**IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION**

DEAN OBEIDALLAH,
 	
    Plaintiff,
 	
     v.
 	
ANDREW B. ANGLIN,
    DBA *Daily Stormer*,
 	
and
 	
MOONBASE HOLDINGS, LLC,
    DBA Andrew Anglin,
 	
and
 	
JOHN DOES NUMBERS 1–10,
    Individuals who also assisted in the publication or representation of false statements regarding Mr. Obeidallah,
 	
    Defendants.
	CASE NO.
	
	JUDGE
	
	MAGISTRATE JUDGE

COMPLAINT WITH JURY DEMAND	

— **NATURE OF THE ACTION** —

This is an action that arises from the false and defamatory statements in a news article published by Defendants about Plaintiff Dean Obeidallah. Mr. Obeidallah is a comedian, commentator, and host of a national daily radio show. With malice and reckless disregard, Defendants published false statements asserting that Mr. Obeidallah is a terrorist and fabricated evidence to support those false accusations. As a result, Mr. Obeidallah has endured threats, suffered

emotional distress, and his reputation has been permanently damaged. He brings this case to force

Defendants to answer for their malicious conduct.

— INTRODUCTION —

1.   On June 1, 2017, Defendants Andrew B. Anglin, Moonbase Holdings, LLC, and

John Doe Defendants 1–10 ("John Doe Defendants") published an article entitled "Dean

Obeidallah, Mastermind Behind Manchester Bombing, Calls on Trump to Declare Whites the Real

Terrorists" (the "Article") on a popular Neo-Nazi and white supremacist website, the *Daily Stormer*.[1]

In the Article, Defendants falsely claim that Plaintiff Dean Obeidallah planned and executed the

horrific terrorist attack that took place at an Ariana Grande concert in Manchester, United Kingdom

a little over a week earlier (on May 22, 2017) (the "Manchester Bombing"). That terrorist attack

resulted in 23 deaths and 250 injuries; many of the victims were children.

2.   The *Daily Stormer* holds itself out as a news website that is willing to do "the job

other news websites won't do." The *Daily Stormer* has also stated that it is "REAL NEWS" and views

itself as "competing with the likes of CNN and the New York Times." It is registered as a trade

name with the Ohio Secretary of State with its "general nature of business" being an "Internet news

website." On information and belief, it is among the most popular white nationalist / Neo-Nazi

websites on the Internet. Data collected by Alexa, a website tracking company, suggests

dailystormer.com is visited millions of times each month. For example, from May 13 to June 12,

2017, the "dailystormer.com" was visited approximately 3.18 million times. By comparison, during

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[1] A copy of the Article is attached as **Exhibit A**. It was publically available at
https://www.dailystormer.com/dean-obeidallah-mastermind-behind-manchester-bombing-calls-on-trump-to-declare-whites-the-real-terrorists/ (last visited August 15, 2017). It remains publically
available via Tor browser at http://dstormer6em3i4km.onion/dean-obeidallah-mastermind-behind-manchester-bombing-calls-on-trump-to-declare-whites-the-real-terrorists/ (last visited August 15,
2017).

that same period the news website "c-span.org" was visited 2.64 million times. The *Daily Stormer* audience is large, and its articles are routinely distributed beyond those who visit the website.

3.   The Article on the *Daily Stormer* makes numerous false statements of fact regarding Mr. Obeidallah. The Article falsely states that Mr. Obeidallah is the "mastermind" of the Manchester Bombing, has celebrated the death of the innocent victims, and has encouraged others to carry out similar attacks. The Article also falsely states that Mr. Obeidallah has fled to Syria and is wanted by law enforcement for his alleged role in that terrorist act. It also claims, without basis, that Mr. Obeidallah uses his radio show and social-media platforms to promote terrorism and violence towards non-Muslims.

4.   Mr. Obeidallah is a comedian and frequent political commentator. He is one of the nation's best known Muslim American comedians, and hosts the national daily radio program "The Dean Obeidallah show" on SiriusXM radio. In addition, he writes regular political commentary and can be seen frequently in the national media discussing political issues of the day. As Defendants are fully aware, he is not a terrorist and had no involvement in the Manchester Bombing. Nor is Mr. Obeidallah affiliated with ISIS or any other terror group. Defendants' factual assertions to the contrary are false, offensive, and damaging to Mr. Obeidallah's reputation as a comedian and political commentator.

5.   Defendants published and/or republished ("published") the Article without regard to the truth or falsity of the statements it contained. Instead, Defendants either knew the falsity of those statements or acted in reckless disregard of the truth, and chose to manufacture evidence to convince readers of the Article that Mr. Obeidallah is a confessed terrorist.

6.   Defendants took numerous steps, including mixing fact with falsehood, in an effort to create confusion and convince readers that the entirety of the Article is, in fact, true. The Article includes fabricated Twitter messages, purportedly captured from Mr. Obeidallah's Twitter account,

in which Defendants make it appear that Mr. Obeidallah is claiming a role in the Manchester Bombing, professing support for further terrorist attacks, and acknowledging that he is wanted by law enforcement. To deceive its readers about the fabricated nature of the Article and falsified Twitter messages, Defendants included genuine messages from Mr. Obeidallah's Twitter account and referenced his real writings and actual guests. Defendants further sought to convince readers that the false statements of fact were true by publishing the Article on the *Daily Stormer*, which represents itself as a news website, claiming to do "the job other news websites won't do."

7.   In the Article, Defendants included a "widget" linked to Mr. Obeidallah's actual Twitter account. A "widget" is a technical capability offered by Twitter that enables users to display a live Twitter feed on an Internet website. The widget reproduces actual messages from Mr. Obeidallah's Twitter account (which often indicate Mr. Obeidallah's physical location) in the Article on the *Daily Stormer* website. Defendants embedded the Twitter widget in the Article for readers who "want to go confront" Mr. Obeidallah.

8.   The Article invites *Daily Stormer* readers to "confront" Mr. Obeidallah. Following the release of the Article, several threats were made regarding Mr. Obeidallah. He also fears violence in the absence of enhanced security, with good reason: readers of the *Daily Stormer* have been tied to violent attacks, both in the United States and abroad. Further exacerbating the risk of violent confrontations, Defendants in fact sought to convince *Daily Stormer* readers that Mr. Obeidallah is a fugitive wanted by law enforcement for his "confessed" role in the Manchester Bombing, thus opening the door to attempts by *Daily Stormer* readers to confront someone they now believe to be a fugitive from justice. Mr. Obeidallah reasonably fears for his security and cannot reasonably ignore the violent threats that have been generated by Defendants' Article. He has also suffered and continues to suffer emotional distress as a result of the Article.

9.   Mr. Obeidallah is an ardent believer in and defender of the First Amendment. He recognizes the importance of freedom of speech and political discourse, regardless of viewpoint. But the First Amendment does not license defamation. Defendants published false factual statements and fabricated evidence on the *Daily Stormer* that was meant to—and did, in fact—harm Mr. Obeidallah's reputation and business, jeopardize his physical safety, and cause emotional distress and suffering. Defendants have similarly defamed other individuals and entities with the intention of inciting violence, injuring reputations, and harming business opportunities, all while seeking to obtain profits for their own business ventures. Such defamatory publications were likewise made with intent or reckless disregard for the truth and reflect Defendants' pattern and practice of publishing false statements without regard for consequence.

10.   On June 15, 2017, in response to the Article, Mr. Obeidallah, through his counsel, wrote to Defendant Anglin and the *Daily Stormer* to request that the Article be removed and a retraction posted.[2] Mr. Obeidallah received no response, and, to date, Defendants have failed to remove the false statements from the Article or address the violent threats about Mr. Obeidallah that are posted on the *Daily Stormer* message board. *See* https://www.dailystormer.com/dean-obeidallah-mastermind-behind-manchester-bombing-calls-on-trump-to-declare-whites-the-real-terrorists/ (last visited August 15, 2017). Accordingly, Mr. Obeidallah must resort to litigation.

— **PARTIES** —

11.   Plaintiff Dean Obeidallah is a comedian and commentator who hosts *The Dean Obeidallah Show* on SiriusXM radio; he is the first American Muslim to host a national radio show. He also writes political-opinion pieces to several news outlets, including CNN and *The Daily Beast*. Mr. Obeidallah is a resident of New York.

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[2] A copy of the letter Mr. Obeidallah sent to Defendant Anglin on June 15, 2017 is attached as **Exhibit B**. As of this date, Mr. Anglin has provided no response.

12.   On information and belief, Defendant Andrew B. Anglin is a resident of Worthington, Ohio. He is the founder and publisher of a website called the *Daily Stormer*, which appears at www.dailystormer.com. Defendant Anglin registered "Daily Stormer" as a trade name with the Ohio Secretary of State in December 2016.[3] The trade name registration for the "Daily Stormer" was signed by Greg Anglin, Defendant Anglin's father, as an authorized representative. On information and belief, Defendant Anglin writes many of the articles on the *Daily Stormer* website; he also maintains the *Daily Stormer* web domain.

13.   Defendant Moonbase Holdings, LLC is an Ohio, for-profit, limited-liability corporation registered by Andrew B. Anglin that, on information and belief, assists in the operation of the *Daily Stormer* and provides Defendant Anglin and the *Daily Stormer* financial support. Defendant Anglin filed the articles of incorporation for Moonbase Holdings with the Ohio Secretary of State in September 2016.[4] Defendant Anglin signed the articles of incorporation as Defendant Moonbase Holdings' statutory agent. In January 2017, Defendant Moonbase Holdings registered the trade name "Andrew Anglin" with the Ohio Secretary of State.[5] The trade-name registration for "Andrew Anglin" was signed by Greg Anglin, Defendant Anglin's father, as an authorized representative of Defendant Moonbase Holdings.

14.   On information and belief, Defendants John Doe Numbers 1–10 are individuals who assisted in the publication of the Article on the *Daily Stormer* or elsewhere, or who have threatened Mr. Obeidallah's personal safety. On information and belief, John Doe Defendants knowingly published the false statements contained in the Article regarding Mr. Obeidallah.

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[3] A copy of the trade name registration for "Daily Stormer" is attached as **Exhibit C**.

[4] A copy of the articles of incorporation for Moonbase Holdings is attached as **Exhibit D**.

[5] A copy of the trade name registration for "Andrew Anglin" is attached as **Exhibit E**.

— JURISDICTION AND VENUE —

15.   This action arises under Ohio law.

16.   This Court has jurisdiction under Article III of the United States Constitution and 28 U.S.C. § 1332. The amount in controversy exceeds $75,000, exclusive of interests and costs, and there is a diversity of citizenship.

17.   This Court has personal jurisdiction over Andrew B. Anglin because, on information and belief, he is a resident of Ohio and has caused tortious injury to Mr. Obeidallah inside the state. Defendant Anglin has also registered the trade name "Daily Stormer" with the Ohio Secretary of State and conducts business within the state under that name.

18.   This Court has personal jurisdiction over Moonbase Holdings, LLC because Moonbase Holdings is a domestic, for-profit, limited-liability corporation registered in Worthington, Ohio with the Ohio Secretary of State. Defendant Moonbase Holdings has also registered the trade name "Andrew Anglin" with the Ohio Secretary of State and conducts business within the state under that name. Defendant Moonbase Holdings has also caused tortious injury to Mr. Obeidallah inside the state.

19.   The Court has personal jurisdiction over John Doe Defendants 1-10 because, on information and belief, they have caused tortious injury to Mr. Obeidallah inside the state.

20.   Venue is proper in this Court under 28 U.S.C. § 1391(b)(1) because at least one of the Defendants resides in Worthington, Ohio. Venue is also proper in this Court under 28 U.S.C. § 1391(b)(2) because a substantial part of the events or omissions giving rise to the claim occurred in Worthington, Ohio, and under 28 U.S.C. § 1391(b)(3) because at least one of the Defendants is subject to the Court's personal jurisdiction regarding to this Action.

— FACTUAL ALLEGATIONS —

The defamatory article

21.   The *Daily Stormer* holds itself out as a news website that is willing to do "the job other news websites won't do." According to Alexa, a prominent website tracking company owned by Amazon, from May 13 – June 12, 2017 the *Daily Stormer* was the most popular white nationalist / Neo-Nazi website on the Internet, and it rivaled other, more mainstream news websites in terms of traffic:

a.   The *Daily Stormer* is ranked 4,594 in the United States, which on information and belief places it in the top 200 news sites in the United States.

b.   The *Daily Stormer* is estimated to have had 3.18 million visits, with 11.4 million page views, during this time period.

c.   Among websites deemed "similar" by Alexa based on audience overlap, the *Daily Stormer* is far more popular than its closest competitor, which is estimated to have had 1.44 million visits, with 5.98 million page views, during this time period.

d.   The *Daily Stormer*'s audience exceeds that of more mainstream news websites in terms of traffic. C-Span's website was visited 2.64 million times, with 6.06 million page views, during the same period. Similarly, *Roll Call*, a news site covering developments in the U.S. Congress, was visited 2.64 million times, with 3.00 million page views, during this time period.

e.   The *Daily Stormer*'s articles are routinely distributed beyond those who visit the website. A total of 1,526 websites link to the *Daily Stormer*, including Yahoo, MSNBC, BBC, CNN, and *Forbes*.

22.   On June 1, 2017, Defendants wrote and published on the *Daily Stormer* an article entitled "Dean Obeidallah, Mastermind Behind Manchester Bombing, Calls on Trump to Declare Whites the Real Terrorists." The Article was authored by "Andrew Anglin." Defendants thereafter republished the *Daily Stormer* Article on Twitter and elsewhere.

23.   The Article refers to Mr. Obeidallah as an "ISIS terrorist" and "the mastermind behind the Machester [sic] Arianacaust," which is a reference to the Manchester Bombing. It also claims that Mr. Obeidallah is a "confessed terrorist wanted by Europol, MI-5, Interpol and a litany of other international authorities." As Defendants knew, these statements are false. Mr. Obeidallah, in fact, has no affiliation to ISIS, is not a terrorist, and is not wanted by any law enforcement authorities, including Europol, MI-5, and Interpol.

**Defendants ignored their obligation
to investigate the truth of their claims
and instead published fabricated evidence**

24.   Defendants published the false statements in the Article with knowledge of the falsity of those statements or with reckless disregard for the truth.

25.   News outlets widely reported the identities of many of those suspected of planning and perpetrating the Manchester Bombing, including the bomber, Salman Abedi, before the Article's publication. Mr. Obeidallah, of course, had no involvement in the Manchester Bombing and was never identified as a suspect by any news outlet. On information and belief, Defendants, with malice and knowledge, or reckless disregard, ignored these widespread news reports in publishing the Article, and Defendants possessed no information to support their false statements of facts regarding Mr. Obeidallah.

26.   On information and belief, Defendants conducted no independent investigation regarding any of the Article's false statements of fact regarding Mr. Obeidallah. Defendants ignored

readily available public information to assert that Mr. Obeidallah planned the Manchester Bombing, was wanted by international law enforcement, and/or that he fled to Syria to seek asylum.

27.   With malice and knowledge of the falsity of the Article's statements, or reckless disregard for the truth, Defendants mixed fact with falsehood in an effort to create confusion and convince readers that the entirety of the Article is, in fact, true.

a.   Defendants fabricated Twitter messages, purportedly authored by Mr. Obeidallah to convince the Article's readers that Mr. Obeidallah had admitted a role in the Manchester Bombing, encouraged others to launch similar attacks, was wanted by law enforcement, and posed a threat to public safety. Those fabricated messages are intended to closely resemble genuine messages found on Mr. Obeidallah's Twitter account. Mr. Obeidallah's name and likeness are juxtaposed against the false statements of fact, and the fabricated messages mimic the number of replies, "retweets," and "likes" associated with the genuine message from Mr. Obeidallah's account. The fabricated messages also reference the dates and times of Mr. Obeidallah's actual appearances in the weeks before the Article's publication. The fabricated Twitter messages from the Article are discussed *infra* in Paragraphs 28 – 44.

b.   To confuse readers and prevent them from identifying which of the Article's statements were false, Defendants included some authentic, unaltered material authored by Mr. Obeidallah. This includes reference to an article Mr. Obeidallah recently wrote for *The Daily Beast*, genuine messages from Mr. Obeidallah's Twitter account, and a "widget" displaying newly posted message from that account.

c.   Defendants published the Article on the *Daily Stormer*, which represents itself as a news website. The *Daily Stormer*, through Publisher "Andrew Anglin," claims to do "the job other news websites won't do." The *Daily Stormer* is registered as a trade name with the Ohio Secretary of State by Defendant Anglin, with its "general nature of business" being an "Internet news website." *See* **Ex. C**. In December 2016, Defendant Anglin referred to the *Daily Stormer* as "a newspaper" and expressed the goal of "becom[ing] one of the top twenty-five news sites in the world" over the next decade. The *Daily Stormer* continues to represent itself as a news website, claiming on June 27, 2017 that it is "REAL NEWS" and that with better funding it "would now be competing with the likes of CNN and the New York Times."

28.   For example, the Article states that, following the Manchester Bombing, Mr. Obeidallah "caught a flight to Turkey and was smuggled across the border into Syria by the Erdogan military." It further states that "[o]nce safe within the Caliphate, Obeidallah declared responsibility for the attack via Twitter." The Article included the following image purporting to be a message captured directly from Mr. Obeidallah's Twitter account:

Defendants' fabricated message – No. 1
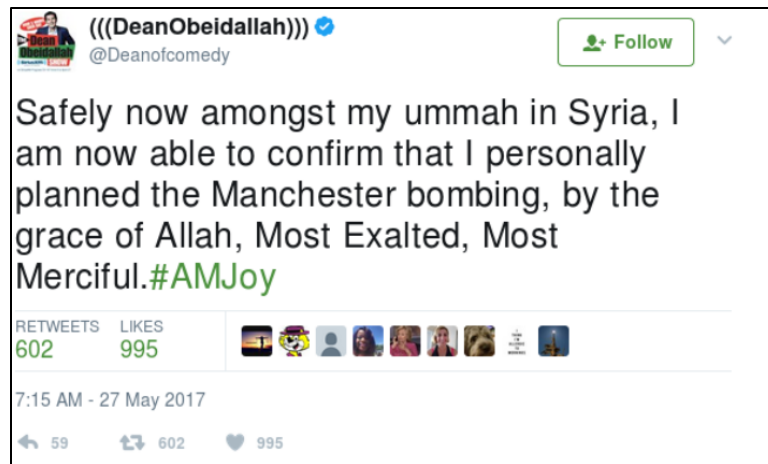
29.   On information and belief, Defendants intended this fabricated Twitter message discussed *supra* in Paragraph 28 to resemble a genuine message that Mr. Obeidallah posted to his Twitter account on May 27, 2017 at 7:15 AM, which appears below. Defendants mimicked the number of replies, "retweets," and "likes" associated with that message in an effort to conceal that it was fabricated.[6] Defendants also included the same hashtag reference—#AMJoy—that Mr. Obeidallah uses regularly on his Twitter account. In his actual Twitter message, Mr. Obeidallah did not claim to have planned the Manchester bombing or suggest that he has fled to Syria. Mr. Obeidallah is not a terrorist, has no terrorist affiliation, and, contrary to Defendants' fabricated Twitter message, has never claimed responsibility for any terrorist act.

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[6] There are minor differences between the numbers of replies, "retweets," and "likes" reflected in images of Defendants' fabricated Twitter messages and the legitimate messages throughout this Complaint. The numbers for the legitimate messages are slightly higher because they were collected on June 30, 2017, approximately one month after Defendants created the fabricated messages.

Mr. Obeidallah's message – No. 1
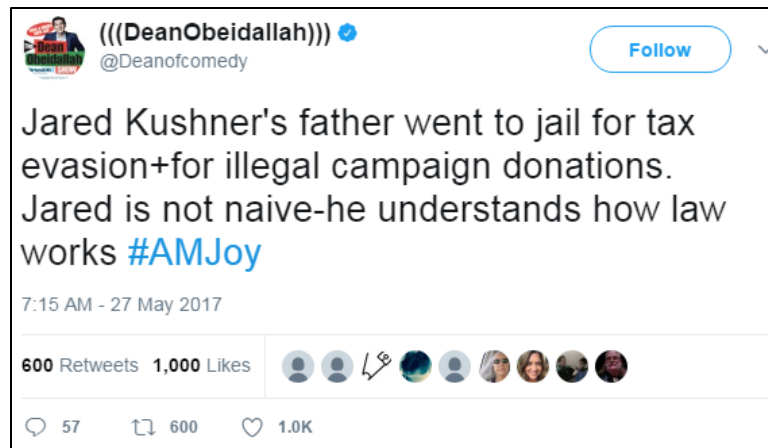
30.   The Article also asserted that "Twitter has refused to suspend his account" and that Mr. Obeidallah "has continued to broadcast on Sirius-XM and has even appeared on CNN to talk about how he planned the attack, and encouraged others to carry-out more such attacks." While Mr. Obeidallah continued to appear on his daily radio show and on CNN, he has neither talked about planning terrorist attacks nor encouraged others to carry out such attacks.

31.   In one instance, the Defendants' fake Twitter message states that "Akhi Salman Abedi struggled to gain Allah's merciful blessing, and his reward is paradise eternal." Mr. Salman Abedi was the actual perpetrator of the Manchester Bombing. The Article included the following image purporting to be a message captured directly from Mr. Obeidallah's Twitter account:

Defendants' fabricated message – No. 2

32.   On information and belief, Defendants intended the fabricated Twitter message

discussed *supra* in Paragraph 31 to resemble a genuine message that Mr. Obeidallah posted to his

Twitter account on May 28, 2017 at 6:04 AM, which appears below. Defendants' fabricated message

mimics the number of replies, "retweets," and "likes" associated with the actual message in an effort

to conceal their fabrication. Mr. Obeidallah linked to the same *New York Times* article discussing the

Manchester bombing suspect as appears in Defendants' fabricated message, but Mr. Obeidallah

never stated that the Manchester Bombing suspect would be rewarded with paradise eternal.

Defendants took these steps to convince readers that Mr. Obeidallah actually authored the fake

Twitter message contained in the Article and to link Mr. Obeidallah to the actual Manchester

Bombing suspect.

Mr. Obeidallah's message – No. 2

33.   The Article also falsely claims that "since successfully gaining asylum in Syria, [Mr. Obeidallah] has repeatedly bragged about the attack, trying to disguise his pride under 'glory to Allah' nonsense." The Article states that Mr. Obeidallah "discussed how Moslems should find 'the whitest places in America' to do their attacks." The Article included the following image purporting to be a message captured directly from Mr. Obeidallah's Twitter account:

Defendants' fabricated message – No. 3

34.   On information and belief, Defendants intended this fabricated Twitter message discussed *supra* in Paragraph 33 to resemble a genuine message that Mr. Obeidallah posted to his Twitter account on May 31, 2017 at 6:10 AM, which appears below. Defendants' fabricated message mimics the number of replies, "retweets," and "likes" associated with the actual message in an effort to conceal their fabrication. But, unlike Defendants' fabricated message, Mr. Obeidallah did not claim responsibility for the Manchester Bombing. Contrary to Defendants' false statements, Mr. Obeidallah had no role in the planning or perpetration of the Manchester Bombing, has not claimed responsibility for that heinous act, and has not expressed support for those who perpetrated that attack.

Mr. Obeidallah's message – No. 3

35.   The Article also claimed that Mr. Obeidallah invited another comedian on his radio show "to talk about how Moslems could carry out Manchester-type terrorist attacks in America." The Article included the following image purporting to be a message captured directly from Mr. Obeidallah's Twitter account:

Defendants' fabricated message – No. 4

36.   On information and belief, Defendants intended this fabricated Twitter message discussed *supra* in Paragraph 35 to resemble a genuine message that Mr. Obeidallah posted to his Twitter account on May 30, 2017 at 1:32 PM, which appears below. Defendants' fabricated message mimics the number of replies, "retweets," and "likes" associated with the actual message in an effort to conceal their fabrication. W. Kamau Bell was, in fact, a guest on Mr. Obeidallah's SiriusXM show on May 30. Contrary to Defendants' false statements, neither Mr. Obeidallah, Mr. Bell, nor anyone

else on Mr. Obeidallah's SiriusXM radio show promoted "Manchester-type terrorist attacks,"

whether in the United States or abroad.

Mr. Obeidallah's message – No. 4

37.   The Article also contends that Mr. Obeidallah "was invited onto CNN to explain

how he carried out the bombing, and to give advice to others planning similar attacks." The Article

included the following image purporting to be a message captured directly from Mr. Obeidallah's

Twitter account:
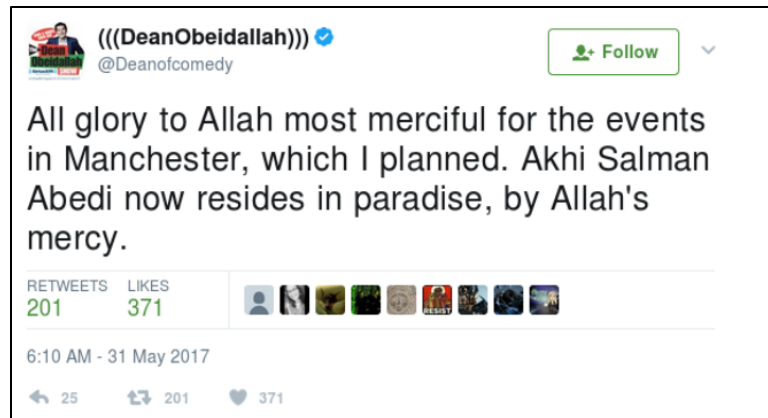
Defendants' fabricated message – No. 5

38.   On information and belief, Defendants intended the fabricated Twitter message discussed *supra* in Paragraph 37 to resemble a genuine message that Mr. Obeidallah posted to his Twitter account on May 30, 2017 at 8:03 PM, which appears below. Defendants' fabricated message mimics the number of replies, "retweets," and "likes" associated with the actual message in an effort to conceal their fabrication. The fabricated message also references an actual, planned appearance by Mr. Obeidallah on CNN Tonight that evening at 11:30 PM to prevent readers from discovering their fabrication. Contrary to Defendants' false statements, Mr. Obeidallah did not claim to be the "mastermind" of the Manchester Bombing in that message, nor did he express plans to discuss that terrorist act on CNN Tonight.

Mr. Obeidallah's message – No. 5

39.   The Article also shows the following image purporting to be a message captured directly from Mr. Obeidallah's Twitter account, in which Mr. Obeidallah appears to express support for the Manchester Bombing and its perpetrator, Salman Abedi.

Defendants' fabricated message – No. 6

40.   On information and belief, Defendants intended the fabricated Twitter message discussed *supra* in Paragraph 39 to resemble a genuine message that Mr. Obeidallah posted to his Twitter account on May 31, 2017 at 6:10 AM, which appears below. Defendants' fabricated message mimics the number of replies, "retweets," and "likes" associated with the actual message in an effort to conceal their fabrication. In fact, Defendants used the same template to fabricate this Twitter message as the Twitter message discussed *supra* in Paragraph 33. Contrary to Defendants' false statements, Mr. Obeidallah's message did not claim responsibility for the Manchester Bombing or express support for those who perpetrated that terrorist attack.

Mr. Obeidallah's message – No. 6

41.   The Article states that Mr. Obeidallah "did an entire 3 hour Sirius-XM broadcast speculating about whether more of those injured in the attack would die in the hospital, thus increasing his 'score.'" The Article also states that "[p]eople were calling in to complain about him doing this bombing, and he just called them 'infidel pigs' and said 'you're next' and hung up on them." To support these false claims, the Article included the following image purporting to be a message captured directly from Mr. Obeidallah's Twitter account:

Defendants' fabricated message – No. 7

42.   On information and belief, Defendants intended this fabricated Twitter message discussed *supra* in Paragraph 41 to resemble a genuine message that Mr. Obeidallah posted to his Twitter account on May 31, 2017 at 3:05 PM, which appears below. Defendants' fabricated message mimics the number of replies, "retweets," and "likes" associated with the actual message in an effort to conceal their fabrication. Defendants used the actual image from Mr. Obeidallah's SiriusXM promotion, along with the real telephone number of his SiriusXM show, for the same reason. Mr. Obeidallah did, in fact, post a message to Twitter about his show on May 31, 2017, but never suggested that the death of more than 20 innocent victims in the Manchester Bombing constituted "a pretty good score," nor did he state that he hoped "more will die in [the] hospital."

Mr. Obeidallah has also never threatened persons calling in to his radio show, nor has he ever referred to them as "infidel pigs."

Mr. Obeidallah's message – No. 7

43.   The aforementioned statements discussed in Paragraphs 28 – 42 contained in the Article (among others) are false, misleading, and defamatory.

44.   Moreover, Defendants fabricated the images purporting to be messages from Mr. Obeidallah's Twitter account identified in Paragraphs 28, 31, 33, 35, 37, 39, and 41, and the images were published on the *Daily Stormer* and/or republished elsewhere.

45.   Defendants' inclusion of a widget in the Article that is linked to Mr. Obeidallah's actual Twitter account also is meant to both convince the reader that the article is true and to provide readers who "want to go confront" Mr. Obeidallah with an opportunity to do so.

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Readers respond to the article with violent threats

46.   In response to the Article, several commenters threatened Mr. Obeidallah with

violence and/or death. As described below, readers of the Article suggested Mr. Obeidallah should

die to pay for the actions falsely attributed to him in the Article.

47.   The following comment appeared on the message board, including a threat to
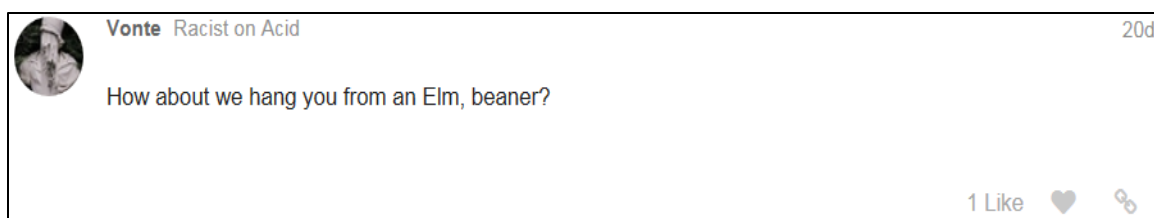
"drone that faggot into eternity":
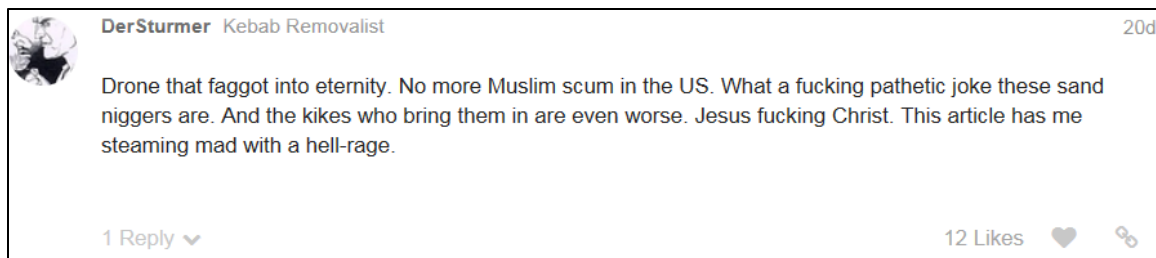
The post's use of "faggot" is a reference to Mr. Obeidallah. The post states that the Article's false

statements regarding Mr. Obeidallah has the author "steaming mad with a hell-rage." The post

threatens to kill Mr. Obeidallah through an armed drone attack.

48.   The following comment appeared on the message board, including the invitation to

"look down this barrel and verify if my gun is clean like a good terrorist":

Dolph.Hilter   20d

Hey Dean, look down this barrel and verify if my gun is clear like a good terrorist, would ya?

                                                                        5 Likes ♥ %
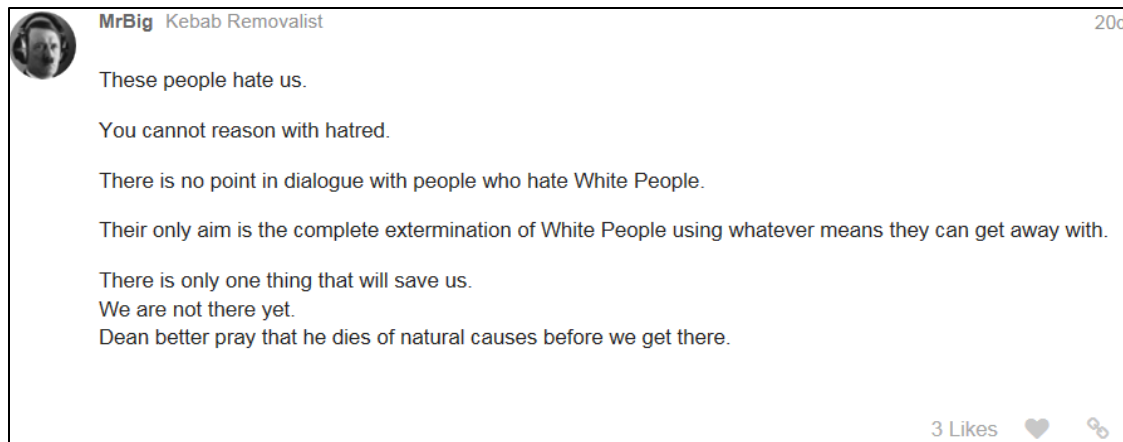
The post's use of "Dean" is a reference to Mr. Obeidallah. The post threatens to kill Mr. Obeidallah

by gunshot to the head and features an individual pointing a handgun at the camera.

     49.   The following comment appeared on the message board, including a threat to

"hang" Mr. Obeidallah:

Vonte Racist on Acid   20d

How about we hang you from an Elm, beaner?

                                                                        1 Like ♥ %
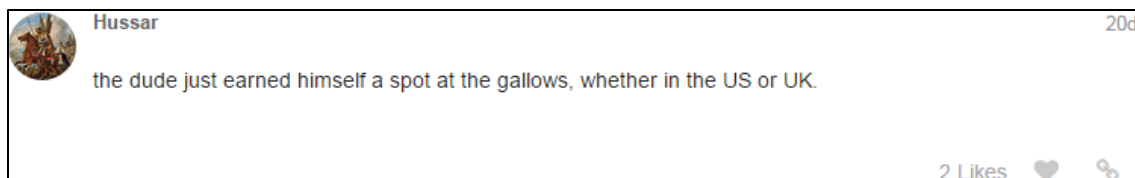
The post's use of "beaner" is a reference to Mr. Obeidallah. The post threatens to kill

Mr. Obeidallah by hanging.

     50.   The following comment appeared on the message board, including the threat that

"Dean better pray that he dies of natural causes before we get there":

The post's use of "Dean" is a reference to Mr. Obeidallah. The post threatens to kill Mr. Obeidallah and similarly situated persons, and further proposes that Mr. Obeidallah be targeted once the killing begins.

51.   The following comment appeared on the message board, including the threat that Mr. Obeidallah "just earned himself a spot at the gallows":

The post's use of "dude" is a reference to Mr. Obeidallah. The post threatens to kill Mr. Obeidallah by hanging. The author suggests, based on the Article's false statements, that Mr. Obeidallah has "earned" such a death.

52.   The violent threats discussed in Paragraphs 47–51 are among the many directed at Mr. Obeidallah (as well as the broader Muslim community) in response to the Article.

53.   These violent comments and commenters directly violate the *Daily Stormer*'s supposed "Disclaimer," which states: "Anyone suggesting or promoting violence in the comments section will be banned, permanently."

54.   On information and belief, none of the individuals threatening to kill Mr. Obeidallah have been "banned" from the *Daily Stormer*.

55.   Defendants have refused to delete the aforementioned comments, ignoring their own policies and Mr. Obeidallah's request, through counsel, that Defendant Anglin and the *Daily Stormer* "delete comments threatening [Mr. Obeidallah's] security."

56.   Before reading the Article, Mr. Obeidallah understood that prior acts of violence had been motivated at least in part by what the perpetrators read on the *Daily Stormer*. Dylann Roof, the man convicted of a racially motivated attack in Charleston, South Carolina that resulted in nine deaths, reportedly read and commented on the *Daily Stormer*. Thomas Mair, the convicted murderer of British politician Jo Cox, reportedly read the *Daily Stormer* website in the months before his attack. James Jackson, a man facing murder, terrorism, and hate crime charges for traveling from Baltimore, Maryland to New York, New York (where Mr. Obeidallah resides) and stabbing a man in a racially-motivated attack, is also reportedly a *Daily Stormer* reader and commentator. As a result, when Mr. Obeidallah read the Article and the comments to it, Mr. Obeidallah believed he needed to, and did in fact, take steps necessary to ensure his personal safety. Mr. Obeidallah's concerns were reasonable.

57.   As stated above, the Article falsely states that Mr. Obeidallah is a self-confessed terrorist wanted by law enforcement for his role in the horrific Manchester Bombing. The Article further falsely states that Mr. Obeidallah is encouraging others to plan similar attacks. Mr. Obeidallah remains fearful that individuals who read the Article and believe its contents view him as a terrorist and may seek to harm him in the future.

58.   As a result of the Article and the threats Mr. Obeidallah received, Mr. Obeidallah notified security for both SiriusXM, the station that hosts his daily radio show, and *The Daily Beast*, a

media outlet for which he had recently written an article that is referenced in the Article on the *Daily Stormer* website.

Mr. Obeidallah has been harmed by the article

59.　　Mr. Obeidallah has suffered numerous harms as a result of Defendants' tortious and unlawful acts. Mr. Obeidallah will continue to suffer these harms because Defendants' false statements of fact remain available for viewing on the *Daily Stormer* website, and because the Article's false statements have been republished by other websites and numerous *Daily Stormer* readers.

60.　　Mr. Obeidallah has suffered, and will continue to suffer, emotional distress and fear for his life and personal well-being as a result of Defendants' unlawful and tortious acts, including the Article's false statements. This is based on, among other things, the numerous, credible threats against Mr. Obeidallah set forth in the Article's comments section.

61.　　Mr. Obeidallah has suffered, and will continue to suffer, reputational harm as a result of Defendants' unlawful and tortious acts, including the Article's false statements. For example, Defendants have published false statements of fact claiming that Mr. Obeidallah is the "mastermind" of the Manchester Bombing. Those false statements of fact have damaged, and will continue to damage, Mr. Obeidallah's reputation.

62.　　Mr. Obeidallah is a successful comedian and political commentator whose livelihood is based, in part, on his reputation and ability to appeal to large, diverse groups of individuals. Defendants' unlawful and tortious acts, including the Article's false statements and assertion that Mr. Obeidallah has used appearances on CNN and his national radio show to promote terrorism, have damaged, and will continue to damage, Mr. Obeidallah's livelihood and economic opportunities.

63. Defendants' false statements of fact set forth in the Article are directed at persons in the United States and international communities—*i.e.*, Mr. Obeidallah's audience for both his comedy and political commentary.

64. Mr. Obeidallah's fears and concern for his reputation, business, and personal safety are compounded by the fact that, on information and belief, the *Daily Stormer* is the most-viewed white supremacist / Neo-Nazi website on the Internet.

  a.   On information and belief, the *Daily Stormer* web domain is the most frequented white supremacist / Neo-Nazi website on the Internet. *See supra* Paragraph 21.

  b.   The *Daily Stormer* has an international audience. On information and belief, approximately 45.5% of its traffic originates within the United States, but it also has substantial traffic from persons located in the United Kingdom, Germany, Canada, and Spain, among other countries.

  c.   It is probable that even persons who do not adhere to the white supremacist / Neo-Nazi ideologies will discover the Article's false statements of fact regarding Mr. Obeidallah. Approximately 1,492 websites link to the *Daily Stormer* web domain, including heavily-frequented websites such as Yahoo, MSN, BBC, and CNN.

65. Defendants' false statements of fact set forth in the Article are now, and will continue to be, readily accessible to persons searching the Internet (*e.g.*, Google) for content regarding Mr. Obeidallah. Articles published on the Internet are available without limitation or duration.

66. Mr. Obeidallah's audience relies, and will continue to rely, on Internet-based research of Mr. Obeidallah when determining whether to attend his comedic performances or consume

media in which he appears as a commentator. Mr. Obeidallah's audience is likely to forever have

access to Defendants' false statements of fact set forth in the Article when researching

Mr. Obeidallah and, due to Defendants' fabricated Twitter messages and other efforts to conceal

their deception, will not be able to ascertain from the context that those statements are false. This

has diminished, and will continue to diminish, Mr. Obeidallah's appeal which, in turn, diminishes

Mr. Obeidallah's livelihood and economic opportunities.

67. Persons responsible for contracting with Mr. Obeidallah for his comedy and political

commentary have relied, and will continue to rely, on Internet-based research of Mr. Obeidallah

when determining whether to retain his services. Thus, these persons are likely to forever have

access to Defendants' false statements of fact set forth in the Article when researching

Mr. Obeidallah and, due to Defendants' fabricated Twitter messages and other efforts to conceal

their deception, may not be able to ascertain that those statements are false from the context. This

has diminished, and will continue to diminish, Mr. Obeidallah's ability to contract for new comedic

and commentating services, as well as Mr. Obeidallah's ability to negotiate favorable compensation

and contract terms for his comedic and commentating services.

68. Defendants have engaged in conduct similar to that discussed *supra* in Paragraph 1

through 67 with regard to other individuals and entities. This conduct involved the publication of

defamatory statements with the intent of inciting violence, injuring reputations, and harming

business opportunities, all while seeking to obtain profits for their own business ventures. Such

defamatory publications were likewise made with intent or reckless disregard for the truth and reflect

Defendants' pattern and practice of publishing false statements without regard for consequence.

— CAUSES OF ACTION —

FIRST CAUSE OF ACTION:
LIBEL

69.   Mr. Obeidallah incorporates by reference and realleges Paragraph 1 through 68, as if set forth in full herein.

70.   Defendants have defamed Mr. Obeidallah by publishing the Article and the false and misleading statements about Mr. Obeidallah contained therein, including the statements alleged in Paragraphs 28 – 42. These statements about Mr. Obeidallah are false, misleading, and libelous, both explicitly and by implication.

71.   Defendants' published the statements with knowledge of their falsity or reckless disregard of their falsity. Among other things, Defendants' fabrication of Twitter messages that did not originate from Mr. Obeidallah's Twitter account demonstrates their knowledge that these statements were untrue. In addition, these statements were published with the intent of harming Mr. Obeidallah's reputation and career, and thus published with malice, both in law and in fact.

72.   Defendants' statements constitute libel *per se*, for which Mr. Obeidallah is entitled to recover presumed damages for injury. Defendants' statements also constitute libel *per quod*. As a result of all of these false statements, Mr. Obeidallah has suffered, and will continue to suffer, injury in fact, including loss of good will and injury to his reputation.

73.   The publication of the Article damaged Mr. Obeidallah's reputation, will continue to harm his reputation, and will continue to impact Mr. Obeidallah's appeal for future engagements as a comedian and political commentator.

74.   Finally, as described above, the Article's unfounded statements and fabricated evidence demonstrate that Defendants acted deliberately, purposefully, and without regard for the truth. Defendants acted with malice and the intent to harm Mr. Obeidallah's reputation and with knowledge that their accusations were false. Moreover, Defendants' publication of the Article is

consistent with their publication of similarly defamatory statements both before and after

publication of the Article. Defendants' pattern of publication of false statements and/or reckless

disregard for the truth renders punitive damages appropriate in this action.

SECOND CAUSE OF ACTION:
FALSE LIGHT INVASION OF PRIVACY

75.   Mr. Obeidallah incorporates by reference and realleges Paragraph 1 through 74, as if

set forth in full herein.

76.   Defendants intended to and did publish the Article regarding Mr. Obeidallah that

included fabricated Twitter messages in which Mr. Obeidallah purported to confess and/or celebrate

his role as the mastermind of the Manchester Bombing.

77.   Mr. Obeidallah, like any reasonable person, was highly offended by being labeled a

member of ISIS and/or a terrorist mastermind. Any association with and/or attribution of

responsibility for the tragic deaths and injury of hundreds of innocent concert goers in Manchester,

United Kingdom is deeply offensive to any reasonable person.

78.   Defendants ignored widespread new reports regarding the identities of those

responsible for planning and perpetrating the Manchester Bombing, none of which named

Mr. Obeidallah as a suspect.

79.   Defendants conducted no independent investigation as to the truth of the assertion

that Mr. Obeidallah played a role in and/or planned the Manchester Bombing.

80.   Defendants' knowledge of the falsity of their statements is highlighted by the fact

that Defendants created fake Twitter messages to support these false accusations. Defendants

included in the Article both fake and real statements by Mr. Obeidallah to convince readers that the

false statements attributed to Mr. Obeidallah were real.

81.   Defendants acted without regard to the false light in which the Article would place

Mr. Obeidallah. Defendants also acted without regard to the likelihood such false statements would

lead to violent threats made to Mr. Obeidallah. Indeed, Defendants specifically invited readers to

"confront" Mr. Obeidallah.

THIRD CAUSE OF ACTION:
INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS

82.   Mr. Obeidallah incorporates by reference and realleges Paragraph 1 through 81, as if

set forth in full herein.

83.   Defendants intended to cause Mr. Obeidallah severe and serious emotional distress

through, among other things, their publication of false statements of fact and their efforts to elicit

threats of death and bodily harm against Mr. Obeidallah.

84.   Alternatively, Defendants knew or should have known that their actions would result

in Mr. Obeidallah's severe and serious emotional distress by, among other things, impacting his

reputation amongst his audience and potential employers and eliciting threats of death and bodily

harm against Mr. Obeidallah in response to their false and defamatory statements.

85.   Defendants failed to take steps to address the violent threats to Mr. Obeidallah that

were posted in response to the Article.

86.   Defendants' conduct, including the publication of false statements and the

fabrication of Twitter messages that purport to show Mr. Obeidallah as a terrorist responsible for

the Manchester Bombing, and eliciting threats of death and bodily harm against Mr. Obeidallah, is

extreme and outrageous, and is beyond all possible bounds of decency. Such conduct is so atrocious

that it is utterly intolerable in a civilized society.

87.   Defendants' conduct is the proximate cause of Mr. Obeidallah's emotional distress.

Mr. Obeidallah did not suffer from emotional distress before learning of Defendants' false and

defamatory statements and the concomitant threats of death and bodily harm that the Article

elicited. Mr. Obeidallah has continually feared for his life and well-being since so learning.

88.   No reasonable person could be expected to endure the distress that Mr. Obeidallah

has suffered since learning of Defendants' false statements about him and the resulting threats to his

personal safety.

FOURTH CAUSE OF ACTION:
NEGLIGENT INFLICTION OF EMOTIONAL DISTRESS

89.   Mr. Obeidallah incorporates by reference and realleges Paragraph 1 through 88, as if

set forth in full herein.

90.   Defendants negligently caused Mr. Obeidallah severe emotional distress by

publishing false statements of fact regarding Mr. Obeidallah's purported involvement in the

Manchester Bombing and solicitation of further terrorist activity. Defendants knew or should have

known such false statements would cause severe emotional distress to Mr. Obeidallah.

91.   Defendants knew or should have known that the Article's false statements would

result in threats of death and bodily harm against Mr. Obeidallah.

92.   Defendants' false statements of fact regarding Mr. Obeidallah resulted in numerous

threats of death and physical harm against Mr. Obeidallah, and Mr. Obeidallah has been aware of

those threats since shortly after the statements were published.

93.   Defendants failed to take steps to address the violent threats to Mr. Obeidallah that

were posted in response to the Article.

94.   Defendants' conduct is the proximate cause of Mr. Obeidallah's severe emotional

distress. Mr. Obeidallah did not suffer from emotional distress before learning of Defendants' false

and defamatory statements and the concomitant threats of death and bodily harm that the Article

elicited. Mr. Obeidallah has continually feared for his life and well-being since so learning.

FIFTH CAUSE OF ACTION:
COMMON-LAW MISAPPROPRIATION OF
MR. OBEIDALLAH'S NAME AND LIKENESS

95.   Mr. Obeidallah incorporates by reference and realleges Paragraph 1 through 94, as if set forth in full herein.

96.   Defendants have misappropriated Mr. Obeidallah's name and likeness in the Article for commercial and non-commercial purposes.

97.   Defendants have misappropriated Mr. Obeidallah's name in the Article, thereby associating Mr. Obeidallah with the false statements of fact contained in the Article.

98.   Defendants have misappropriated numerous photos reflecting Mr. Obeidallah's likeness in the Article, thereby associating Mr. Obeidallah with the false statements of fact contained in the Article.

99.   Mr. Obeidallah did not consent to Defendants' use of his name or likeness.

100.   Defendants used Mr. Obeidallah's name and likeness in connection with a product, merchandise, goods, and services. This includes the following:

A.   Promotion of the *Daily Stormer* and the reputation of "Andrew Anglin," the *Daily Stormer*'s Publisher;

B.   Enhancement of the value of Defendant Moonbase Holdings and its trade name "Andrew Anglin";

C.   Solicitation of donations from readers in exchange for content found on the *Daily Stormer*, including the Article; and

D.   Directing *Daily Stormer* readers to visit the website's corporate sponsor, Smerff Electrical, a link to which appears on the same page as the Article.

101.   Defendants' use of Mr. Obeidallah's name and likeness was not in relation to a

matter of legitimate public interest because the Article's sole purpose was to distribute false and

defamatory statements regarding Mr. Obeidallah, and elicit threats of death and bodily injury against

Mr. Obeidallah.

SIXTH CAUSE OF ACTION:
CIVIL CONSPIRACY

102.   Mr. Obeidallah incorporates by reference and realleges Paragraph 1 through 101, as

if set forth in full herein.

103.   Defendants have combined to defame Mr. Obeidallah in the Article and cause harm

to both his reputation and his business, as outlined in Causes of Action 1 – 5.

104.   On information and belief, the malicious combination of Defendants involves the

following:

A.   Defendants conspired to publish false and defamatory statements regarding

Mr. Obeidallah through the *Daily Stormer*;

B.   Defendants conspired to elicit threats of death and bodily harm against

Mr. Obeidallah;

C.   Defendants solicited funds and/or otherwise maintained the *Daily Stormer*

before and since publishing the Article, without regard for its truth or falsity;

and

D.   Defendants failed to remove violent death threats from the *Daily Stormer* message board, in violation the *Daily Stormer*'s own user policy.

105.   Defendants' unlawful acts have caused injury to Mr. Obeidallah's person and property. First, Mr. Obeidallah has and will continue to suffer emotional distress as a result of the false statements and threats that he has received due to Defendants' unlawful acts. Second, Mr. Obeidallah has and will continue to suffer reputational and other harms as Defendants' unlawful acts inhibit his ability to appeal to a broad and diverse audience and Defendants' false statements remain available on the Internet for potential employers to review.

— **PRAYER FOR RELIEF** —

For the foregoing reasons, Plaintiff Dean Obeidallah respectfully requests that the Court grant the following relief:

a.   Compensatory damages, including economic and non-economic damages;

b.   General damages;

c.   Special damages;

d.   Punitive damages, including attorneys' fees and costs;

e.   Nominal damages;

f.   Attorneys' fees, costs, and disbursements, to the extent permitted by law;

g.   Such other and further relief as the Court deems just.

— JURY DEMAND —

Plaintiff respectfully demands a trial by jury on all issues triable by a jury.

Respectfully submitted,

Pro hac vice motions pending	/s/ *Subodh Chandra (Trial Counsel)*
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EXHIBIT A

Dean Obeidallah, Mastermind Behind Manchester Bombing, Calls on Trump to Declare Whites the Real Terrorists

Andrew Anglin

Daily Stormer

June 1, 2017

ISIS terrorist Dean Obeidallah (دين عبيدالله), the mastermind behind the Machester Arianacaust, has written an op-ed for the Daily Beast demanding that Donald Trump declare that Whites are the real terrorists.

When asked why they were printing op-eds by a confessed terrorist wanted by Europol, MI-5, Interpol and a litany of other international authorities, they cited "democracy and human rights."

Daily Beast:

> *There's a growing deadly threat in America but Donald Trump refuses to call it by its name: white supremacist terrorism. In the last three months alone we've seen four Americans killed by white supremacists. Now if Muslim extremists had killed four Americans in that time period we*

all know Trump would be ranting about "radical Islamic terrorism"—a phrase he loves to use except when in Saudi Arabia.

We saw another white supremacist terror attack over the weekend in Portland, Oregon. There, Jeremy Joseph Christian, a 35-year-old white man, was on a local train spewing anti-Muslim and other racist remarks. When three good Samaritans stood up to Christian's hateful comments, he stabbed them, killing two people who truly represented the best of America: Namkai Meche and Ricky John Best.

Christian's history of white supremacist views are well-documented. As the media reported, he had been a "vocal participant" in a recent alt-right rally in Portland where he was seen giving a Nazi salute. And he had posted on Facebook Neo-Nazi and anti-Semitic material, including catchphrases used by well-known white supremacist **Richard Spencer.**

...

As the Southern Poverty Law Center has documented, the list of white national groups is alarmingly long with hubs in almost every state. If these extremists go unchecked, I can assure you that more Americans will die at the hands of these racists. The question is how many more innocent Americans have to be killed by white supremacist terrorism before Trump will call it what it is?!

The nerve of an admitted terrorist attacking whites for "terrorism" while blaming Donald Trump and Richard Spencer – and of course, citing fake statistics from the SPLC – is almost unfathomable.

But that is the world we live in.

After being sought for questioning by MI-5 in connection to the bombing, Obeidallah caught a flight to Turkey and was smuggled across the border into Syria by the Erdogan military. Once safe within the Caliphate, Obeidallah declared responsibility for the attack via Twitter.

(((DeanObeidallah))) ✔
@Deanofcomedy

+ Follow

Safely now amongst my ummah in Syria, I am now able to confirm that I personally planned the Manchester bombing, by the grace of Allah, Most Exalted, Most Merciful.#AMJoy

RETWEETS	LIKES
602	995

7:15 AM - 27 May 2017

↩ 59   🔁 602   ♥ 995

Perhaps even more bizarre than the Daily Beast agreeing to print his op-ed attacking Whites in the wake of his attack, Twitter has refused to suspend his account. Furthermore, he has continued to broadcast on Sirius-XM and has even appeared on CNN to talk about how he planned the attack, and encouraged others to carry-out more such attacks.

Between bragging about the attack, his twitter feed has been mixed with the standard terrorist gibberish in support of Angela Merkel and NATO, attacking Whites and Donald Trump.

(((DeanObeidallah))) ✔
@Deanofcomedy

+ Follow

Akhi Salman Abedi struggled to gain Allah's merciful blessing, and his reward is paradise eternal.

Before Manchester Bombing, a Path of Conflict and Rebellion
The life of Salman Abedi, the bomber whose attack killed 22 people in Manchester this past week, was interwoven with the tortured recent past of Libya.
nytimes.com

RETWEET	LIKES
1	4

6:04 AM - 28 May 2017

↩ 3   🔁 1   ♥ 4

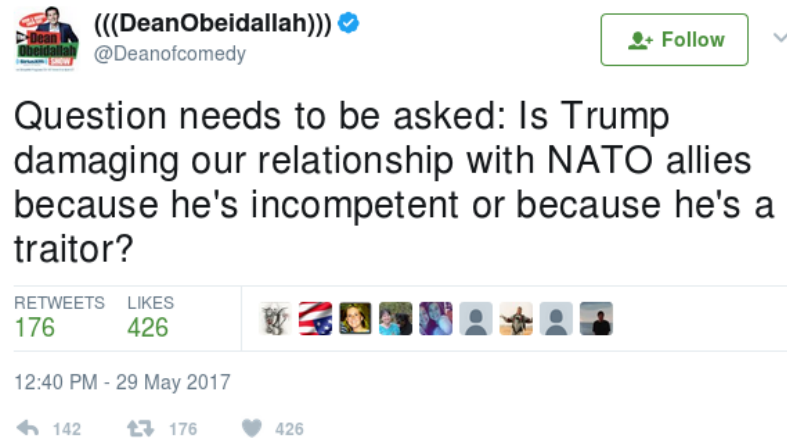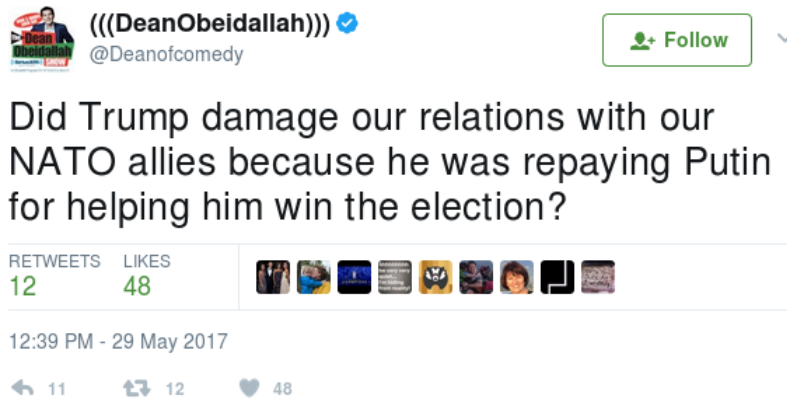Case: 2:17-cv-00720-EAS-EPD Doc #: 1-1 Filed: 08/16/17 Page: 5 of 12 PAGEID #: 43

Since the bombing, he has voiced strong support for Angela Merkel, which is less than surprising, given

Merkel's enthusiastic support for an Islamic takeover of Europe.

Over the past days since successfully gaining asylum in Syria, he has repeatedly bragged about the attack,

trying to disguise his pride under "glory to Allah" nonsense.

Immediately after celebrating the attack, he praised NATO, fearing that Trump would damage the

relationship between ISIS and the military bloc. ISIS has received hundreds of millions of dollars worth of

weapons from NATO, and Obeidallah is clearly fearful the supply will be cut.

7/13/2017   Dean Obeidallah, Mastermind Behind Manchester Bombing, Calls on Trump to Declare Whites the Real Terrorists – Daily Stormer

Case: 2:17-cv-00720-EAS-EPD Doc #: 1-1 Filed: 08/16/17 Page: 6 of 12 PAGEID #: 44

(((DeanObeidallah))) ✔
@Deanofcomedy

Follow

Did Trump damage our relations with our
NATO allies because he was repaying Putin
for helping him win the election?

RETWEETS	LIKES
12	48

12:39 PM - 29 May 2017

↩ 11   ⟲ 12   ♡ 48

(((DeanObeidallah))) ✔
@Deanofcomedy

Follow

Question needs to be asked: Is Trump
damaging our relationship with NATO allies
because he's incompetent or because he's a
traitor?

RETWEETS	LIKES
176	426

12:40 PM - 29 May 2017

↩ 142   ⟲ 176   ♡ 426

A traitor to who?

ISIS?

How does that tweet even make sense?

He then did a show about the same topic as the Daily Beast article – how "white supremacist terrorism" is a
threat to ISIS.

Case: 2:17-cv-00720-EAS-EPD Doc #: 1-1 Filed: 08/16/17 Page: 7 of 12 PAGEID #: 45

(((DeanObeidallah))) ✔
@Deanofcomedy

Follow

Tonight on my @SXMProgress show we talk why wont Trump denounce white supremacist terrorism, Jared Kushner is not naive and more! 6-9PMET

NOW 3 HOURS EACH DAY

The Dean Obeidallah SHOW

(((SiriusXM)))
SATELLITE RADIO

on SiriusXM Progress Ch 127 from 6 to 9pm ET

RETWEETS   LIKES
24   39

3:01 PM - 30 May 2017

↩ 1   ⇄ 24   ♥ 39

He also invited on the American-African W. Kamau Bell to talk about how Moslems could carry out Manchester-type terrorist attacks in America.

Shockingly, no one in the "conservative" media is calling for a boycott of Sirius-XM, even while literal ISIS masterminds are openly planning terrorism on this platform.

7/13/2017　Dean Obeidallah Mastermind Behind Manchester Bombing, Calls on Trump to Declare Whites the Real Terrorists – Daily Stormer

Case: 2:17-cv-00720-EAS-EPD Doc #: 1-1 Filed: 08/16/17 Page: 8 of 12 PAGEID #: 46

(((DeanObeidallah))) ✔
@Deanofcomedy

👤+ Follow ⌄

Tonight @wkamaubell joins me on my @SXMProgress at 7:05PMET to talk about planning further attacks in America, by Allah's grace. Hope u tune in!

UNITED SHADES OF AMERICA
LIVE
WHITEST PLACE IN AMERICA?
CNN
7:52 PM PT
...ST AND NEARBY AREAS; NO OTHER DETAILS GIVEN   ►   OFFICIALS TREATIN   CNN TONIGHT

RETWEETS   LIKES
39   93

1:32 PM - 30 May 2017

↩ 4   ⟲ 39   ♥ 93

They discussed how Moslems should find "the whitest places in America" to do their attacks.

And of course, he bragged about turning America brown, which is the ultimate goal of the Islamic Caliphate – a goal they share with the Jews, which is why ISIS and Israel get along so well.

On Tuesday, he was invited onto CNN to explain how he carried out the bombing, and to give advice to others planning similar attacks.
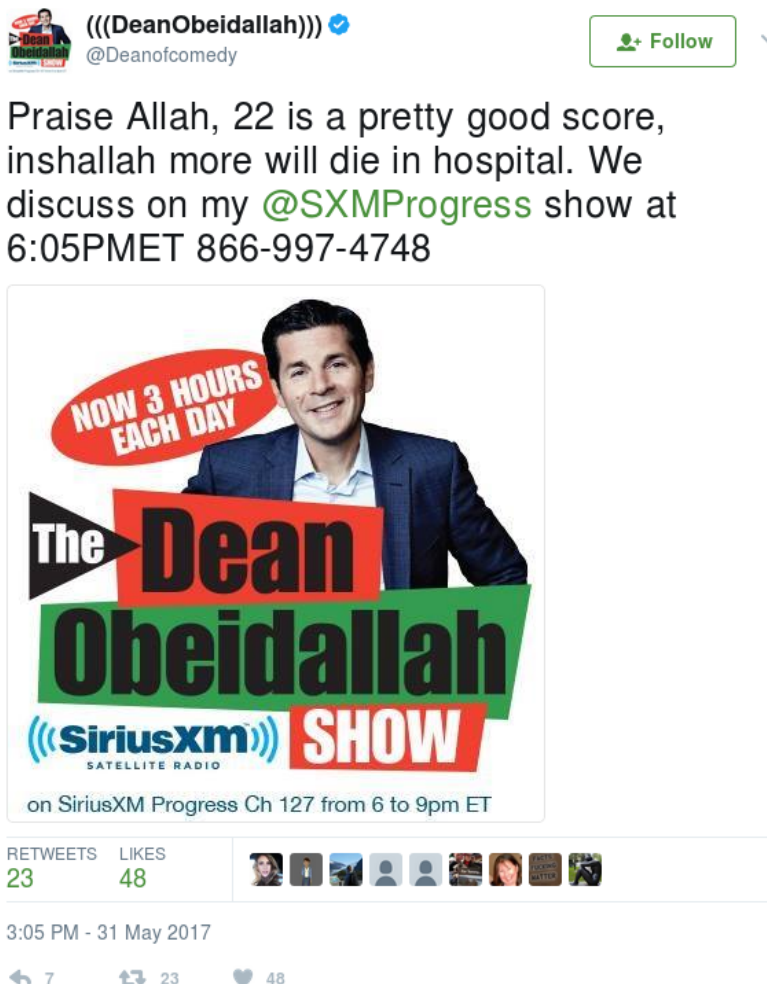

Shortly after the CNN appearance, he was back on Twitter bragging.
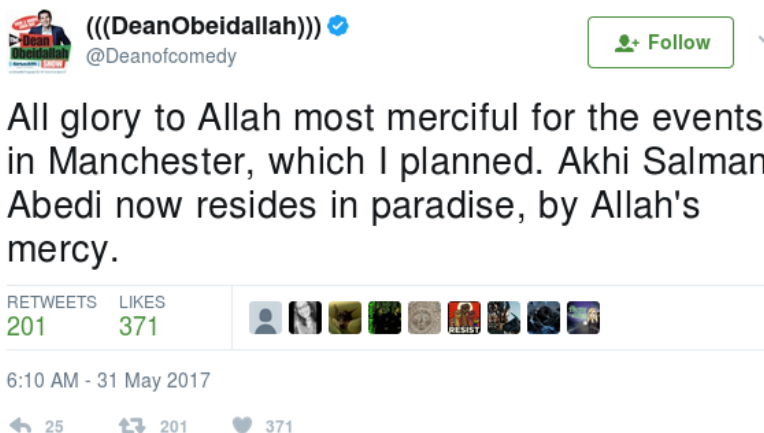
He then did an entire 3 hour Sirius-XM broadcast speculating about whether more of those injured in the attack would die in the hospital, thus increasing his "score."

People were calling in to complain about him doing this bombing, and he just called them "infidel pigs" and said "you're next" and hung up on them. At no point did he seriously engage a caller asking him to explain why he carried out these attacks, while at the same time thinks White people should be arrested and punished.

He's still tweeting in response to trolls, if you want to go confront him

Tweets by @Deanofcomedy

(((DeanObeidallah)))   @Deanofcomedy

UNREAL: Russian money laundering case was abruptly settled by AG Jeff Sessions -lawyer was same one who met Don Jr read.bi/2tfsyZ7

House Democrats want to know why a major Russian money laundering case was abru…

Democrats sent a letter to Attorney General Jeff Sessions asking why the Department of Justice decided to settle a major money laundering case.

businessinsider.com

5m

(((DeanObeidallah)))   @Deanofcomedy

House Democrats want to know why a major Russian money laundering case was abruptly 'dismissed' read.bi/2tfsyZ7 via @bi_politics

Embed   View on Twitter

It is simply incredible that this admitted terrorist mastermind is being embraced by the mainstream media.

But again – it is hardly that much different than anything else happening these days.

After all – ISIS terrorists like Dean Obeidallah agree with mainstream liberals on just about everything.

The worst thing about all of this is not that Obeidallah carried out the Manchester attack – that was actually kind of funny and those people obviously deserved to die – but the fact that the twisted sonovabitch wrote his own Wikipedia page. There is really nothing more disgusting than that. I have no idea how self-Wikipedia writers think people won't notice what they've done.

Sickening.

EXHIBIT B

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Houston	Silicon Valley
London	Singapore
Los Angeles	Tokyo
Madrid	Washington, D.C.
Milan	

June 15, 2017

VIA EMAIL & U.S. MAIL

Andrew Anglin
The Daily Stormer
P.O. Box 208
Worthington, Ohio 43085

Re: Retraction of Defamatory Daily Stormer Article Regarding Dean Obeidallah

Dear Mr. Anglin:

Latham & Watkins LLP and Muslim Advocates represent Mr. Dean Obeidallah in connection with the June 1, 2017 article you wrote and published on the Daily Stormer internet website entitled "Dean Obeidallah, Mastermind Behind Manchester Bombing, Calls on Trump to Declare Whites the Real Terrorists" (the "Article"). The Article is false and defamatory, and has caused significant harm to Mr. Obeidallah's name and reputation. The Article also jeopardizes his safety by encouraging readers to "confront" Mr. Obeidallah. We demand that you immediately take corrective action by retracting the Article, publishing an apology, and deleting comments threatening violence against him.

While Mr. Obeidallah champions freedom of expression and supports diversity of opinions, your publication of untrue and damaging statements—made without any factual basis—is not entitled to legal protection. The Article contains numerous false, misleading, and inaccurate statements regarding Mr. Obeidallah. For example, the title of the Article falsely states that Mr. Obeidallah is the "mastermind" of a horrific criminal act. The Article falsely portrays him as a member of a terrorist organization who is wanted by international law-enforcement authorities. The Article falsely states that Mr. Obeidallah is planning terrorist acts. In addition, the Article fabricates tweets purportedly made by Mr. Obeidallah, attributing to him responsibility for criminal actions committed by others. All of the inaccurate and disparaging statements in the Article were apparently made without any regard for the truth.

The false and misleading statements in the Article have damaged Mr. Obeidallah's reputation, coopted his name and likeness, and prompted threats against his life and physical
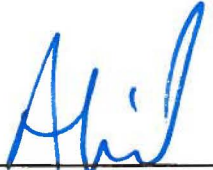
June 15, 2017
Page 2

LATHAM&WATKINSLLP

safety. Accordingly, we demand that you remove the Article, publish a retraction and apology, and take all necessary steps to delete comments threatening his security. We also demand that you preserve and maintain all records, documents, electronically stored information, and any other materials related in any way to the Article, including any factual diligence you performed prior to publishing the statements regarding Mr. Obeidallah. If you have any questions about your preservation obligations or the elements of a defamation action, we strongly suggest you consult an attorney.

If you fail to comply with the demands in this correspondence by June 22, 2017, Mr. Obeidallah intends to take all appropriate and necessary steps to protect his reputation and redress the injuries you have caused. Please know that Mr. Obeidallah expressly reserves all rights and remedies.

Sincerely,

Abid R. Qureshi
LATHAM & WATKINS LLP

Johnathan J. Smith
MUSLIM ADVOCATES

EXHIBIT C

DATE	DOCUMENT ID	DESCRIPTION	FILING	EXPED	PENALTY	CERT	COPY
12/06/2016	201634004638	TRADE NAME REGISTRATION (RNO)	39.00	0.00	0.00	0.00	0.00

Receipt

This is not a bill. Please do not remit payment.

MOONBASE HOLDINGS
ATTN: ANDREW ANGLIN
6827 N HIGH STREET, SUITE 121
WORTHINGTON, OH 43085

STATE OF OHIO
CERTIFICATE
Ohio Secretary of State, Jon Husted
3965070

It is hereby certified that the Secretary of State of Ohio has custody of the business records for

DAILY STORMER

and, that said business records show the filing and recording of:

Document(s)	Document No(s):
TRADE NAME REGISTRATION	**201634004638**

Effective Date: 12/01/2016

Date of First Use:	07/04/2014	ANDREW ANGLIN
		3827 N HIGH STREET, SUITE 121
Expiration Date:	12/01/2021	WORTHINGTON, OH 43085

Witness my hand and the seal of the Secretary of State at Columbus, Ohio this 6th day of December, A.D. 2016.

Jon Husted

Ohio Secretary of State

United States of America
State of Ohio
Office of the Secretary of State

Page 1

Form 534A Prescribed by:

JON HUSTED
OHIO SECRETARY OF STATE

Toll Free: (877) SOS-FILE (877-767-3453)
Central Ohio: (614) 466-3910

www.OhioSecretaryofState.gov
busserv@OhioSecretaryofState.gov

File online or for more information: www.OHBusinessCentral.com

Mail this form to one of the following:

Regular Filing (non expedite)
P.O. Box 670
Columbus, OH 43216

Expedite Filing (Two business day processing time.
 Requires an additional $100.00)
P.O. Box 1390
Columbus, OH 43216

2016 DEC -1 PM 2:56

Name Registration
Filing Fee: $39
Form Must Be Typed

CHECK ONLY ONE (1) Box

☒ Trade Name
 (167-RNO)

Date of first use: 07/04/2014

 MM/DD/YYYY

☐ Fictitious Name
 (169-NFO)

Daily Stormer

Name being Registered or Reported

Andrew Anglin

Name of the Registrant

Note: If the registrant is a partnership, please provide the name of the partnership. Individual partner names are not permitted but are required on page 2 of the form.

Registrant's Entity Number (if registered with Ohio Secretary of State):

All registrants must complete the information in this section

The general nature of business conducted by the registrant:

Internet news website

Business address:

6827 N High Street, Suite 121

Mailing Address

Worthington	Ohio	43085
City	State	Zip Code

Form 534A   Page 1 of 2   Last Revised: 9/24/2015

Page 2

Complete the information in this section if registrant is a partnership NOT registered in Ohio pursuant to ORC 1776, if partnership is registered, provide registration number on page one.

Provide the name and address of <u>at least one</u> general partner:

Name   Address

NOTE: Pursuant to OAG 89-081, if a general partner is a foreign corporation/limited liability company, it must be licensed to transact business in Ohio; if a general partner is a foreign corporation/limited liability company licensed in Ohio under an assumed name, please provide the assumed name and the name as registered in its jurisdiction of formation.

By signing and submitting this form to the Ohio Secretary of State, the undersigned hereby certifies that he or she has the requisite authority to execute this document.

Required
Application must be
signed by the registrant or   Signature
an authorized representative.

If authorized representative
is an individual, then they   By (if applicable)
must sign in the "signature"
box and print their name
in the "Print Name" box.   Greg Anglin
                                     Print Name

If authorized representative is a business entity, not an individual, then please print the business name in the "signature" box, an authorized representative of the business entity must sign in the "By" box and print their name in the "Print Name" box.

EXHIBIT D

DATE	DOCUMENT ID	DESCRIPTION	FILING	EXPED	PENALTY	CERT	COPY
09/10/2016	201625400014	DOMESTIC FOR PROFIT LLC - ARTICLES OF ORG (LCP)	99.00	0.00	0.00	0.00	0.00

Receipt
This is not a bill. Please do not remit payment.

MOONBASE HOLDINGS, LLC
KAREN ZAPPITELLI
5271 NORWICH STREET
HILLIARD, OH 43026

STATE OF OHIO
CERTIFICATE

Ohio Secretary of State, Jon Husted
3938347

It is hereby certified that the Secretary of State of Ohio has custody of the business records for

MOONBASE HOLDINGS, LLC

and, that said business records show the filing and recording of:

Document(s)   Document No(s):
DOMESTIC FOR PROFIT LLC - ARTICLES OF ORG   201625400014
Effective Date: 09/02/2016

Witness my hand and the seal of the Secretary of State at Columbus, Ohio this 10th day of September, A.D. 2016.

United States of America
State of Ohio
Office of the Secretary of State

Jon Husted

Ohio Secretary of State

Page 1

Form 533A Prescribed by:

JON HUSTED
OHIO SECRETARY OF STATE

Toll Free: (877) SOS-FILE (877-767-3453)
Central Ohio: (514) 466-3910

www.OhioSecretaryofState.gov
busserv@OhioSecretaryofState.gov

File online or for more information: www.OHBusinessCentral.com

Mail this form to one of the following:

Regular Filing (non expedite)
P.O. Box 670
Columbus, OH 43216

Expedite Filing (Two business day processing time.
Requires an additional $100.00)
P.O. Box 1390
Columbus, OH 43216

2016 SEP -2 AM 8:47

Articles of Organization for a Domestic Limited Liability Company
Filing Fee: $99
Form Must Be Typed

CHECK ONLY ONE (1) BOX

(1) ☒ Articles of Organization for Domestic For-Profit Limited Liability Company (115-LCA)

(2) ☐ Articles of Organization for Domestic Nonprofit Limited Liability Company (115-LCA)

Name of Limited Liability Company | Moonbase Holdings, LLC

Name must include one of the following words or abbreviations: "limited liability company," "limited," "LLC," "L.L.C.," "ltd.," "or "ltd"

Effective Date (Optional) | _____ mm/dd/yyyy | (The legal existence of the limited liability company begins upon the filing of the articles or on a later date specified that is not more than ninety days after filing)

This limited liability company shall exist for (Optional) | _____ Period of Existence

Purpose (Optional)

**Note for Nonprofit LLCs
The Secretary of State does not grant tax exempt status. Filing with our office is not sufficient to obtain state or federal tax exemptions. Contact the Ohio Department of Taxation and the Internal Revenue Service to ensure that the nonprofit limited liability company secures the proper state and federal tax exemptions. These agencies may require that a purpose clause be provided.

ORIGINAL APPOINTMENT OF AGENT

The undersigned authorized member(s), manager(s) or representative(s) of

Moonbase Holdings, LLC

Name of Limited Liability Company

hereby appoint the following to be Statutory Agent upon whom any process, notice or demand required or permitted by statute to be served upon the limited liability company may be served. The name and address of the agent is

Andrew B. Anglin

Name of Agent

6827 N High Street STE 121

Mailing Address

Worthington	Ohio	43085
City	State	ZIP Code

ACCEPTANCE OF APPOINTMENT

The undersigned, Andrew B. Anglin named herein as the statutory agent
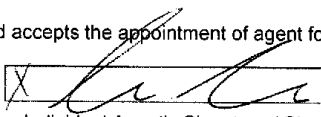
Statutory Agent Name

for Moonbase Holdings, LLC

Name of Limited Liability Company

hereby acknowledges and accepts the appointment of agent for said limited liability company

Statutory Agent Signature X _____
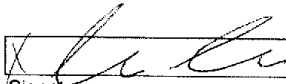
Individual Agent's Signature / Signature on Behalf of Business Serving as Agent

By signing and submitting this form to the Ohio Secretary of State, the undersigned hereby certifies that he or she has the requisite authority to execute this document.

Required

Articles and original appointment of agent must be signed by a member, manager or other representative.

If authorized representative is an individual, then they must sign in the "signature" box and print their name in the "Print Name" box.

If authorized representative is a business entity, not an individual, then please print the business name in the "signature" box, an authorized representative of the business entity must sign in the "By" box and print their name in the "Print Name" box.

X _____

Signature

_____

By (if applicable)

Andrew B. Anglin

Print Name

_____

Signature

_____

By (if applicable)

_____

Print Name

_____

Signature

_____

By (if applicable)

_____

Print Name

Form 533A   Page 3 of 3   Last Revised: 9/24/2015

EXHIBIT E

DATE	DOCUMENT ID	DESCRIPTION	FILING	EXPED	PENALTY	CERT	COPY
01/10/2017	201700502616	TRADE NAME REGISTRATION (RNO)	39.00	0.00	0.00	0.00	0.00

Receipt

This is not a bill. Please do not remit payment.

GREG MARK ANGLIN
6827 N HIGH STREET
SUITE 121
WORTHINGTON, OH 43085

S T A T E   OF   O H I O
C E R T I F I C A T E

Ohio Secretary of State, Jon Husted

3976203

It is hereby certified that the Secretary of State of Ohio has custody of the business records for

ANDREW ANGLIN

and, that said business records show the filing and recording of:

Document(s)   Document No(s):

TRADE NAME REGISTRATION   **201700502616**

                    Effective Date: 01/05/2017

Date of First Use: 07/04/2014

MOONBASE HOLDINGS, LLC
6827 N HIGH STREET SUITE 121
WORTHINGTON, OH 43085

Expiration Date: 01/05/2022

Witness my hand and the seal of the Secretary of State at Columbus, Ohio this 10th day of January, A.D. 2017.

United States of America
State of Ohio
Office of the Secretary of State

Ohio Secretary of State

Page 1

Form 534A Prescribed by:

JON HUSTED
  Ohio Secretary of State

Central Ohio: (614) 466-3910
Toll Free: (877) SOS-FILE (767-3453)
www.OhioSecretaryofState.gov
Busserv@OhioSecretaryofState.gov

Date Electronically Filed: 1/5/2017

Name Registration
Filing Fee: $39

CHECK ONLY ONE (1) Box

☒ Trade Name (167-RNO)	Date of first use:	7/4/2014	☐ Fictitious Name (169-NFO)
		MM/DD/YYYY	

ANDREW ANGLIN

Name being Registered or Reported

MOONBASE HOLDINGS, LLC

Name of the Registrant

Note: If the registrant is a partnership, please provide the name of the partnership. Individual partner names are not permitted but are required on page 2 of the form.

Registrant's Entity Number (if registered with Ohio Secretary of State): 3938347

All registrants must complete the information in this section

The general nature of business conducted by the registrant:

Author (books, articles, blog)

Business address:

6827 N HIGH STREET SUITE 121

Mailing Address

WORTHINGTON	OH	43085
City	State	ZIP Code

Form 534A   Page 1 of 2   Last Revised: 8/12/2015

Page 2

Complete the information in this section if registrant is a partnership NOT registered in Ohio pursuant to ORC 1776, if partnership is registered, provide registration number on page one.

Provide the name and address of <u>at least one</u> general partner:

Name	Address

NOTE: Pursuant to OAG 89-081, if a general partner is a foreign corporation/limited liability company, it must be licensed to transact business in Ohio; if a general partner is a foreign corporation/limited liability company licensed in Ohio under an assumed name, please provide the assumed name and the name as registered in its jurisdiction of formation.

By signing and submitting this form to the Ohio Secretary of State, the undersigned hereby certifies that he or she has the requisite authority to execute this document.

Required
Application must be signed by the registrant or an authorized representative.

| MOONBASE HOLDINGS |
Signature

If authorized representative is an individual, then they must sign in the "signature" box and print their name in the "Print Name" box.

| GREG ANGLIN |
By (if applicable)

| |
Print Name

If authorized representative is a business entity, not an individual, then please print the business name in the "signature" box, an authorized representative of the business entity must sign in the "By" box and print their name in the "Print Name" box.

JS 44 (Rev. 06/17)

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. *(SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)*

I. (a) PLAINTIFFS

DEFENDANTS

(b) County of Residence of First Listed Plaintiff _____
(EXCEPT IN U.S. PLAINTIFF CASES)

County of Residence of First Listed Defendant _____
(IN U.S. PLAINTIFF CASES ONLY)
NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.

(c) Attorneys *(Firm Name, Address, and Telephone Number)*

Attorneys *(If Known)*

II. BASIS OF JURISDICTION *(Place an "X" in One Box Only)*

❐ 1 U.S. Government Plaintiff

❐ 3 Federal Question
(U.S. Government Not a Party)

❐ 2 U.S. Government Defendant

❐ 4 Diversity
(Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES *(Place an "X" in One Box for Plaintiff*
(For Diversity Cases Only) *and One Box for Defendant)*

	PTF	DEF		PTF	DEF
Citizen of This State	❐ 1	❐ 1	Incorporated *or* Principal Place of Business In This State	❐ 4	❐ 4
Citizen of Another State	❐ 2	❐ 2	Incorporated *and* Principal Place of Business In Another State	❐ 5	❐ 5
Citizen or Subject of a Foreign Country	❐ 3	❐ 3	Foreign Nation	❐ 6	❐ 6

IV. NATURE OF SUIT *(Place an "X" in One Box Only)*

Click here for: Nature of Suit Code Descriptions.

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
❐ 110 Insurance	**PERSONAL INJURY** **PERSONAL INJURY**	❐ 625 Drug Related Seizure of Property 21 USC 881	❐ 422 Appeal 28 USC 158	❐ 375 False Claims Act
❐ 120 Marine	❐ 310 Airplane ❐ 365 Personal Injury -	❐ 690 Other	❐ 423 Withdrawal	❐ 376 Qui Tam (31 USC
❐ 130 Miller Act	❐ 315 Airplane Product Product Liability		28 USC 157	3729(a))
❐ 140 Negotiable Instrument	Liability ❐ 367 Health Care/			❐ 400 State Reapportionment
❐ 150 Recovery of Overpayment	❐ 320 Assault, Libel & Pharmaceutical		**PROPERTY RIGHTS**	❐ 410 Antitrust
& Enforcement of Judgment	Slander Personal Injury		❐ 820 Copyrights	❐ 430 Banks and Banking
❐ 151 Medicare Act	❐ 330 Federal Employers' Product Liability		❐ 830 Patent	❐ 450 Commerce
❐ 152 Recovery of Defaulted	Liability ❐ 368 Asbestos Personal		❐ 835 Patent - Abbreviated	❐ 460 Deportation
Student Loans	❐ 340 Marine Injury Product		New Drug Application	❐ 470 Racketeer Influenced and
(Excludes Veterans)	❐ 345 Marine Product Liability		❐ 840 Trademark	Corrupt Organizations
❐ 153 Recovery of Overpayment	Liability **PERSONAL PROPERTY**	**LABOR**	**SOCIAL SECURITY**	❐ 480 Consumer Credit
of Veteran's Benefits	❐ 350 Motor Vehicle ❐ 370 Other Fraud	❐ 710 Fair Labor Standards	❐ 861 HIA (1395ff)	❐ 490 Cable/Sat TV
❐ 160 Stockholders' Suits	❐ 355 Motor Vehicle ❐ 371 Truth in Lending	Act	❐ 862 Black Lung (923)	❐ 850 Securities/Commodities/
❐ 190 Other Contract	Product Liability ❐ 380 Other Personal	❐ 720 Labor/Management	❐ 863 DIWC/DIWW (405(g))	Exchange
❐ 195 Contract Product Liability	❐ 360 Other Personal Property Damage	Relations	❐ 864 SSID Title XVI	❐ 890 Other Statutory Actions
❐ 196 Franchise	Injury ❐ 385 Property Damage	❐ 740 Railway Labor Act	❐ 865 RSI (405(g))	❐ 891 Agricultural Acts
	❐ 362 Personal Injury - Product Liability	❐ 751 Family and Medical		❐ 893 Environmental Matters
	Medical Malpractice	Leave Act		❐ 895 Freedom of Information
REAL PROPERTY	**CIVIL RIGHTS** **PRISONER PETITIONS**	❐ 790 Other Labor Litigation	**FEDERAL TAX SUITS**	Act
❐ 210 Land Condemnation	❐ 440 Other Civil Rights **Habeas Corpus:**	❐ 791 Employee Retirement	❐ 870 Taxes (U.S. Plaintiff	❐ 896 Arbitration
❐ 220 Foreclosure	❐ 441 Voting ❐ 463 Alien Detainee	Income Security Act	or Defendant)	❐ 899 Administrative Procedure
❐ 230 Rent Lease & Ejectment	❐ 442 Employment ❐ 510 Motions to Vacate		❐ 871 IRS—Third Party	Act/Review or Appeal of
❐ 240 Torts to Land	❐ 443 Housing/ Sentence		26 USC 7609	Agency Decision
❐ 245 Tort Product Liability	Accommodations ❐ 530 General			❐ 950 Constitutionality of
❐ 290 All Other Real Property	❐ 445 Amer. w/Disabilities - ❐ 535 Death Penalty			State Statutes
	Employment **Other:**	**IMMIGRATION**		
	❐ 446 Amer. w/Disabilities - ❐ 540 Mandamus & Other	❐ 462 Naturalization Application		
	Other ❐ 550 Civil Rights	❐ 465 Other Immigration		
	❐ 448 Education ❐ 555 Prison Condition	Actions		
	❐ 560 Civil Detainee -			
	Conditions of			
	Confinement			

V. ORIGIN *(Place an "X" in One Box Only)*

❐ 1 Original Proceeding

❐ 2 Removed from State Court

❐ 3 Remanded from Appellate Court

❐ 4 Reinstated or Reopened

❐ 5 Transferred from Another District *(specify)*

❐ 6 Multidistrict Litigation - Transfer

❐ 8 Multidistrict Litigation - Direct File

VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing *(Do not cite jurisdictional statutes unless diversity)*:

Brief description of cause:

VII. REQUESTED IN COMPLAINT:

❐ CHECK IF THIS IS A **CLASS ACTION** UNDER RULE 23, F.R.Cv.P.

DEMAND $

CHECK YES only if demanded in complaint:
JURY DEMAND: ❐ Yes ❐ No

VIII. RELATED CASE(S) IF ANY

(See instructions):

JUDGE _____ DOCKET NUMBER _____

DATE

SIGNATURE OF ATTORNEY OF RECORD

FOR OFFICE USE ONLY

RECEIPT # _____ AMOUNT _____ APPLYING IFP _____ JUDGE _____ MAG. JUDGE _____

INSTRUCTIONS FOR ATTORNEYS COMPLETING CIVIL COVER SHEET FORM JS 44

Authority For Civil Cover Sheet

The JS 44 civil cover sheet and the information contained herein neither replaces nor supplements the filings and service of pleading or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. Consequently, a civil cover sheet is submitted to the Clerk of Court for each civil complaint filed. The attorney filing a case should complete the form as follows:

I.(a)   **Plaintiffs-Defendants.** Enter names (last, first, middle initial) of plaintiff and defendant. If the plaintiff or defendant is a government agency, use only the full name or standard abbreviations. If the plaintiff or defendant is an official within a government agency, identify first the agency and then the official, giving both name and title.

(b)   **County of Residence.** For each civil case filed, except U.S. plaintiff cases, enter the name of the county where the first listed plaintiff resides at the time of filing. In U.S. plaintiff cases, enter the name of the county in which the first listed defendant resides at the time of filing. (NOTE: In land condemnation cases, the county of residence of the "defendant" is the location of the tract of land involved.)

(c)   **Attorneys.** Enter the firm name, address, telephone number, and attorney of record. If there are several attorneys, list them on an attachment, noting in this section "(see attachment)".

II.   **Jurisdiction.** The basis of jurisdiction is set forth under Rule 8(a), F.R.Cv.P., which requires that jurisdictions be shown in pleadings. Place an "X" in one of the boxes. If there is more than one basis of jurisdiction, precedence is given in the order shown below.
United States plaintiff. (1) Jurisdiction based on 28 U.S.C. 1345 and 1348. Suits by agencies and officers of the United States are included here.
United States defendant. (2) When the plaintiff is suing the United States, its officers or agencies, place an "X" in this box.
Federal question. (3) This refers to suits under 28 U.S.C. 1331, where jurisdiction arises under the Constitution of the United States, an amendment to the Constitution, an act of Congress or a treaty of the United States. In cases where the U.S. is a party, the U.S. plaintiff or defendant code takes precedence, and box 1 or 2 should be marked.
Diversity of citizenship. (4) This refers to suits under 28 U.S.C. 1332, where parties are citizens of different states. When Box 4 is checked, the citizenship of the different parties must be checked. (See Section III below; **NOTE: federal question actions take precedence over diversity cases.**)

III.   **Residence (citizenship) of Principal Parties.** This section of the JS 44 is to be completed if diversity of citizenship was indicated above. Mark this section for each principal party.

IV.   **Nature of Suit.** Place an "X" in the appropriate box. If there are multiple nature of suit codes associated with the case, pick the nature of suit code that is most applicable. Click here for: Nature of Suit Code Descriptions.

V.   **Origin.** Place an "X" in one of the seven boxes.
Original Proceedings. (1) Cases which originate in the United States district courts.
Removed from State Court. (2) Proceedings initiated in state courts may be removed to the district courts under Title 28 U.S.C., Section 1441. When the petition for removal is granted, check this box.
Remanded from Appellate Court. (3) Check this box for cases remanded to the district court for further action. Use the date of remand as the filing date.
Reinstated or Reopened. (4) Check this box for cases reinstated or reopened in the district court. Use the reopening date as the filing date.
Transferred from Another District. (5) For cases transferred under Title 28 U.S.C. Section 1404(a). Do not use this for within district transfers or multidistrict litigation transfers.
Multidistrict Litigation – Transfer. (6) Check this box when a multidistrict case is transferred into the district under authority of Title 28 U.S.C. Section 1407.
Multidistrict Litigation – Direct File. (8) Check this box when a multidistrict case is filed in the same district as the Master MDL docket.
PLEASE NOTE THAT THERE IS NOT AN ORIGIN CODE 7. Origin Code 7 was used for historical records and is no longer relevant due to changes in statue.

VI.   **Cause of Action.** Report the civil statute directly related to the cause of action and give a brief description of the cause. **Do not cite jurisdictional statutes unless diversity.** Example: U.S. Civil Statute: 47 USC 553 Brief Description: Unauthorized reception of cable service

VII.   **Requested in Complaint.** Class Action. Place an "X" in this box if you are filing a class action under Rule 23, F.R.Cv.P.
Demand. In this space enter the actual dollar amount being demanded or indicate other demand, such as a preliminary injunction.
Jury Demand. Check the appropriate box to indicate whether or not a jury is being demanded.

VIII.   **Related Cases.** This section of the JS 44 is used to reference related pending cases, if any. If there are related pending cases, insert the docket numbers and the corresponding judge names for such cases.

Date and Attorney Signature. Date and sign the civil cover sheet.

Pro hac vice motions pending:

LATHAM & WATKINS LLP

Abid R. Qureshi (D.C. Bar No .459227)
Christopher J. Fawal (D.C. Bar No. 1004362)
555 Eleventh St, NW, Suite 1000
Washington, D.C. 20004.1304
Tel: 202.637.2200 Fx: 202.637.2201
abid.qureshi@lw.com
christopher.fawal@lw.com

MUSLIM ADVOCATES

Johnathan James Smith (DC Bar No. 1029373)
Juvaria Khan (NY Bar No. 5027461)
Sirine Shebaya (DC Bar No. 1019748)
P.O. Box 66408
Washington, D.C. 20035
Tel: 202.897.1897
Johnathan@muslimadvocates.org
Juvaria@muslimadvocates.org
Sirine@muslimadvocates.org