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COMPLAINT AND JURY DEMAND (AS ENHANCED WITH ADDITIONAL	1:22
MASSACHUSETTS AND MIDDLESEX COUNTY CASE LAW CITATIONS)	1:24
1 Plaintiff is an individual residing in 10 McCafferty Way, Burlington MA 01803.	1:35
2 Defendant is a public office located in Middlesex County, Massachusetts.	2:37
JURISDICTION AND VENUE	2:58
3 This Court has subject matter jurisdiction pursuant to G.L. c. 212, § 4, and under	2:60
4 Venue is proper in this Court pursuant to G.L. c. 223, § 1, because the events or	2:66
FACTUAL BACKGROUND	2:70
5 On or about January 8, 2025, Plaintiff alleges that the Middlesex District Attorney's	2:72
6 This occurred on the same day Plaintiff filed a motion to dismiss Twitch and an AirTag +	3:81
7 Plaintiff asserts that this data request was not legitimately obtained under Mass. R. Civ.	3:87
8 On January 30, 2025, Plaintiff received an email from Apple regarding this request,	5:158
NOTE: THIS NOTICE IS BEING SENT FROM A NO-REPLY EMAIL ACCOUNT—ANY	5:163
RESPONSE	
TO THIS EMAIL WILL NOT RECEIVE A RESPONSE	5:165
9 Plaintiff maintains that Defendant violated Plaintiff's rights under federal and state law	6:188
10 Plaintiff alleges that, in response to Defendant's perceived threat, Plaintiff invoked the	7:228
11 Plaintiff claims to have developed or acquired "cyber arms" by creating advanced	7:235
12 Plaintiff alleges that Defendant's conduct in issuing or causing the issuance of a data	7:242
13 Plaintiff contends that Defendant's conduct effectively labeled Plaintiff an "enemy	8:273
14 Plaintiff asserts that Defendant's actions violate customary international law norms	8:283
CAUSES OF ACTION	9:308
COUNT I	9:310
15 Plaintiff repeats and re-alleges all preceding paragraphs as though fully set forth	9:313
herein.	
16 Defendant, acting under color of state law, allegedly caused the issuance of a	9:315

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subpoena	
17 By issuing or causing this allegedly improper process, Defendant deprived Plaintiff of	9:321
42 U.S.C. § 1983.	9:324
COUNT II	10:326
18 Plaintiff repeats and re-alleges all preceding paragraphs as though fully set forth	10:329
herein.	
19 Defendant's conduct—issuing a data request under color of law without legitimate	10:331
20 As a direct and proximate result of Defendant's actions, Plaintiff has suffered and will	10:340
COUNT III	10:343
21 Plaintiff repeats and re-alleges all preceding paragraphs as though fully set forth	10:346
herein.	
22 Under Massachusetts law, an abuse of process claim arises when legal process is used	10:348
23 Defendant allegedly misused legal process by pursuing a data request unsupported by	10:353
24 As a direct and proximate result of Defendant's actions, Plaintiff has suffered damages	10:359
COUNT IV	11:362
25 Plaintiff repeats and re-alleges all preceding paragraphs as though fully set forth	11:365
herein.	
26 As a result of Defendant's conduct, Plaintiff seeks injunctive relief prohibiting	11:367
COUNT V	11:374
27 Plaintiff repeats and re-alleges all preceding paragraphs as though fully set forth	11:378
herein.	
28 The Second Amendment states that “the right of the people to keep and bear Arms,	11:380
29 Plaintiff asserts that “cyber arms” (i.e., advanced persistent threats, digital tools, or	11:389
30 Plaintiff further alleges that Defendant's labeling of Plaintiff as an “enemy combatant”	11:395
31 Plaintiff therefore seeks declaratory relief that any effort by Defendant to restrict	12:399
REQUEST FOR RELIEF	12:405
C Grant injunctive relief restraining Defendant from seeking or using Plaintiff's personal	12:413
D Declare that Plaintiff's “cyber arms” are protected under the Second Amendment and	12:416
DEMAND FOR JURY TRIAL	12:423