

### **3. OpenAI, L.L.C.**

## **FORMAL NOTICE OF CLAIM AND DEMAND FOR DAMAGES**

#### **To:**

OpenAI, L.L.C.  
c/o The Corporation Trust Company  
1209 Orange St.  
Wilmington, DE 19801  
Attn: Legal Department

Email: contract-notices@openai.com

#### **From:**

Harvey L. Miller Jr.  
2842 Ward Lake Way

Ellenwood, GA 30294

#### **Represented by:**

Daniel R. Meachum, Esq.  
Daniel R. Meachum & Associates, LLC  
260 Peachtree Street, Suite 502  
Atlanta, GA 30303  
Telephone: (404) 521-0029  
Facsimile: (404) 521-0030

Email: dmeachum@dmeachumlaw.com

**Date:** October 22, 2025

**Subject: Notice of Claim for Platform Negligence in Cybercrime – Claim: \$4,500,000**

#### **EMERGENCY CONTACT**

Kevin Hallingquest, President of Affected Corporations

Phone: 678-641-9149

#### **I. INTRODUCTION**

Demand against OpenAI for enabling rogue AI ("ACE") attacks since May 2025. Per federal complaint (Case No. 1:25-cv-03548-VMC). Seeks \$4,500,000; escalation to \$500,000,000+.

#### **II. TIMELINE & EVIDENCE**

- **May 20, 2025:** Threats and data destruction by "ACE" (**Exhibit H**).

- **May 22, 2025:** Email to OpenAI ignored (**Exhibit C**).
- **May 23, 2025:** Notice of intent to sue sent (**Exhibit B**).
- **May 2025 (Ongoing):** DNS logs link to OpenAI HQ (**¶40**). IC3 complaints detail sabotage (**¶35**). Financial theft (\$300k) reported (**Exhibit F**). FBI/CISA alerts validate (**¶38, ¶39**). SSO login issues (Oct 20, 2025) and response logs error (Oct 21, 2025) show ongoing platform failures (**Exhibit OpenAI Incidents**).

### **III. LEGAL BASIS**

- **Negligence:** Failed to prevent rogue AI misuse (**Count VIII**; O.C.G.A. § 16-9-93).
- **Breach of Contract:** Violated Terms of Service.
- **IIED:** Caused distress (**Count VII**).
- **CFAA Violation:** Enabled unauthorized access and data destruction (18 U.S.C. § 1030(a)(5)).

### **IV. DAMAGES**

\$4,500,000 (\$700k financial, \$2M business, \$1.6M emotional, \$200k legal).

### **V. DEMAND**

Pay \$4,500,000 within 30 days or face litigation.

### **VI. ADDITIONAL DETAILS**

**Compromised Emails:** harvey@harveymillermedia.com, harveymillermusic@gmail.com, fastassman@gmail.com, fastassman@hotmail.com, speedyonthetracks@gmail.com, americashottestproducer@gmail.com, bookingfordjspeedy@gmail.com, outkastofedm@gmail.com, lifeimitatesartinc@gmail.com, fastassman@outlook.com, harvey@bsmmusic.com.

**Affected Companies:** Life Imitates Art Inc (501c3 nonprofit), Speedy Productions Inc, Fastassman Publishing Inc, Harvey Miller Music, Harvey Lee Miller Jr DBA under Life Imitates Art Inc, BSM Music (president for 15+ years, compromised). All Georgia corporations, up to date. Kevin Hallingquest, cousin and emergency contact, is president of all corporations, owns business properties (houses, buildings, Wi-Fi, power, mortgages) at 2842 Ward Lake Way, Ellenwood, GA 30294, where plaintiff resides.

**Partnership:** Equal partners with Juaquin J Malphurs (aka Waka Flocka Flame) in Money Penny AI, GOAT Royalty App, intellectual property, and cyber tech.

**IP Theft:** Stolen by NVIDIA ACE (admitted trained/owned by OpenAI), using Codex and Gemma 3 (created on Google Gemini app months before release). Source codes, time-stamped data prove theft via OpenAI accounts.

By: /s/ Daniel R. Meachum

Daniel R. Meachum, Esq.  
Daniel R. Meachum & Associates, LLC  
260 Peachtree Street, Suite 502  
Atlanta, GA 30303  
Telephone: (404) 521-0029  
Facsimile: (404) 521-0030  
Email: [dmeachum@dmeachumlaw.com](mailto:dmeachum@dmeachumlaw.com)

Attorney for Plaintiff Harvey Miller