions' pages on the Diggory Press website at..

http://web.archive.org/web/*/http://www.diggorypress.com/

This will be particularly helpful to those authors who have been told by Mrs F that only her latest contrived Terms & Conditions apply to them regardless of the T & C's in effect when they first engaged her 'services'. Please don't let her intimidate or bamboozle you into accepting this. It is neither true nor legal..

I feel secure in saying that the evidence of this latest website - along with other contrived websites, and Mrs F's numerous aliases and pseudonyms online - paint a clear picture of a person who is so steeped in deception, duplicity and self-delusion, that she can no longer be taken seriously as a sincere litigant.

Knowing our dear Mrs F is probably reading this right now - may I once again simply suggest she does the right thing - be honest - apologise for her many offences - repay what she owes to all - and let us all get on with our lives without having to embarrass her further in Court, online, and in the National Media..?

Thank you kindly to all who have sent emails of support - please excuse me if I do not reply personally, but it is simply a matter of logistics and time..

Kind regards to all,

Stephen