

NORTH CAROLINA
WAKE COUNTY

FILED

GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
17-CVS-5976

2018 MAY 15 A 10:02

CRAFT FREEDOM, LLC, THE OLDE MECKLENBURG
BREWERY, LLC, and NODA BREWING COMPANY,
WAKE CO., C.S.C.
BY 

Plaintiffs,

v.

THE STATE OF NORTH CAROLINA,
Defendant.

AFFIDAVIT OF DUSTIN
CANESTORP

I, Dustin Canestorp, declare under penalty of perjury as follows:

1. I am 45 years old and have personal knowledge of the matters set forth in this affidavit.

2. I am the founder of the Beer Army companies and charitable foundation described below. I hold a bachelors degree, *magna cum laude*, from Park University and a masters degree from Capitol College.

3. Before founding the Beer Army companies and foundation described below, I served in the United States Marine Corps from 1994 to 2014. During this time, I served in both Afghanistan and Iraq.

4. I am a veteran of Operation Enduring Freedom and Operation Swift Freedom in Afghanistan. One week after September 11, 2001, I was assigned to Task Force 58, which took part in the largest amphibious landing in military history, seized the Kandahar airfield, and opened the embassy in Kabul. I am also a veteran of

Operation Iraqi Freedom. Along with a small group of Marines, I served as a combat advisor to the 1st Iraqi Army Division. We were deployed to the Sunni Triangle, one of the most dangerous locations for Marines in Iraq.

5. The catalyst for creating Beer Army ultimately arose from the experience of our small group of Marines in Iraq. On February 16, 2007 in Ramadi, Iraq, my fellow Marine and friend, Captain Todd Seibert, was in a vehicle that took a direct hit from an enemy mortar. Todd was killed.

6. I had lost friends to combat before Todd, and I have lost friends to combat since Todd, but Todd's loss had a profound impact on me. Shortly after Todd was killed, I promised myself that if and when I made it back to the United States, I would move on from the Marine Corps, be an ordinary citizen, and pursue the American Dream.

7. Some months later, our small group of Marines was sent back to the United States and stationed at the Marine Corps Base in Camp Lejeune, North Carolina. Back here in the United States, we began to meet regularly to play cards and talk about what was on our minds. We were all having problems acclimating back to everyday life back home, and many of us, including myself, suffered from PTSD and survivor's guilt. Our group meetings became a coping mechanism for the team—in essence, quasi-group therapy. As a homebrewer, I would always bring a few bottles of homebrew to these meetings for our group to try, and they would give me feedback. We started calling ourselves “Beer Army.”

8. After a number of Beer Army meetings, some of the members started suggesting to me that I should plant roots in eastern North Carolina and turn my homebrewing into a business. At the time, however, I didn't think that would be a realistic possibility. I knew that I wanted to pursue a business in some way related to the craft beer industry, but at the time, there was no craft beer scene in eastern North Carolina.

9. In 2009, I started Beer Army, LLC, a fundraising company with the mission of organizing beer festivals to raise funds for various charities, including charities focused on helping veterans. I started the company with a \$20,000 credit card. The mission was to grow the craft beer scene in eastern North Carolina and to engage in philanthropy at the same time. Beer Army, LLC was an intersection of many of the things I am passionate about: remembering our fallen brethren, honoring the people serving now in the military, protecting our uniquely American freedoms and entrepreneurialism, and promoting craft beer.

10. Beer Army, LLC ultimately became successful. Several years after forming Beer Army, LLC, I started Beer Army Foundation, a non-profit 501(c)(3) charitable organization. As a non-profit, I was better able to raise money from our beer festivals and donate it to various charities. Beer Army Foundation became very successful, too.

11. By the Fall of 2012, things were going better than I could have hoped. Beer Army, LLC was doing well, Beer Army Foundation was doing well, and we were

starting to see some legitimate demand for craft beer in our local area—perhaps even some demand that could be traced to our efforts. At that moment, I decided that the time was right to try to realize every homebrewer’s dream of starting a brewery.

12. In the Fall of 2012, I looked at possible locations for the brewery in eastern North Carolina. Ultimately, I settled on a location in Jones County, not far from New Bern.

13. On Patriots Day (April 21) of 2013, Beer Army Combat Brewery held its grand opening. All three of the local news networks came out for the event. It was exciting to have finally realized every homebrewer’s dream of opening a brewery. I also genuinely felt like Beer Army Combat Brewery was a means to honor Todd and memorialize all those that serve in the military.

14. Immediately after our grand opening, Beer Army Combat Brewery was off to a tremendous start. There was strong demand in the local New Bern area for our product, and we had a terrific base of craft beer consumers. In order to grow the brewery, however, we recognized that we needed to move more volume and get that volume to Raleigh, where the population density would be much greater than in New Bern. So we began self-distributing our beer to Wake County in addition to Craven County. We also began self-distributing our beer to Carteret, Pitt, and Onslow counties as well.

15. The growth that we saw from our self-distribution was massive. In only three months’ time (April to June 2014), our sales took off. We had a huge demand

for our product, and we could barely produce it fast enough to satisfy demand—an ideal position for a new small business. At that point, we needed to decide whether to invest in more trucks for self-distribution or engage a distributor. Ultimately, we decided to engage a distributor.

16. Several months after our grand opening, Beer Army Combat Brewery spoke with representatives of Freedom Beverage Company (“FBC”), a North Carolina distributor, about distributing Beer Army Combat Brewery’s beers across North Carolina. FBC representatives promised us many things when they were courting us for the distribution agreement. For instance, FBC’s representatives told me that if things did not work out, I had their word that they would let us go.

17. Beer Army entered into a distribution agreement with FBC in which FBC paid Beer Army \$25,000 for the distribution rights. However, Beer Army retained the right to self-distribute in Craven County.

18. For the first 90 days, things went fine with FBC. I suspect that the reason was that FBC was essentially just filling the orders from channels that Beer Army Combat Brewery had already developed, combined with some of their existing channels.

19. After the first 90 days, however, our distribution sales with FBC began to slow down. We heard various excuses from FBC—for example, it was just the particular time of year, we needed to be packaged in bottles, etc. Notably, however, at this same time in Craven County, the one county in which Beer Army Combat

Brewery continued to self-distribute, we were still extremely successful. It was a mystery to us that the one portion of our business that was self-distributing was so successful, while the remaining portions of our business that were using a third-party distributor were not.

20. Soon thereafter, I learned for the first time that FBC maintained a “Focus List.” My understanding from speaking to FBC’s representatives about the “Focus List” is that it was a list of brands in FBC’s portfolio for which its sales representatives were instructed to devote additional efforts over other brands. I was personally troubled by the notion of the “Focus List,” because I didn’t understand how that could be fair to the brands that were not on the “Focus List.”

21. Soon after our distribution sales began to fall, Beer Army Combat Brewery began to believe that its best option for growth was to distribute in neighboring states. The hope was that even if FBC was unable to improve its distribution sales in North Carolina, Beer Army could at least do well in neighboring states by using a different distributor, and on the whole, we could grow the business. For that reason, Beer Army Combat Brewery engaged a brokerage firm, Global Beverage Group, to distribute its brands outside of North Carolina.

22. Shortly after engaging Global, however, FBC’s distribution of Beer Army Combat Brewery’s beers in North Carolina fell even further. Apparently, there had been some “bad blood” between the leadership at FBC and the leadership at Global. As FBC’s manager Greg Leone explained, FBC was not using its best efforts

to distribute Beer Army Combat Brewery's beers as punishment for our decision to engage Global. In May 2014, Mr. Leone at FBC sent me an e-mail saying that FBC's President, Tim Booras, was "very angry" about Beer Army's engagement of Global and, as a result, had directed that Beer Army's brands be removed from the "Focus List." A true and accurate copy of this e-mail is attached hereto as Exhibit A.

23. By the following month, the divide between FBC and Beer Army Combat Brewery had deepened further. In June 2015, Mr. Booras sent me an e-mail saying that he believed Beer Army "shot the first round when [it] hired Global." In that same e-mail, Mr. Booras further stated that he did not need Beer Army's beer for their portfolio, stating, "We don't need your shit . . . We really don't need your beer." A true and accurate copy of this e-mail is attached hereto as Exhibit B.

24. It was my understanding from Mr. Booras's e-mail that FBC's interests were not the same as Beer Army Combat Brewery's interests. In any other contractual situation, of course, Beer Army would have terminated the contract and the parties would have gone their separate ways. Under North Carolina law, however, the relationship between a brewery and a distributor is different: If a brewery that has a contract with a distributor wants to self-distribute its beer again, the brewery must repurchase its own self-distribution rights back from the private distributors for "fair market value," which is defined as "the highest dollar amount at which a seller would be willing to sell and a buyer willing to buy at the time the self-distribution rights revert back to the brewery[.]" N.C. Gen. Stat. § 18B-1305(a1).

After speaking with a lawyer, it became clear to me that the only way that FBC was going to let me out of the contract was by charging me several times the \$25,000 that they originally paid me for our distribution rights. Beer Army Combat Brewery did not wish to pay several hundred thousand dollars to FBC just so that we could self-distribute our own beer again.

25. A few months later, on September 28, 2014, Mr. Booras and I had a roughly 40-minute conversation in person at a restaurant in Jacksonville, North Carolina. I recorded the conversation on my mobile phone. A true and accurate copy of the audio recording is designated as Exhibit C and will be placed in the court file. The voices on the recording are mine and Mr. Booras's alone. No changes, additions, or deletions have been made to the audio recording, which has remained in my custody at all times.

26. During my recorded conversation with Mr. Booras, I questioned him about whether Beer Army Combat Brewery's decreasing distribution sales were the result of decreasing consumer demand, or whether, instead, the decreasing sales were actually the result of FBC punishing us for personal reasons. As the recording reflects, the following exchange then occurred:

[ME]: "That, to me, seems punitive in nature, you know and that . . ."

[BOORAS]: "Oh, absolutely."

[ME]: "We are being punished because . . ."

[BOORAS]: "(laughter) Absolutely."

[ME]: “But why are we being punished? You know, I mean . . .”

[BOORAS]: “(laughter) It was, it was definitely punitive. And you know it was just . . . I’m a, I’m um . . .”

[ME]: “You know I have kids, man”

[BOORAS]: “I’m a mercurial guy, you know? My temperature goes hot and cold.”

Exhibit C at 18:10–18:18.

27. As the recording reflects, Mr. Booras further reminded me of the one-sided nature of North Carolina’s beer distribution laws, stating, “This Franchise Law . . . a beer wholesaler wrote it, and it’s quite frankly biased.” Exhibit C at 28:53–29:05.

28. Sometime after this phone conversation, I discussed the possibility with Mr. Booras of ending Beer Army Combat Brewery’s relationship with FBC. Mr. Booras demanded that Beer Army Combat Brewery pay FBC \$400,000 for the distribution rights to self-distribute our own product—*sixteen times* the price that FBC had paid for those same distribution rights some months before.

29. Beer Army Combat Brewery had no desire to make the \$400,000 payment to FBC, but without this ransom payment, it appeared that FBC intended—and, under North Carolina’s misguided laws, was encouraged—to hold our distribution rights hostage. That meant that Beer Army Combat Brewery was doomed to remain in a forced marriage with FBC, regardless of whether FBC and Beer Army had divergent interests in selling our product and growing the brewery.

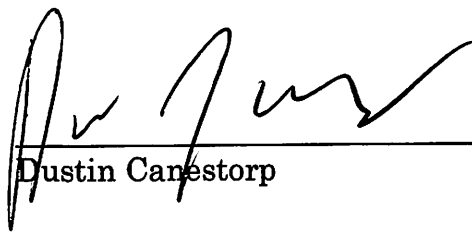
30. Soon thereafter, Beer Army Combat Brewery went out of business. I turned in our brewer's license on April 30, 2015. It was a low point in my life. I felt like I had let down our employees, my family, and Todd's memory. It was incomprehensible to me that the State of North Carolina would allow a "mercurial guy" like Mr. Booras (in his words) to take "punitive" action (in his words) to artificially decrease our sales, and that the State's "biased" laws (in his words) left me with no recourse as a business owner.

31. Today, Beer Army consist of two entities: (1) the Bravo Alpha Foundation, which continues Beer Army Foundation's philanthropic works of community outreach and supporting veterans; and (2) Beer Army Burger Company, a craft beer-focused restaurant in downtown New Bern. The Beer Army brand has a long road to recovery, but we have hopes and dreams of once again having a brewery in eastern North Carolina. If we do, we will never use a distributor so long as the State of North Carolina enforces its misguided beer distribution laws.

32. I am providing this affidavit to the plaintiffs in this case of my own volition, and in exchange for nothing. I believe that the laws that the plaintiffs are challenging are laws that are taking away our American freedoms—specifically, the freedom to control the businesses that we build with our own hard work. Having fought and risked my life for those freedoms, and having been the victim of our State's misguided laws, I am compelled to come forward and share my story in the hope that

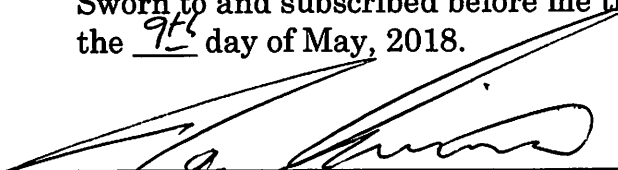
it will illustrate how truly unjust North Carolina's system of beer distribution has become.

[signature on following page]


Dustin Canestorp

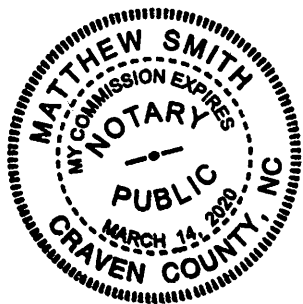
CRAVEN COUNTY, NORTH CAROLINA

Sworn to and subscribed before me this
the 9th day of May, 2018.


Notary Public

My commission expires: 3/14/20

[SEAL]



CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing document was served by e-mail and hand delivery to the following:

Matthew Tulchin
Special Deputy Attorney General
Special Litigation Division
N.C. Department of Justice
114 W. Edenton Street
Raleigh, NC 27603
mtulchin@ncdoj.gov
Counsel for the State of North Carolina

This the 15th day of May, 2018.

*Signed by
on behalf of
Andrew Erteschik*

Andrew H. Erteschik

Exhibit A

From: [Greg Leone](#)
To: [Dustin Canestorp](#)
Subject: Re: Follow Up
Date: Thursday, May 29, 2014 11:51:04 PM

Dustin,

I am glad it was owned up to and not denied or spun & twisted (kinda). Maybe that call will be possible but at the moment I am not sure that I have much interest in that from someone who just majorly disrespected me.

I strongly have to disagree with saying it was not directed at me personally, To say it was being said as me as the face of Freedom wouldn't make any sense, if that was the case it would have been Freedom is this or that. It would be like me saying Scott is a douche bag if I didn't like Beer Army, Scott is not Beer Army and I am Not Freedom. And him busting his ass is great but in no way is that at all professional or any acceptable reason for him to say shit directly about me when I am not the company, I am an Employee of Freedom. Scott has a long way to go before he can hold a candle to the job I do.

I am not sure what would have set him off, He was never told no you cant meet my Rep at an account he calls on every week. He was told he cant call a rep or account and say I am riding with you next week or say you have to be here if the rep has a prior engagement. And in this case I told Scott yeah you can meet Mike at the 1 account when he is calling on them.

Which exact part are you agreeing with Scott? Cause that made it sound like you agree with the things he said.

I will go into the business side and concerns you mentioned in a minute.

First I have to say I really feel like you are not taking this as serious as it is and kind of blowing off the fact that I was called a douche bag, That I am not about selling beer, my authority means nothing, and fuck me (your craft brands manager for your distributor) to one of my reps by an employee of Beer Army. How exactly would you respond if I went out and told Scott that you are a douche bag, cant make beer, I don't care what you say and fuck you? Or how do you think Scott would have responded if I said he was a douche bag, doesn't wanna sell beer, I don't care what he wants and fuck him to you, jeff or an account or anyone? Or better yet one of my sales reps said that shit to you or Scott about the other?

All honesty what would you or him have said? I feel like it would be more than this was made out to be. The reply I got to this seems like all that was said was acceptable to you and that's kinda messed up, If an employee of ours went out and did some crazy shit like this their would be some hell to pay.

As far as the policy of Freedom and the policy I have. I get no complaints from anyone on how things are done by me and the 30 days notice. This is not just Beer Army who only has to worry about Beer Army and doing things for Beer Army. This is a distributor who has many brands and 30 days notice is crucial to things working properly. We have other ride withs set up with other breweries and wineries and we don't give reps 2 ride withs in 1 week or back to back weeks with them so therefor 30 days makes it manageable to do that. Ride withs take time in a reps week so we cant just have them bombarded with them, all reps have accounts

that would work for a supplier and accounts that wouldn't so they don't get to see those accounts that day. There absolutely should be 0 issue with this, Its not that hard for Scott to say hey lets set up a few ride withs in July then in July say lets set some up for Aug.

If you want the same standard of 30 days notice for things that is fine with me, I don't think it is the same case though.. For Scott to get a ride with, First I need to see if the reps or what area do not already have ride withs set up, then I need to contact the reps and set the days that are best for them with the best accounts then they need at least a week to set up a days worth of appointments. When I email you guys and say hey a account wants this event or this tasting this day all that is need to be done is to see if you guys have that date open and can or can not do it.

That's the same for going through a single person, I don't understand why its so hard for Scott to accept that he just needs to work with The Craft Brand Manager to set things up, Its not a big deal and shouldn't be. An this issue also is no issue for anyone else. I am good at my job and always take care of things when asked. This is a business as you say so why does this one have to be a Soviet command? Would it be acceptable if I went to Scott to get a bill back approved or say Scott I need this or that when Beer Army has its same chain of commands just like any other company, I am sure the military is the same and has its chain of commands and not any rank can just go to any rank they want.

The global situation is simple, I let it go. Was I happy? No.. I felt like we talked on the phone and told you what I was gonna email them saying I needed to make this work and to see they will act different then they did in the past and you agreed with what I was gonna ask for then you replied to the email and backed them 100% and basically said they didn't need to do any of what I asked. And on top of that the owner of the company Dean didn't even have the professionalism to respond to that email. Again let me ask you this from all the things and concerns I had for you with them, What have they done for you so far?? Cause I can tell you this, They have not sold shit for you.

You probably wont wanna show me and I get that but where is Scott selling 35bbbls in a month in Craven County?

I think we were growing at a much faster pace and then this global shit happened, I am not sure sales are truly down, We were out of Beer for a week when you couldn't get us any and IPA has been out another week and Irish red another week. Plus Tim was very angry and didn't have Beer Army on our focused tracking this month cause he was mad the first week and you had to stay off all month after that. I have no doubt Freedom can get you to the goals we have, Its not chasing the next shiny thing at all, Bottles have helped and have grown things and expanded the amount of places we could put beer when it was only draft, The next thing and last thing is to go to cans which will put your beers in 12oz package which is what sells 10X more than large format.

Yes there have been a couple instances with Chris Gantt and I agreed to give him another chance, That chance has come to a end as he is now on his last strike and if he has another instance we have decided he will be let go, I have plenty of say and control and that is not a issue at all.

I am not questioning your personal feelings towards me at all, This was all said by another person. I would hope you don't agree with his opinions. And I am not holding this against you

as well, I just want to know there is a professional standard and this was not acceptable to you at all that a Beer Army employee did what he did.

I am a pretty forward person and will always say it how I feel or speak what's on my mind and I don't do the behind the back shit so in all honesty I would have appreciated if Scott had something to say about me he should have manned up and said it to me. I am not sure how I am suppose to trust Scott after this and if he is saying shit like this to a rep of Freedom what the hell are his conversation like with global who I hate and they know it.

In closing I understand that Freedom has its team and Beer Army is its team and your gonna stand by your team member but I think what Scott did was really messed up and really really unprofessional. I hoped this would have been a little different of a reply with you showing a little more anger that you had an employee act that way, Its a very serious thing that he did and I am still shocked at what was said by him.

On Thu, May 29, 2014 at 10:11 PM, Dustin Canestorp wrote:

REDACTED

Greg,

I've had a chance to talk with Scott about this situation.

He owned up to it and tried to call Mike only to apologize putting him in that situation. That is why he was calling this morning. As soon as I got your last email, I instructed for him to simply not contact or talk to your reps anymore so the situation doesn't get exacerbated. I'm sure Scott would be more than happy to call you and give you an apology if you are willing to take the phone call.

Overall his comments were not directed at you personally per se but you as the face of Freedom if that makes sense. He is frustrated because he feels he is busting his ass and continues to grow his numbers in Craven County while Freedom's numbers are going down this month compared to Apr and stagnate overall this year.

I think what really set Scott off was that he was down there outside his market trying to gain market share on request by the account which is an account that was serviced by Freedom and not in Craven County. He is willing to do whatever it takes and I think his frustration of that not being reciprocated got the best of him.

Overall I agree with Scott and these concerns. Instituting bureaucracy where we have to have 30

days notice and go through a single person like yourself doesn't make us dynamic at all. I understand the need for management and control but there have been many times where we have gotten less than 30 days notice from Freedom to do or support things and we jump through our ass to make it happen and that should be reciprocated both ways. Your reps are professionals too that should be able to back brief you instead of the centralized Soviet command and control where they have to wait for marching orders before doing anything.

I personally don't have any issue with you but you know I have issues with Freedom. Since I can't talk to Tim (which is an whole different matter), that makes you the point guy for Freedom and by default, Freedom the company per se. Nothing should be taken personally. We have done everything we can to continue growing sales. Different products, packaging, etc. We try and bring on additional sales support via GBG and that totally blew up to a level that I'm still trying to digest.

Scott is on pace to do over 35 bbls this month in Craven County ALONE compared to the 50+ bbls that Freedom has done for the ENTIRE state. I don't care about pointing fingers and I have told you that before but there is a big disconnect somewhere. We had an initial goal of 80 bbls last year for Freedom that we have never seen achieved ever. Now we are in bottles and we are still no closer to achieving it. Tell me what can WE be doing that we aren't in order to grow sales. Losing Heath can't be the crux either.

You said that you care a ton and I honestly believe you are sincere is saying that but that sincerity isn't translating into the results needed in order for us to survive as a company. Can we ever expect to grow with Freedom beyond where we are at now? I can't help but feel we are just chasing the next shiny thing.

You said that Tim has given you proxy authority when it comes to everything that is beer related with Freedom. Scott told me that he had lunch with you a little while back and you both discussed a myriad of issues, brainstorming, bonding, etc. One of the issues that came up was something that happened at Winslow's in Greenville and our overall lack of sales in that area. He told me that you made the generalized comment that Chris Gant wasn't up to the job as a sales rep, that he sucked overall and that you have fired him twice. Is that true? If so, how can you be effective in doing your job if you don't have any control on those who are responsible and expected to sell our products? That sounds crazy to me.

Please digest and let me know your feelings on this. Understand one thing, none of this is personal and I think you are a standup guy personally that I like sharing a beer with but this is business. Speaking of which, I mentally compartmentalize the business we do with the brewery separately from us buying beer for the Outpost or anything else we do. While this subject is emotionally

charged, I think we have to be that way. One can't and shouldn't influence the other.

Thanks for your time in reading this.

Poto Cervesia,

Dustin Canestorp
Founder and General
Beer Army, LLC

Cell: REDACTED

Fax: REDACTED

Email: REDACTED

Web: www.beerarmy.com

"Pessimists see the glass half-empty.
Optimists see the glass half-full.
You're all missing the point, its BEER!"
-BeerArmy.com-

From: Greg Leone [mailto:REDACTED]

Sent: Wednesday, May 28, 2014 8:52 PM

To: REDACTED

Subject: Re: WHAT THE FUCK!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!

Yes that is correct

Greg Leone

Beer Brands Manager

Freedom Beverage

REDACTED

REDACTED

Sent From My iPhone

On May 28, 2014, at 8:45 PM, "Dustin Canestorp" wrote:

REDACTED

Greg,

Okay, I'll bite on this one. Who said what to who. I have no idea of what you are talking about. While I appreciate you taking the time to vent and state your position, I can't take action if I don't know all the details. I know that I haven't talked to any of your reps because I learned from the last debacle how things get taken out of context. I'm pretty sure Jeff hasn't talked to any of your reps so I'm assuming you are talking about Scott?

Poto Cervesia,

Dustin Canestorp
Founder and General
Beer Army, LLC
Cell: REDACTED
Fax: REDACTED
Email: REDACTED
Web: www.beerarmy.com

"Pessimists see the glass half-empty.
Optimists see the glass half-full.
You're all missing the point, its BEER!"
-BeerArmy.com-

From: Greg Leone [<mailto:REDACTED>]

Sent: Wednesday, May 28, 2014 8:17 PM

To: Dustin Canestorp

Cc: REDACTED

Subject: Re: WHAT THE FUCK!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!

Seriously man this is messed up and really fucked up and I'm fucking pissed right now.. I'm pretty sure I've been nothing but cool and nothin but behind you guys and cool with you guys and today I have to hear that my rep is being told

my authority isnt important and that will just call the rep and do whatever they want and that I'm not about selling beer.. Not about selling beer, saying this to my rep about the beer manager? I'm a pretty fucking good one and all about doing whatever I can for every brewery I deal with and everyone I deal with will say nothing less than that about me.

I take that business shit very serious and feel like a brewery I have busted my ass for just spit in my face.

And business aside I personally with no beer involved like and consider you Dustin, Jeff and Scott friends that I would hang out with anytime beer or not and that shit gets said about me personally. And I get called a douche bag and fuck me, maybe kidding but it didn't sound like kidding in the voicemail and regardless saying that to a employee that's some disrespectful fucked up punk bullshit man..

I have put aside having to work with that scumbag deans company and argued with Tim to get shit back good with all this cause i have beer army's back.

Just last week I emailed all reps busting some asses for pathetic performances so far in the month because I want to make sure we get you guys to the top and I'm not about selling beer? That is some seriously fucked up shit to say about me.. that's like me telling a account or one of my reps you guys are not about making beer.

I keep making sure the store gets limited beers and special beers so you guys don't miss out even though freedom is way down in the outpost, that's very simply because I again personally like you all.

I love this business and take what i do serious cause its a passion, I have turned down half a dozen jobs in the past 6 months because I care about the breweries I work with and enjoy working with them..

Greg Leone

Beer Brands Manager

Freedom Beverage

REDACTED

REDACTED

Sent From My iPhone

On May 28, 2014, at 6:59 PM, Dustin Canestorp
<REDACTED> wrote:

What now?

Sent from my Verizon Wireless 4G LTE smartphone

----- Original message -----

From: Greg Leone

Date:2014/05/28 18:50 (GMT-05:00)

To: REDACTED ,Dustin Canestorp

Subject: WHAT THE
FUCK!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!

Seriously what the fuck.

--

Greg Leone

Craft Brands Manager/Coastal NC Sales Manager

Freedom Beverage

REDACTED

REDACTED

www.freedombeverage.net



--

Greg Leone
Craft Brands Manager/Coastal NC Sales Manager
Freedom Beverage

REDACTED

REDACTED

www.freedombeverage.net



Exhibit B

From: Tim Booras [REDACTED]
Sent: Monday, June 02, 2014 7:27 PM
To: [REDACTED]
Cc: Greg Leone
Subject: a thin line between love and hate

Looks like a divorce is 'brewing'. How do you want to move forward. We don't need your shit, so I am up for an exit strategy. You shot the first round when you hired Global. I felt I helped you get started and you laid a turd at my door step. We really don't need your beer. Tell me what you want to do. I don't need the whole "who shot Joe" . Lets make this easy.

Tim Booras

[REDACTED]

Exhibit C

(Electronic recording placed in official court file)