

Don Delaney

From: Don Delaney <dhdco@att.net>
Sent: Friday, February 20, 2015 11:54 AM
To: 'christopher.stokes@usdoj.gov'
Subject: David Lyman Spalding 3:13-CR-422-M
Attachments: Scan0048.pdf

Chris,

Attached are two more emails from me to him. Any discussions about this took place on the phone with him calling me or me calling him back. He never emailed me about the content of my emails. He claims I threatened physical harm to him, which shows he can't read very well. Please look at my comments on 6-8-09. If he was so shook up about fear of bodily harm why did he continue to talk to me and return calls after these exchanges. We stopped talking after his abusive call to me on 3-16-10.

Don Delaney

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From: Don Delaney <dhdco@att.net>
Sent: Friday, February 20, 2015 11:54 AM
To: 'christopher.stokes@usdoj.gov'
Subject: 3:13-CR-422-M- Wind Plus and David Lyman Spalding
Attachments: Scan0047.pdf

Chris,

Attached are three emails to him and a fourth one is coming to complete my thoughts I June and early July of 2009.

Regards,

Don Delaney

Don Delaney

From: "Don Delaney" <dhdco@att.net>
To: "Dave Spalding" <dspalding@windplusinc.com>
Sent: Thursday, June 04, 2009 6:22 PM
Subject: SUCCESS ?
Dave,

You haven't responded to my most recent email. Is there a reason that you're not disseminating any information or are you simply working so diligently that you cannot communicate with us?

Everybody wants to know if you're for real. In 26 days, we'll be through the second quarter of 2009 and if something isn't done by the end of June, I am beginning to think that you're not going to get anything done. So which is it? Success or bust? I think that I as well as the other noteholders have a right to know the details. Don't think that I am the only one that is inquiring about your ability to get something done. It's time to put up or shut up.

You have a pretty good idea of what's going to happen if you don't get our money back to us by the middle of July, 2009. A word to the wise: You owe everyone some kind of mass communication to all noteholders at this point or we are going to assume a worst case scenario.

Please take the time to respond to this email. I have no interest in speaking to you about this on the phone. I'll look forward to your response.

Regards,
Don

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F: 630-668-6779

Don Delaney

From: "Don Delaney" <dhdco@att.net>
To: "Dave Spalding" <dspalding@windplusinc.com>
Sent: Monday, June 08, 2009 5:35 PM
Subject: success or failure

David,

Why can't you respond by email to my inquiries? I don't want to hear your typical defensive posturing that I get every time I talk to you. Also, you don't tell us anything of substance or at least you have not so far. Dave, you don't know the depth of my anger that you are unable to get my money back. I believe you perceive me as your chief antagonist as a noteholder. I offered a partial solution about five months ago that you pay me interest on the money you owe and you declined. Your response was nobody gets paid until a deal gets done. If you can not get a deal done soon, you will have to face the consequences. I will not let you walk away from this unscathed. I am not threatening bodily harm or anything silly like that. I fervently don't believe in that type of action. Not being able to get a deal done either makes you incompetent or a scam artist. I believe the latter is more true. I believe that you have had numerous opportunities to get something done and you have chosen not to do it because it was not good enough for you. I ask the question, what is good for your noteholders? You have treated us shamelessly, while all along I and others kept bringing people to the table to keep the line moving. Your bull shit isn't resonating any longer. Either get something done now and pay us back or see your world implode. I do believe you know what I have in mind. I am not your friend-this is all about business and you owe me money I very much need to have in my account.

Don Delaney

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Don Delaney

From: "Don Delaney" <dhdco@att.net>
To: "Dave Spalding" <dspalding@windplusinc.com>
Sent: Monday, June 29, 2009 11:13 AM
Subject: success

Dave,

I'm still waiting to drink champagne. The bottle I have in my refrigerator, I expected to open near Memorial Day, so I hope it has not lost its fizz. I'm getting to the point of no return with your venture and I hope what I am hearing is true including you sending Dan Luetkehans' mother a letter promising her money back by July 15, 2009. **If that is true then I am asking for my money back including interest before that date.** If you can't meet that date then you have zero credibility and it is time to have the FBI look into your business practices or lack thereof. I don't want to take this action, but if I can't get my money back I have nothing to lose by doing this. I await your word anxiously.

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Don Delaney

From: "Don Delaney" <dhdco@att.net>
To: "Dave Spalding" <dspalding@windplusinc.com>
Sent: Thursday, July 02, 2009 11:50 AM
Subject: success

Dave,

I've given thought to our unpleasant conversation the other day. There is a way to stop these communications. Just send me a check for \$300,000.00 and I'll get off your back. Until then, I will continue to request that you pay me. It has almost been three years since I gave you \$125,000.00 that supposedly was going to put you over the top to get something done. You have a lot of nerve to make me the bad guy for busting your chops for not getting paid. Don't call me unless you can control your emotions. Email is preferable.

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Don Delaney

From: "Don Delaney" <dhdco@att.net>
To: "Dave Spalding" <dspalding@windplusinc.com>
Sent: Friday, July 10, 2009 6:29 PM
Subject: success

Dave,

I've been talking to John Lockhart and I frankly don't believe what you are telling him about this Canadian Group. I understand you are going to have them sign a letter of engagement and then they have to sell this issue to raise the hundred million you are requiring to start the project. For whatever reason you don't have a letter of engagement for them to sign. I understand you have been screwing around with this for at least a month. That is real outside the box thinking.

I want my money now, not more of your broken promises. So here's the deal Dave. I'm giving you until 9-1-09 to have my money or I'm going to the FBI. Furthermore, I'm going to enlist everyone I can muster to join in this effort to take you down. I'm convinced that you have done things that the FBI and the justice dept will frown upon and make you accountable. So put up or shut up. I'm not calling anyone(including Lockhart) to inquire about your progress because either you have the dough by Sept 1, 2009 or there will be a day of reckoning.

Don Delaney

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Don Delaney

From: Don Delaney <dhdco@att.net>
Sent: Thursday, August 6, 2015 9:47 AM
To: Stokes, Christopher (USATXN) (Christopher.Stokes@usdoj.gov)
Subject: Shawn And David spalding

Chris,

After talking to you two days ago, it seemed appropriate to send you an email about Dave and Shawn. In April of 2010 David Ovard deposed Shawn Spalding and he felt she wasn't being truthful about anything. She professed not to know anything about his business dealings. I know for a fact that she was to be the CFO of CREAC and a board member. When Creac decided to distance themselves from Dave her role with the startup known as Creac became an issue and she was demoted to helping them handle financials, but not considered as a board member or as CFO. Well shortly after April of 2010, Creac disbanded. Spalding had a deal with them where he was going to get shares worth ten million. He alienated the prospective board members where they did not want deal with him any longer around January/February of 2010. Shawn Spalding told me in a phone conversation on 3-5-2010 that everything was in place to put Creac on the map and that Dave and Shawn would start pay us back partially come May or June of 2010. It was a congenial conversation with her and she said she understood our frustration as note holders. She indicated that they might sell some shares and start to pay us back or possibly cede shares to us.

Dave called me on 3-16-10 and was abusive and very contentious and said don't talk to my wife. I have never talked to him since then. I did talk to Shawn again in early April of 2010 and she still insisted that they were on track to pay us back because of their role with Creac's startup, but the tone of the conversation was much less friendly and seemingly forced on her part.

Subsequent to Creac falling apart in the Spring of 2010, Shawn had an a web site called Baseload Energy absent Dave Spalding's name on the site talking about renewable energy including Thermal energy and geothermal energy. They named Eric Hanlon on that website without his knowledge as their VP. Ovard says they had an office in the Dallas area and he went by there and the office was closed and apparently they were not paying the rent.

There is some good information from Pam Marshall that Shawn bought her ring back by sending an unknown party to Christie's to bid on the ring. Maybe you can find out who bought the ring and how they paid for it.

I tried to get a copy of the transcript of her deposition and was unsuccessful because according to Ovard the Judge ordered it sealed. I bet you can get it and will see that she was not truthful about his business dealings as it relates to Creac and events before Creac was even conceived.

She should clearly be scrutinized. She has known about his dealings and certainly was a beneficiary of his largess I can send you the Creac info and his prospective dealing with them if you don't have it. I think I still have that information, but I already sent that information to either you or Chris Smith.

Best regards,

Don Delaney