

RECEIVED

INFORMAL COMPLAINTS

**Small Claim Form for Informal Adjudication
And Information Checklist**

06 NOV 29 PM 2:23

SERVICE OF THE SECRETARY
FEDERAL MARITIME COMM

Federal Maritime Commission, Washington, D.C.

Docket No. 1883(1)

Frank J. Kuzela

(Claimant)

VS.

Maersk Sealand Cargo Claims - Mr. John Yu.

(Respondent)

I. The claimant is Frank J. Kuzela, Mr. Kuzela resides at 275 Hawthorne Lane N.E., Palm Bay, Fl. 32907.

II. The respondent named above is a shipping company in the State of New Jersey. The company is located at Maersk Sealand, Giraldo Farms Madison Ave., P.O. Box 880, Madison, New Jersey 07940-0880. Mr. John Yu, is the claims adjustor with Maersk Sealand. Maersk Sealand accepted household goods from United States to send our goods internationally by ocean. They send goods to the requested foreign destination. Our goods were shipped on Sept. 10, 2004, from Zlin, Czech Republic to the United States.

III. Maersk Sealand accepted our personal household goods for ocean shipment and failed to deliver said goods in proper order to the final destination, at a storage: EZ Way Storage, 888 Palm Bay Road, Palm Bay, Florida. The evidence of damage was submitted to the Federal Maritime Commission at an earlier date showing from the driver's report that 2 boxes of National Geographic magazines, as well as, a few books in the Czech language were destroyed, due to a hole located on the top of Container No. AMFU8597787 which caused water damage and mildew. As pointed out earlier, separate documents were sent to the Maritime Commission that these books are a valuable collection. Also, it was pointed out to Mr. John Yu, of Maersk Sealand that we needed to replace these books from National Geographic. The cost amounted to \$ 4147.80.

IV. Maersk Sealand has violated section 10(d) (1) of the Shipping Act of 1984 by failing to establish and enforce just and reasonable practices related practices related to the handling, storing and delivering of personal household goods.

V. A claim was filed with Maersk Sealand on October 27, 2005. I lost \$ 4147.80 worth of goods and have never received any reimbursement from Maersk Sealand for damaged items. This does not include: out of pocket expenses for long distance telephone calls, faxes and postage, which amount to \$ 200.00. The insurance was included with the shipping cost and no extra separate insurance was needed as stated by Mr. Duda of Maersk Sealand at their Prague Office in the Czech Republic.

VI. The undersigned authorizes the Settlement Officer to determine the above stated claim.

Supporting documents have been submitted to the Federal Maritime Commission at an earlier date.

Date November 27, 2006

(Claimant's Signature) Frank J. Kuzela

(Claimant's Address) Frank J. Kuzela

Mailing Address: P. O. Box 110896

Palm Bay, Florida 32911-0896

Residential Address: Frank J. Kuzela

275 Hawthorne Lane N.E.

Palm Bay, Florida 32907

ORIGINAL

Exhibit No. 1 to Subpart S [Sec. 502.304(a)]--

**Small Claim Form for Informal Adjudication
and Information Checklist**

Federal Maritime Commission, Washington, DC.

Informal Docket No. 1883(1)

FRANK J. KLUZELA

(Claimant)

vs.

MAERSK SEALAND

(Respondent)

I. The claimant is [state in this paragraph whether claimant is an association, corporation, firm or partnership, and if a firm or partnership, the names of the individuals composing the same. State the nature and principal place of business.]

II. The respondent named above is [state in this paragraph whether respondent is an association, corporation, firm or partnership, and if a firm or partnership, the names of the individuals composing the same. State the nature and principal place of business.]

III. That [state in this and subsequent paragraphs to be lettered A, B, etc., the matters that gave rise to the claim. Name specifically each rate, charge, classification, regulation or practice which is challenged. Refer to tariffs, tariff items or rules, or agreement numbers, if known. If claim is based on the fact that a firm is a common carrier, state where it is engaged in transportation by water and which statute(s) it is subject to under the jurisdiction of the Federal Maritime Commission].

IV. If claim is for overcharges, state commodity, weight and cube, origin, destination, bill of lading description, bill of lading number and date, rate and/or charges assessed, date of delivery, date of payment, by whom paid, rate or charge claimed to be correct and amount claimed as overcharges. [Specify tariff item for rate or charge claimed to be proper].

V. State section of statute claimed to have been violated. (Not required if claim is for overcharges).

VI. State how claimant was injured and amount of damages requested.

VII. The undersigned authorizes the Settlement Officer to determine the above-stated claim pursuant to the informal procedure outlined in subpart S (46 CFR 502.301-502.305) of the Commission's informal procedure for adjudication of small claims subject to discretionary

Commission review.

Attach memorandum or brief in support of claim. Also attach bill of lading, copies of correspondence or other documents in support of claim.

(Date) OCTOBER 19, 2006.

(Claimant's signature) Frank J. Kugler
MAILING ADDRESS: P.O. BOX 110896, PALM BAY FL 32911-0896.
(Claimant's address) HOME ADDRESS: 275 HAWTHORNE LANE NE, PALM BAY FL 32907
(Signature of agent or attorney) _____

(Agent's or attorney's address) _____

VERIFICATION

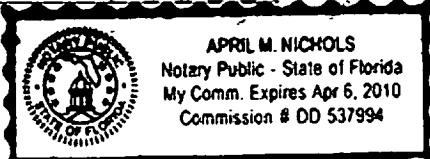
State of Florida, County of Brevard, ss: _____,
being first duly sworn on oath deposes and says that he or she is _____

The claimant [or if a firm, association, or corporation, state the capacity of the affiant] and is the person who signed the foregoing claim, that he or she has read the foregoing and that the facts set forth without qualification are true and that the facts stated therein upon information received from others, affiant believes to be true.

Subscribed and sworn to before me, a notary public in and for the State of FL, County of Brevard this 19 day of October, 2006 (Seal)

April M. Nichols
(Notary Public)

My Commission expires,



P.O.Box 110896
Palm Bay
Florida 32911-0896

October 19' 2006

RECEIVED
RECEIVED
RECEIVED

Dear Ms Foraya De La Cenz: ~~0125/06 10038024011~~
~~\$67.00~~

Enclosed are the shipping documents you requested
for our claim against 'Maersk Sealand'.

We wish to state that only 'Maersk Sealand'
caused damage to our goods because of the 40 ft HC
container # AMFU8597787 having a hole on the roof
during shipping from the Czech Republic to Miami
Florida U.S.A. That hole was discovered on that
container when it reached it's destination, here,
at Palm Bay, Florida.

Let it be known that, the container had
no hole when we were loading our goods of
personal items in the Czech Republic.

We were informed by Ms. DUDA of 'Maersk
Sealand' in Prague, Czech Republic, that the
insurance was included with the shipping
price from the Czech Republic to Miami Florida
U.S.A.

"I declare under penalty of perjury that
the foregoing is true and correct."

Sincerely,

Frank J. Kuzela
FRANK J. KUZELA.

P.O. Box 110896

Palm Bay

Florida 32911-0896

FAX TO: → 202 275 0059

June 19, 2006.

) Dear Ms. Zoraya:

We are so very angry and upset with 'Maersk Sealand' and also very shocked and disappointed with everyone, we have talked to by phone, all the different agencies, to help us, concerning how we have been treated by the shipping company - 'Maersk Sealand'!

There has been no help of any kind whatsoever from any government agency which we felt very strongly would get results, good results for us as our last resort. This is so sad!

It is so sad to know that out there, there is not even one person who can do anything for us, out of all these agencies we phoned. Why, I ask? There is not even one person who can stand up to 'Maersk Sealand' and tell them that they are in the wrong and that they should pay us for all the damages done to our collection of National Geographic Society books and Czech language books, done due to the large hole on the roof in their shipping 40'HC

container, which was discovered when the container door was opened at the storage facility, here in

Palm Bay.

Our collection of these books have been in our family for many years. All these books got very wet due to that large hole on the roof of the container.

Maerst Sealand refuses to see and admit their mistake deliberately to avoid paying us to cover the cost with tax, the above claim-

Furthermore Maerst Sealand took their time to resolve this problem. We pointed to them with our phone calls and correspondence that they could verify our claim with the necessary parties especially with National Geographic Society the cost to replace the damage books with covers.

We have refused the amount of US \$1,000.00 dollars, Maerst Sealand is offering us. As you can see the amount offered does not cover the cost in replacing the damage books, shipping and handling and tax.

We have found out that Maerst Sealand own and operates the equipment in the port of Miami when it comes to unloading and loading goods coming on and off the freighters.

3) Our concern is also, that the equipment operators at the port of Miami were negligent when handling the containers, especially the one container with the damage books.

We certainly did not appreciate Maersk Sealand in making excuses that we had no evidence to seek a claim with them. Correspondence with Maersk Sealand will explain this to you.

We know that only Maersk Sealand destroyed our books of value and they should pay us the full amount for damages including shipping and handling and tax to replace this valuable collection of books with covers, because of the damage container that arrived to its final destination.

Because of all this inconvenience done to us we are looking forward to hear from you with a favorable reply. — Good money was paid for shipping —

We thank you Ms Faraya for your time and attention. Please help us, kindly!

Sincerely,

Ana Kuzela and Frank J. Kuzela
ANNA M. KUZELA and FRANK J. KUZELA

P.S.

We are faxing this all to you from the store...
STAPLES, here in Palm Bay since we do not
have a fax machine. — Their fax number is... .

(321) 726-0952

Our mailing address is:-

P.O. Box 110896

Palm Bay

Florida 32911-0896

Our telephone number is:-

(321) 728-1372

Please leave a message should your phone — we
shall return your call, if not home — .

Thank you!

Total of pages — 23. — faxed to you, Ms Foraya.

To National Geographic Society.
P.O. Box 60001
Tampa
Florida 33660.

813-354-3467

From, FRANK J. KUZELA.
P.O. Box 110896
PALM BAY
FLORIDA 32911-0896

November 6th 2004.

Dear Sir:

Enclosed you will find a list of National Geographic Society Magazines that got destroyed due to water damage in a shipping container.

We would like to replace these magazines. Would you kindly let us know how much they would cost, including their ship covers, plus shipping and handling charges.

<u>YEARS</u>	<u>MONTHS</u>	<u>YEARS</u>	<u>MONTHS</u>
1951 -	July to December	1965 -	January to Decemb
1952 -	January to December	1966 -	January to Decemb
1954 -	January to December	1971 -	January to Deceme
1955 -	January to December	1974 -	January to Deceme
1956 -	January to December	1975 -	January to Decem
1957 -	January to December	1976 -	January to Decem
1958 -	January to December	1977 -	January to Decem
1959 -	January to December	1978 -	January to Decem
1960 -	January to December	1979 -	January to Decem
1961 -	January to December	1980 -	January to Decem
1962 -	July to December		
1963 -	July to December		
1964 -	January to December		

Thank You

Sincerely,
Frank J. Kuzela

To National Geographic Society.
P.O. Box 60001
Tampa
Florida 33660.

813-354-3467

From FRANK J. KUZELA.
P.O. Box 110896
PALM BAY
FLORIDA 32911-0896

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1951 -	July to December	1965 -	January to Decem.
1952 -	January to December	1966 -	January to Decemb
1954 -	January to December	1971 -	January to Decem.
1955 -	January to December	1974 -	January to Decem
1956 -	January to December	1975 -	January to Decem.
1957 -	January to December	1976 -	January to Decem.
1958 -	January to December	1977 -	January to Decem
1959 -	January to December	1978 -	January to Decem
1960 -	January to December	1979 -	January to Decem.
1961 -	January to December	1980 -	January to Decem
1962 -	July to December		
1963 -	July to December		
1964 -	January to December		

Thank You

Sincerely,

Frank J. Kuzela

To National Geographic Society. From,
 P.O. Box 60001
 Tampa
 Florida 33660.

813-354-3467

FRANK J. KUZELA.

P.O. Box 110896

PALM BAY

FLORIDA 32911-0896

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1955 -	January to December	1974 -	January to Decembe
1956 -	January to December	1975 -	January to Decembe
1957 -	January to December	1976 -	January to Decembe
1958 -	January to December	1977 -	January to Decembe
1959 -	January to December	1978 -	January to Decembe
1960 -	January to December	1979 -	January to Decembe
1961 -	January to December	1980 -	January to Decembe
1962 -	July to December		
1963 -	July to December		
1964 -	January to December		

Thank You

Sincerely,

Frank J. Kuzela

FRANK J. KUZELA.
KUZELA FAMILY

LIST OF PERSONAL ITEMS.

CONTAINER # AMF48597787

305 Cases Containing large and small size boxes
of Personal Belongings.

Glass ware

Plate Settings

Dishes

Pots and Pans

Kitchen Items

Souvenir Items

Bed Linen

Pillows

Blankets

Sheets

House hold items

Cushions

Curtain rods

Ceramic figurines

Hummel antiques figurines

Hummel figurines collections

Personal clothing

Shoes

Boots

Winter coats

Antique plates collections

Antique glass collections

Doll collection

Crystal glass ware and lamp

Family Photograph Albums

Garden figurines

Czech Language Books

Old Czech Language Books

English Language Books

Collection of National Geographic Society Magazine Book with covers,

Video movie and nature tapes

Cassette tapes of music

Family movies

Cameras

Out door Nativity sets

Christmas items for garden

Site flowers

Long playing music records + 45 & 7 music records.



MAERSK SEALAND

*Cargo Claims
Giralda Farms Madison Avenue
P.O. Box 880
Madison, NJ 07940-0880
973-514-5233
973-514-5165 (fax)*

December 14, 2005

TRANSMISSION BY MAIL:

**Attention: Frank Kuzela
P.O. Box 110896
Palm Beach, FL 32911-0897**

Re: Vessel/Voyage:	Oluf Maersk/ 0413
Bill of lading #:	PRHL12276
Commodity:	Personal Goods
Amount:	\$4,147.80 usd
Your Ref.:	Letter of Claim, October 27, 2005
Our Ref.:	41420/JCY

Dear Mr. Kuzela :

We refer to the captioned claim and confirm our investigation into the alleged loss and/or damage to the subject shipment has been completed.

Kindly advise if you will accept the vessel's offer in the amount of \$1,000.00 usd as full and final settlement in your claim, by signing this letter and returning it by fax to the number below.

Nighthawk Enterprises, Inc shows evidence that "two boxes wet + destroyed old National Geographic." Due to package limitation, \$500.00 usd will be set for each of the boxes that were affected during the transit.

The above offer is made without prejudice and is not to be considered an admission of liability nor a waiver of any rights available to the vessel at law or under the bill of lading or otherwise.

The above offer will be kept open for 30 days. On January 14, 2006, this offer will be rescinded without further notice. In the event of non-response, your claim will be considered in-active, causing closure of the claim file, and regarded as formally declined. Please take note of the statute of limitations as provided in clause 9 of our Bill of Lading. Please be guided accordingly.

Sincerely,
MAERSK SEALAND

John Yu
Claims Adjuster
Risk Management & Claims Department



MAERSK SEALAND

Export Invoice

AP MOLLER - MAERSK A/S
Esplanaden 50
DK-1098 Copenhagen
Denmark
VAT: DK53139655

Payer:
FRANK KUZELA
PROVODOV 233
763 45 BREZUVKY
CZECH REPUBLIC

Invoice Number: PR10060869-PRHL12276
Invoice Date: 27-SEP-04
Due Date: 25-SEP-04
B/L Number: PRHL12276

Customer No.: 14800006323
Your VAT No.:
Your reference:
Our contact/phone no.:
Customer Service / 257182330

Place of receipt:	Place of delivery:	Main vessel name:
ZLIN	MIAMI	OLUF MAERSK
Sailing date:	Vessel name:	Voyage:
25-SEP-04	OLUF MAERSK	0413

Item description:	Qty:	UOM:	Curr	Unit price:	USD
BASE FREIGHT	1	40' HC CON	USD	3,250.00	3,250.00
BASE FREIGHT	1	40' HC CON	USD	3,250.00	3,250.00
IHL EXPORT	2	40' HC (S	EUR	770.00	1,863.40
DESTINATION THC	2	40' HC (S	USD	500.00	1,000.00
ORIGIN THC	2	40' HC (S	EUR	156.00	377.52
C.A.F.	1	SURCH FRE	USD	5.00	325.00
DEPOT SERVICE CHARGE	2	40' HC (S	EUR	35.00	84.70
ORIGIN DOCUMENTATION & ADM. F	1	SURCH LUM	EUR	50.00	60.50
US CARGO DECLARATION	1	SURCH LUM	USD	25.00	25.00

Total due: 10,236.12

Containers : AMFU8597787 (40 ' HIGH)
CP1U5558847 (40 ' HIGH)

Bank charges on account of remittance. / Bankovni poplatky k tizi plate.
Payment ref.: By payment/bank transfer please include invoice no. PR10060869-PRHL12276
VAT exempt in accordance with Art. 28b(C)(3), Art 28b(D), Art 14 (1)(i) and Art 15 (13)
of the Sixth EU VAT Directive

Bank: CITIBANK Prague, Evropska 178, Praha 6, Czech Republic
Account: USD 2035010208/2600 (swift: CITI CZPK)
IBAN: CZ35 2600 0000 0020 3501 0208

MAERSK AGENCY S.R.O.

150 00 Praha 5, CZ 18627706
(+420) 18627706, (+420) 2571823304

Notes:
MAERSK AGENCY S.R.O., Na Belidle 21, 150 00 Praha 5, Czech Republic
zapsana u Krajskeho obchodniho soudu v Praze, oddil C, vlozka 3101
Acting as agents for and on behalf of AP MOLLER - MAERSK A/S,
trading under the name MAERSK SEALAND, Esplanaden 50, DK-1098
Copenhagen-K Denmark, VAT No. DK-53139655

MAERSK AGENCY, s.r.o., obchodne zastupenie Slovenska republika
Vlckova 35, Bil 04 Bratislava, Slovak Republic



MAERSK SEALAND

FRANK KUEBLA
PROVODOV 233
763 45 BREZOVKY
CZECH REPUBLIC

FRAN KIEZEL, C. D. M. "KIEZEL"
30 LAKE ARBOR DRIVE
HOLM HILL, WI 53461
U.S.A.
1-967-1184

STATE AND CONST. V.2

**NON-NEGOTIABLE
WAYBILL**

PRKL12276

PRHL1?276

Experiment

In 1972 Congress enacted the Consumer Product Safety Act which required that all products sold in the United States must be safe. This law applies to all consumer products, including food, drugs, cosmetics, medical devices, and household goods.

10. The Cetech shall not be liable for any damage or loss arising from the use of the information provided by the Cetech or its authorised agent or publication of results obtained by the use of the Cetech's equipment or software, even if the Cetech has given a guarantee as to the quality of the results. In case of an alleged irreparable proof of damage, the Cetech shall be liable for the damage suffered, but the Cetech shall be under no liability whatsoever for damages arising directly or indirectly by the Cetech's negligence.

‘‘असे दिनांक आवश्यक नहीं हैं। विशेषज्ञों की जानकारी की जरूरत नहीं है।’’

Please go to [Section 4: Appendix](#) for further document used as Multimodal Waybill.

ZLIN

Place or Delivery Application #3, which document used as Multimedia Way #3

Years OLUF MAERSK	1998 to 0413
Port of Load ROTTERDAM	Port of Discharge MIAMI, FL

PARTICULARS FURNISHED BY SHIPPER - CARRIER NOT RESPONSIBLE

Kind of package, Description of goods, Marks and Numbers			Gross Weight	Measurement
AMFU6597787	1	40' HC		
40/HIGH 9'6		SAID TO CONTAIN	KGS	
ML-CZ0012385		305 CASES	7350.00	
78779		HOUSEHOLDS GOODS		
		CY / CY		
CPIU5558847	1	40' HC		
40/HIGH 9'6		SAID TO CONTAIN	KGS	
ML-CZ0012384		214 CASES	7350.00	
47885		HOUSEHOLDS GOODS		
		CY / CY		
		SHIPPER'S LOAD, STOW, WEIGHT		
		AND COUNT		
		FREIGHT PREPAID		

Albright O.K.

Frank Krycha

FRANK KUZELA

[Signatory for the Charterer A/C Maersk A/S trading as Maersk Sealand](#)

WAERSK AGENCY S.R.O.

Reagent(s) for the Catalyst

1366/27)

Fax from : +420 257182330

07/09/04 14:54 Pg: 1

09/07/04 15:05:39

+420 257182330->

0677994314 Maersk Agency sro Page 001

THE A.P. MOLLER GROUP



MAERSK SEALAND

TO : FRANK KUZELA
FROM: Maersk Sealand Czech Republic/RAD //CZSORD

Page 1 of 2

REFN: C/S12815 INIT: RAD 2004.09.07 14:59 CET

TRANSPORT ORDER: PRHL12276

Dear Mr. Kuzela,
below please see booking confirmation for 2x40'HC to Miami port
with all details:

ACCEPTANCE LETTER

ZAKAZNIK: POTVRZENI KNIHOVANI A PRO VASI INFORMACI.
** NA VESKERE ZALEZITOSTI SPOJENE S TIMTO KNIHOVANIM SE VZTAHUJI
PODMINKY A USTANOVENI MAERSK SEALAND BILL OF LADING, ROVNEZ TAK
MISTNI POPLATKY A PRAVIDLA O ZAJISTENI KONTEJNERU PLOMBOU
DLE WWW.MAERSKSEALAND.COM/CZECHREPUBLIC/ **

Booking no. PRHL12276 2 X 40 DRY HI

Booking Party FRANK KUZELA VIP:
Cargo PERSONAL EFFECTS

Container Loading Tare Cargo Haulier HC Pickup

40 DRY 9'6" 040909-0830 0 15000

40 DRY 9'6" 040910-0830 0 15000

Other Details:

Requirements HIGH

Route Details	State	Mode	Vessel	Voy	ETD
CZZLR ZLIN		TRK			
CZYQTRT UHERSKY BROD TE		RP			
C2MZK01 MELNIK BARGE TE		RP			
NLROTO1 APM TERMINALS R ZH	APM	RP	UF MAERSK	0413	040925
USMIATM MIAMI TERMINAL FL					

Address details:

Cargo load	FRANK KUZELA
	Frank Kuzela
	Filmova
	Filmova ateliery as, budova 17
	760 01 Zlin
Date and Time	Loc Bay

As specified above

Cust loading remarks
kontakt: 724178586

✓ ETD Rotterdam 24.9.

Maersk Agency sro

Na Bezdíle 21 150 00 Praha 5, Czech Republic
Radek Duda - Tel: +420 267182327 - Fax: +420 257182330
Email: czsord@maersk.com - Homepage: www.maersksealand.com

Fax from : +420 257182330

07/09/04 14:54 Pg: 2

09/07/04 15:06:22

+420 257182330->

0677994314 Maersk Agency sro Page 002



Page 2 of 2

ETA Miami 5.10.

Best regards
Radek Duda

PARAGON Z 2697624
zjednodušený danový doklad č.

Dodavatel:	Pan KUZMA PROVODOV		
ESTAR ZLÍN ZLÍNSKÝ VÝROBKOVÝ KOMPLEX 21141, ŠTĚPA, VEĽKOVSKÁ 500, PSČ 763 11 TELEFON: 577 922 411-15 IČO: 255 13 184 DIČ: CZ 255 13 187 DPS:		Odběratel:	
Název zboží (kódů, rozměr)	pøíbal	cena/ks	% DPH
Přijatý		100,-	1000,-
Datum usku- zdan. plnári:	% DPH	Ceníkem s DPH	K uhradě:
10/4/2014	(9)		1.000,-
ESTAR ZLÍN			
ZLÍN, ŠTĚPA, VEĽKOVSKÁ 500, PSČ 763 11			
TELEFON: 577 922 411-15			
IČO: 255 13 184 DIČ: CZ 255 13 187			
Razítka + podpis	Výplň dohoda	DPH KG	bez DPH KG

Tisk OOPTS, s.r.o., ODKA, tel. 553 777 325, fax 553 777 326
HTTP://WWW.OOPTS.CZ

OP-BP-P-4

AMF 61 859778-7

ML/62 0012385

1st Container

OP/4 555 881-7

ML/62 0012384

2nd Container

1366/211 ↳ number on
1st Container on
police seal

FAX 973 514 1362

FRANK & ANNA KUZELA
P.O. Box 110896

To Maerst Inc.

Claims Department

Giralda Farms

Madison Avenue

P.O. Box 880

Madison N.J. 07940-0880.

Palm Bay

Florida 32911-0896

October 26 2005

Our Telephone # 321 728 1372

Attention To:- Mr. Jason Pasterick

Dear Sir:

Enclosed you will find a list of National Geographic Society Magazines that got destroyed due to water damage in a shipping container # AMF48597787

We need to replace these magazine book with their covers,

I contacted the company National Geographic to see if they are still available and they told us "Yes" and as to how much they are.

from year to year — The shipping container from Maerst was a 40' # AMF48597787 HIGH 40'

It came from Europe from the Czech Republic to Miami Florida U.S.A. I am sending you by fax the copy of the Export Invoice plus the copy from the company ~~Sea~~ Nighthawk Enterprises Inc. They are the company that trucked it from Miami

2) National Geographic told us how much each book would cost including shipping and handling charges. The prices were given to you on the list we mailed to you. The person we had spoken to at National Geographic was a lady named CONSUELO. She in turn quoted to us what each year book would cost including shipping and handling charges. You have this list with you... also as to how much the sleeves for the books cost. The total is \$ 4,147.80 US\$

You can contact Consuelo at this phone number 1-800-777-2800 for the book prices and for the sleeves 1-888-647-6733. They are two separate departments.

We have a collection of these books for years and the price of the earlier editions increases in value as per the itemized list we sent you earlier by the National Geographic Society.

The total quote was given to you, with including the other Czech language books which also got water damage on them. Those are old valuable books which we know we cannot replace.

All these books from the National Geographic Society are a valuable collection including the Czech books — .

If in anyway you are able to replace all
these National Geographic Society books for us in the
mint order they were for only U.S. dollars of
One thousand ... please do so. — You can
contact the National Geographic Society.

Looking forward from you a speedy
reply — You can fax us to "Staples"
The fax number is ... 321 726-0952
Our address is P.O. Box 110896
Palm Bay
Florida 32911-0896

just like on the head of this letter to you.

Sincerely,
Frank and Anna KUZELA.

FAX # 973-314-5165

P.O. Box 110896

Palm Bay

Florida 32911-0896

January 2, 2006

Dear Mr. Yu:

Enclosed we are sending you a copy of your letter to us, dated... December 14 2005.

In reply to your letter dated December 14 2005 there is absolutely NO WAY we could in anyway possible accept the amount you offered us of U.S. Dollars \$1,000.00 (one thousand) for the replacement of all those valuable collection of those listed National Geographic Society Magazines books which we had sent to you. These books got water damage due to a large hole which occurred on the roof of the shipping container, during shipment from Europe to the United States.

Maerst Sealand was notified straight away about the large hole on the roof of the container as well as photos were taken by the "Seahawk" Company driver who brought the container to the storage unit over here at Palm Bay.

To the storage unit over here to Palm Bay at Brevard County
On October 28 2004. The Driver from Nighthawk
took photos of the 2 boxes of the magazine books with
the covers and also the wide hole on the roof of the
Shipping Container # AMFH 8597787.

— I had written a letter to you but never got any
answer from you. — I also checked carefully all my
mail because I was away for a few months. I
got back the other day before the Hurricane after
days ago. — I hope you will help me on this claim.
the magazines with shipping and handling plus the
slip covers are separate price — National Geographic
told me by phone and they also told me that these
books are still available —

We hope we can get an answer from you
by fax this time — last time I mailed you my
letter. — We thank you — waiting to
hear from you soon —

Sincerely,
Frank and Anna KUZELA

National Geographic Society Magazine Books.
that got water damage with their covers.

Year July to December = 20.00 each = \$120.00.

1951 → July to December = 20.00 each = 240.00.

1952 → January to December = 20.00 each = 240.00

 = 20.00 each = 240.00

1954 → = 20.00 each = 240.00

1955 → = 20.00 each = 240.00

 = \$840.00

1956 → January to December = 15.00 each = 180.00

 = 15.00 each = 180.00

1957 → = 15.00 each = 180.00

1958 → = 15.00 each = 180.00

1959 → = 15.00 each = 180.00

1960 → = 15.00 each = 180.00

1961 → = 15.00 each = 180.00

= \$1,080.00

1962 → July to December = 15.00 each = 90.00

 = 15.00 each = 90.00

1963 → = 15.00 each = 90.00

1964 → January to December = 15.00 each = 180.00

 = 15.00 each = 180.00

1965 → = 15.00 each = 180.00

1966 → = 15.00 each = 180.00

= \$540.00

Continue

⑨ 1971 → January to December = 10.00 each = 120.00
 1974 → " " " " = 10.00 each = 120.00
 1975 → " " " " = 10.00 each = 120.00
 1976 → " " " " = 10.00 each = 120.00
 1977 → " " " " = 10.00 each = 120.00
 1978 → " " " " = 10.00 each = 120.00
 1979 → " " " " = 10.00 each = 120.00
 1980 → " " " " = 10.00 each = 120.00

$$= \underline{\underline{\$960.00}}$$

That is 3840.00.

$$\begin{array}{r}
 1080.00 \\
 180.00 \\
 540.00 \\
 + 960.00 \\
 \hline
 \$3600.00 \text{ TOTAL for each books}
 \end{array}$$

Plus The total for the slip covers a about \$447.80.
 This is what the lady told me over the telephone

Also there were some Czech language book that got water damage that belongs to us which we had packed with the National Geographic books — worth \$100.00.

Total is 3600.00

$$\begin{array}{r}
 447.80 \\
 + 100.00 \\
 \hline
 = \underline{\underline{\$4147.80}} \text{ TOTAL.}
 \end{array}$$

Thank You!



NATIONAL
GEOGRAPHIC
SOCIETY

P.O. Box 10543
Des Moines, Iowa 50340

December 23, 2004

|||||.....|||||.....|||||.....|||||.....|||||.....

Frank Kuzela
Po Box 110896
Palm Bay FL 32911-0896

Account #: NGS/SLP

Dear Frank Kuzela:

Thank you for your interest in National Geographic's products.

Slipcases for National Geographic are available. Two embossed, elegantly bound slipcases which hold issues for January through June and July through December, are provided for each year. We currently have slipcases available for 1950 through the current calendar year. You may purchase the 1950-2003 slipcases separately. Each set of slipcases is \$14.95 plus shipping and handling with any applicable sales tax.

We also have Mapcases available you can purchase for \$14.95 plus \$4.95 shipping and handling with any applicable sales tax.

We hope this information is helpful, and look forward to serving you in the future.

Jessica Taylor
Customer Service

104357091223001/II50



NATIONAL GEOGRAPHIC SOCIETY

P.O. Box 63001
Tampa, FL 33663-3001

January 21, 2005

Frank J. Kuzela
P.O. Box 110896
Palm Bay, FL 32911-0896

Dear Frank J. Kuzela:

Thank you for contacting NATIONAL GEOGRAPHIC Society.

Below is a list of available issues and their prices. Prices quoted are in U.S. funds and do not include tax where applicable. The cost includes shipping and handling. The cost of issues will range as follows:

\$10.00 each 1971 through 1985
\$15.00 each 1956 through 1970
\$20.00 each 1941 through 1955

Please keep in mind that our inventory changes daily and some issues may no longer be available. Delivery time is 4 to 6 weeks by 2nd class mail. We offer Federal Express shipping for an additional charge.

We accept payment by VISA, MasterCard, Discover Card, Optima, and American Express. We also accept a check or money order in U.S. funds, which you may mail to the address at the top of this letter. If you would like to order or inquire on specific dates, please call the single copy department at 1-800-777-2800 or 1-813-979-6845 or you may fax your order to 1-813-354-3467. Our email address is ngs.single@customersvc.com.

We appreciate this opportunity to be of service.

Sincerely,

A handwritten signature in black ink, appearing to read "A. Garcia".

A. Garcia
Customer Service

Attachments: 4

National Geographic Society
P.O. Box 60001
Tampa Fla. 33660

FAX 813 354 3467

January 13 2005

from FRANK J. KUZELA
P.O. Box 110896
PALM BAY
FL 32911-0896

Dear Counsel,

I spoke to you yesterday by phone —
Here is the photo copy of the letter I sent to

National Geographic Society dated November 6 2004
but never got any response.

Please do as it says in my letter. I'll
appreciate it. Send to P.O.Box 110896 address
Palm Bay FL 32911-0896.

I need a letter stating how much
each magazine costs including shipping
and handling charges, for the shipping company,
"Maersk Sealand" at Miami Florida.

We want to replace the magazines
with their covers that were damaged.

Thank you for your attention.

Frank J. Kuzela and Anna Kuzela
FRANK KUZELA and ANNA KUZELA.