IN THE SUPERIOR COURT OF GWINNETT COUNTY STATE OF GEORGIA

LIGATT SECURITY INTERNATIONAL INC., SPOOFEM.COM USA, INC., and GREGORY D. EVANS,	: : :
Plaintiffs, v.	: : CIVIL ACTION : FILE NO
JOHN DOE 1 A/K/A BRENTSKI98503, JOHN DOE 2 A/K/A DOUBLEDOWN22, JOHN DOE 3 A/K/A U_BEEN_EXPOSED, JOHN DOE 4 A/K/A E_COMMA_KID, JOHN DOE 5 A/K/A PENNYCHECKER, JOHN DOE 6 A/K/A MARINE-1, JOHN DOE 7 A/K/A SHAWNF, JOHN DOE 8 A/K/A DHDOLPHNS, JOHN DOE 9 A/K/A MAUI DAVE, JOHN DOE 10 A/K/A BOOGERS, JOHN DOE 11 A/K/A 20 PLUS, JOHN DOE 12 A/K/A NAUGHTY GIRL, JOHN DOE 13 A/K/A @-@, JOHN DOE 14 A/K/A RTCLAUS, JOHN DOE 15 A/K/A CREATIVE IDEA FACTORY, JOHN DOE 16 A/K/A RANDOLPH MORRIS, JOHN DOE 17 A/K/A CHRIS JOHN RILEY, JOHN DOE 18 A/K/A BEN ROTHKE, JOHN DOE 19 A/K/A 3_COM_KID, JOHN DOE 20 A/K/A CRABBYOLBASTARD, JOHN DOE 21, JOHN DOE 22, JOHN DOE 23, JOHN DOE 24, JOHN DOE 25, and GREY MCKENZIE	
Defendants.	

SUMMONS

TO THE ABOVE-NAMED DEFENDANTS:

You are hereby summoned and required to file with the Clerk of said court and to serve a copy on the Plaintiff's Attorney, or on Plaintiffs if no Attorney, to wit:

John A. Moore, Esq.
THE MOORE LAW GROUP, LLC
1745 Martin Luther King, Jr. Dr.
Atlanta, Georgia 30314
(678) 288-5600 – Telephone
(888) 553-0071 – Facsimile

An answer to the complaint which is herewith served on you, within (30) days after service of this Summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint, plus cost of this action.

Tom Lawler Clerk of Superior Court

This July 9, 2010

Deputy Clerk

TFILED IN OFFICE IN THE SUPERIOR COURT OF GWINNETT COURT COUNTY, GA STATE OF GEORGIA

2010 JUL -9 AM 10: 04

LIGATT SECURITY INTERNATIONAL INC., SPOOFEM.COM USA, INC., and GREGORY D. EVANS,

TOM LAWLER, CLERK

Plaintiffs,

v.

CIVIL ACTION FILE NO.

JOHN DOE 1 A/K/A BRENTSKI98503,

JOHN DOE 2 A/K/A DOUBLEDOWN22,

__JOHN DOE 3 A/K/A U_BEEN_EXPOSED,

JOHN DOE 4 A/K/A E COMMA KID,

JOHN DOE 5 A/K/A PENNYCHECKER,

JOHN DOE 6 A/K/A MARINE-1,

JOHN DOE 7 A/K/A SHAWNF,

JOHN DOE 8 A/K/A DHDOLPHNS,

JOHN DOE 9 A/K/A MAUI DAVE,

JOHN DOE 10 A/K/A BOOGERS,

JOHN DOE 11 A/K/A 20 PLUS,

JOHN DOE 12 A/K/A NAUGHTY GIRL,

JOHN DOE 13 A/K/A @-@,

JOHN DOE 14 A/K/A RTCLAUS,

JOHN DOE 15

A/K/A CREATIVE IDEA FACTORY,

JOHN DOE 16 A/K/A RANDOLPH MORRIS,

JOHN DOE 17 A/K/A CHRIS JOHN RILEY,

JOHN DOE 18 A/K/A BEN ROTHKE,

JOHN DOE 19 A/K/A 3 COM KID,

JOHN DOE 20 A/K/A CRABBYOLBASTARD,

JOHN DOE 21, JOHN DOE 22, JOHN DOE 23,

JOHN DOE 24, JOHN DOE 25, and

GREY MCKENZIE

Defendants.

10A-06072-5

COMPLAINT

NOW COME LIGATT SECURITY INTERNATIONAL INC., SPOOFEM.COM USA, INC., and GREGORY D. EVANS ("Plaintiffs"), by and through undersigned counsel, and hereby file their Complaint against the above-captioned John Doe Defendants and Grey McKenzie, showing the Court as follows:

PARTIES

- 1. Plaintiff LIGATT Security International, Inc. is a California corporation that is duly licensed to conduct business in the State of Georgia. LIGATT's principal place of business in Georgia is located in Norcross, Gwinnett County, Georgia.
- 2. Plaintiff SPOOFEM.COM USA, Inc. is an Oklahoma corporation that is duly licensed to conduct business in the State of Georgia. SPOOFEM's principal place of business in Georgia is located in Norcross, Gwinnett County, Georgia.
- 3. Plaintiff Gregory D. Evans is a Georgia resident and the Chief Executive Officer of LIGATT Security International, Inc. and SPOOFEM.COM USA, Inc.
- 4. Upon information and belief, Defendants are "unknown" individuals who reside in various states across the United States. Defendants are also known by certain "aliases" as described in the caption of this Complaint (the "Alias Defendants").
- Upon information and belief, Defendants John Does 21 through 25 own, 5. website addresses commonly known and/or manage certain administer www.spycopcorporate.com, www.spycop.com, www.nationalcybersecurity.com, www.exxxterminator.com, and www.softmediapublishing.com, respectively. (the "Website Defendants").
- 6. Upon information and belief, Defendant Grey McKenzie is a Florida resident who resides at 3402 Trimmingham Lane, Panama City Beach, Florida 32408 ("McKenzie"; together with the Alias Defendants and the Website Defendants, the "Defendants"). McKenzie may be served with process at such address.

JURISDICTION AND VENUE

- 7. Defendants are subject to the jurisdiction of this Court because they, among other things, committed a tort in Georgia.
- 8. Venue is proper in this Court because, among other reasons, Defendants committed torts in Gwinnett County, Georgia.

BACKGROUND FACTS

- 9. Plaintiffs LIGATT Security and SPOOFEM are in the business of providing computer security services and related products and services.
- 10. Yahoo maintains an Internet site that operates and maintains "message boards" concerning various topics where users can post messages for the public to view on the Internet.
 - 11. One Yahoo message board concerns Technology.
- 12. On various dates, the Alias Defendants, while using the aliases described in the Caption of this Complaint, published false, misleading, and untrue statements about Plaintiffs on Yahoo's Technology message board.
- 13. Similarly, on various dates, the Website Defendants and McKenzie published false, misleading, and untrue statements about Plaintiffs on their respective websites.

COUNT I

Defamation

- 14. Plaintiffs incorporate by reference the allegations set forth in paragraphs 1 through 13, above.
- 15. Defendants' statements about Plaintiffs are false and untrue, and defamed Plaintiffs.
- 16. By publishing the statements on the Yahoo Technology message board and the websites, Defendants published defamatory statements to a wide range of persons in the public.

- 17. Defendants negligently published the false and defamatory statements about Plaintiffs, causing them to suffer damages, including monetary losses, emotional distress, and injury to their reputation.
- 18. Defendants published the false and defamatory statements with the knowledge that the statements were false, or with reckless disregard as to the falsity of the statements.
 - 19. Defendants' defamatory statements injured the reputation of Plaintiffs.
 - 20. Such damages are in the amount of at least \$5 million.

COUNT II

Commercial Disparagement

- 21. Plaintiffs incorporate by reference the allegations set forth in paragraphs 1 through 20, above.
- 22. Defendants' statements about Plaintiffs are false and untrue, and disparaged Plaintiffs' commercial services and products.
- 23. By publishing the statements on the Yahoo Technology message board and the websites, Defendants published disparaging statements to a wide range of persons in the public.
- 24. Defendants negligently published the false and disparaging statements concerning Plaintiffs' commercial services and products, causing Plaintiffs' customers to regard Plaintiffs as dishonest, and imputing deceit, dishonesty and reprehensible conduct to Plaintiffs.
- 25. Defendants published the false and disparaging statements about Plaintiffs causing Plaintiffs to suffer special and general damages, including the monetary loss of important and valuable clients and business, and injury to the reputation of Plaintiffs.
 - 26. Such damages are in the amount of at least \$5 million.
- 27. Defendants published the false and disparaging statements with the knowledge that the statements were false, or with reckless disregard as to the falsity of the statements.

COUNT III

Tortuous Interference With Contractual Relations

- 28. Plaintiffs incorporate by reference the allegations set forth in paragraphs 1 through 27, above.
- 29. Defendants intentionally damaged Plaintiffs' relationships with its customers and vendors.
- 30. In damaging such relationships, Defendants acted improperly and without privilege.
- 31. Such damage was caused by Defendants purposefully and with malice with the intent to injure Plaintiffs.
- 32. As a direct and proximate result of such injury, Plaintiffs have suffered damages for which Defendants are liable to Plaintiffs.
 - 33. Such damages are in the amount of at least \$5 million.

COUNT IV

Injunctive Relief

- 34. Plaintiffs incorporate by reference the allegations set forth in paragraphs 1 through 33, above.
- 35. This Court has the authority to grant an injunction and other interlocutory extraordinary relief in substantially the manner and under the same rules applicable in equity cases.
- 36. For the reasons stated above, Defendants should be enjoined from continuing to post and/or publish defamatory and disparaging statements about Plaintiffs.
 - 37. Plaintiffs are entitled to such injunctive relief.

COUNT V

Attorneys' Fees

38. Plaintiffs incorporate by reference the allegations set forth in paragraphs 1 through 37, above.

39. The misfeasance and wrongful conduct of Defendants evidences such bad faith, vexatiousness, stubborn litigiousness, and was carried out with such conscious and reckless disregard of the rights of Plaintiffs that such conduct on the part of Defendants entitles Plaintiffs to recover reasonable costs and expenses, including but not limited to, attorney's fees incurred in connection with this action.

WHEREFORE, Plaintiffs pray that:

- 1. Process issue and be served upon Defendants;
- 2. Plaintiffs be awarded compensatory, consequential and punitive damages in amounts to be determined at trial;
- 3. Plaintiffs be awarded attorneys' fees against Defendants;
- 4. Costs of this action be taxed against Defendants; and
- 5. Plaintiffs be granted such other and further relief as this Court shall deem just and proper.

Dated: July <u>\$\frac{1}{2}\$</u>, 2010

John A/Moore (Ga. Bar No. 519792)

Counsel for Plaintiffs

THE MOORE LAW GROUP, LLC 1745 Martin Luther King Jr. Dr. Atlanta, Georgia 30314 (404) 758-9111 Telephone (888) 553-0071 Facsimile

General Civil Case Filing Information Form (Non **Date Filed** 07/08/2010 **GWINNETT** Court County MM 2010 20 AM 10: 04 **✓** Superior 10A-06012-5 ☐ State TOM LAWLER, CLERK Defendant(s) Plaintiff(s) DOE JOHN 1 AKA BRENTSKI98503 LIGATT SECURITY INTERNATIONAL INC. Last Middle I. Suffix Prefix Maiden Middle I. Suffix Prefix JOHN 2 AKA DOUBLEDOWN22 DOE SPOOFEM.COM USA, INC. and Middle I. Suffix Prefix Maiden Middle I. Suffix Prefix Last First Maiden GREGORY D. EVANS JOHN 3 AKA A U BEEN EXPOSED DOE Middle I. Suffix Prefix Last Middle I. Suffix Prefix Maiden First JOHN 4 AKA E COMMA KID DOE Middle I. Suffix Prefix Middle I. Suffix Prefix Maiden Last Maiden Last First No. of Defendants No. of Plaintiffs 3 □ Pro Se Plaintiff/Petitioner's Attorney MOORE **JOHN** Last Middle I. First Bar # 519792 If Tort is Case Type: Check Primary Type (Check only ONE) (Check no more than TWO) ☐ Contract/Account ☐ Auto Accident ☐ Wills/Estate ☐ Premises Liability ☐ Real Property ☐ Medical Malpractice ☐ Dispossessory/Distress ☐ Other Professional Negligence ☐ Personal Property ☐ Product Liability □ Equity ☑ Other Specify Defamation and Dispargement ☐ Habeas Corpus ☐ Appeals, Reviews Are Punitive Damages Pleaded? ☐ Yes ☐ No Post Judgment Garnishment, Attachment, or Other Relief ☐ Non-Domestic Contempt Tort (If tort, fill in right column) ☐ Other General Civil Specify _

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General Civil Case Filing Information Form (Non-Diamestic GWINNETT COUNTY, GA Date Filed 07/08/2010 **GWINNETT** County Court 10A-06012-**✓** Superior ☐ State TOM LAWLER, CLERK Defendant(s) Plaintiff(s) DOE JOHN 21 LIGATT SECURITY INTERNATIONAL INC. Maiden Middle I. Suffix Prefix Middle I. Suffix Prefix Last First DOE JOHN 22 SPOOFEM.COM USA, INC. and Middle I. Suffix Prefix Maiden Last First Middle I. Suffix Prefix Maiden DOE JOHN 23 GREGORY D. EVANS Last First Middle I. Suffix Prefix Maiden Maiden Middle I. Suffix Prefix First JOHN 24 DOE Middle I. Suffix Prefix Maiden Last First Middle I. Suffix Prefix Maiden Last First No. of Defendants No. of Plaintiffs ³ □ Pro Se Plaintiff/Petitioner's Attorney **JOHN** MOORE Middle I. Suffix Last First **Bar** # 519792 If Tort is Case Type: Check Primary Type (Check only ONE) (Check no more than TWO) ☐ Contract/Account ☐ Auto Accident ☐ Wills/Estate ☐ Premises Liability ☐ Real Property ☐ Medical Malpractice ☐ Dispossessory/Distress ☐ Other Professional Negligence ☐ Personal Property ☐ Product Liability □ Equity Other Specify Defamation and Dispargement ☐ Habeas Corpus ☐ Appeals, Reviews Are Punitive Damages Pleaded? ☐ Yes ☐ No ☐ Post Judgment Garnishment, Attachment, or Other Relief □ Non-Domestic Contempt Tort (If tort, fill in right column) ☐ Other General Civil Specify _

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County GWINNETT Date Filed OF 108/2010 HTY, GA Court **✓** Superior 2010 JOYEM-DD-XIMYO: 05 10A-06012-5 ☐ State Docket # TOM LAWLER, CLERK Defendant(s) Plaintiff(s) DOE LIGATT SECURITY INTERNATIONAL INC. JOHN 25 Middle I. Suffix Prefix Last First Middle I. Suffix Prefix Maiden Maiden MC KENZE GREY SPOOFEM.COM USA, INC. and Middle I. Suffix Prefix Middle I. Suffix Prefix Maiden Last First Maiden Last First GREGORY D. EVANS Middle I. Suffix Prefix Middle I. Suffix Prefix Maiden First Maiden Last Middle I. Suffix Prefix Maiden Middle I. Suffix Prefix Maiden First No. of Plaintiffs 3No. of Defendants □ Pro Se Plaintiff/Petitioner's Attorney MOORE **JOHN** Middle I. Last First Suffix Bar # 519792 If Tort is Case Type: Check Primary Type (Check only ONE) (Check no more than **TWO**) ☐ Contract/Account ☐ Auto Accident ☐ Wills/Estate ☐ Premises Liability ☐ Real Property ☐ Medical Malpractice □ Dispossessory/Distress ☐ Other Professional Negligence ☐ Personal Property □ Product Liability ☐ Equity ✓ Other Specify Defamation and Dispargement ☐ Habeas Corpus ☐ Appeals, Reviews Are Punitive Damages Pleaded? ☐ Yes 🗘 No Post Judgment Garnishment, Attachment, or Other Relief ☐ Non-Domestic Contempt Tort (If tort, fill in right column) ☐ Other General Civil Specify