



March 17, 2008

Mr. Jim Caldwell
Unites States Environmental Protection Agency
1200 Pennsylvania Avenue, NW
Washington DC 20460-0001

Dear Mr. Caldwell,

Thanks for the time allowed me to explain the situation with Kino Bay, Inc. of Los Angeles. As requested here is a chain of events that have led to this individual using our US EPA registration 2011-20009 for marketing a product not produced by B&A nor authorized by them to sell or market known as our FPE Fuel Performance Enhancer.

1. August 2007 Mr. Yong Kim of Kino Bay Inc, came to my manufacturing facility in McKinney, Texas and after inspecting same placed an order for one container of FPE promising a deposit of \$100, 0000.00 by the first week of September 2007.
2. At that time an agreement was reached with Mr. Kim for Kino Bay Inc, to be exclusive distributor for FPE product in China and South Korea.
3. After many discussions about the deposit never materializing for the container, Mr. Kim advised us that there was not going to be an order for the container; however that he had been requested by various other individuals' purchases of smaller quantities. To which I angrily replied that what good is a distributor or exclusive sales force if they are turning down orders strictly based on size.
4. In January of 2008 Mr. Kim also came with another order this time for South Korea for 3,000 tons of Waste Vegetable Oil (Yellow Grease), and that a L/C was forthcoming in the amount of \$550K of course this never materialized again instead he provided us with an order for 4,000+ 16 ounce bottles of FPE with a \$6,200.00 deposit.
5. After the deposit was made a set of strange requests started coming from Mr. Kim for the Yellow Grease he wanted his customers to visit my supplier even though he had been advised that the suppliers were not willing to have anyone come and inspect their operation, further he started requesting art work for 2 ounce bottles of the FPE even though there was never mention of purchasing 2 ounce bottles.
6. As evident by the attached copy of label Mr. Kim has produced my hunches of their acting in a suspicious matters have come to reality, note that (per attached) Mr. Kim was advised on February 14th of his power of attorney and distribution being revoked immediately.

Due to the nature of the product discussed being a fuel additive that is combustibile and shipped by ocean liner fictitiously using my US EPA Registration, as well claiming that I have manufactured the product and lastly using a fake UPC code I have also covered the Dallas Office of the FBI and Homeland Security as instructed by them both.

Jim, please advice of your legal department's disposition in regards to US EPA Registration usage.

Respectfully,

A handwritten signature in cursive script, appearing to read 'David J. Barberis', is written in black ink.

David J. Barberis

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