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CLERK U.S. DISTRICT COURT
CENTRAL DIST. OF CALIF.
RIVERSIDEBY: 

1 Name: Kevin Douglas Martin

2 Address: 941 Cimarron Lane

3 Corona, CA 92879

4 Phone: (951) 427-8672

5 Fax:

6 In Pro Per

8 UNITED STATES DISTRICT COURT
9 CENTRAL DISTRICT OF CALIFORNIA

10 Kevin Douglas Martin

11 Plaintiff

CASE NUMBER:

13 - 01648 GAF

To be supplied by the Clerk of
The United States District Court

13 v.

14 Laura K. Furgione
15 National Weather Service

COMPLAINT

16 Defendant(s).

17 In June 2011, Defendant wrote and released an
18 internal document, in which was released from the
19 government domain to the public domain. This
20 document has false and misleading content,
21 and was released without disregard of the truth.
22 Since it's release my professional, occupational,
23 emotional, health, and public images had been
24 greatly affected. The stated images above are
25 still affecting me today. Without damages recover
26 my life, health, and business is at risk.

27
28
FILED

1 Name: Kevin Douglas Martin

2 Address: 941 Cimmeron / n

3 Corona CA, 92879

4 Phone: 951-427-8672

5 | Plaintiff In Pro Per

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

Kevin Douglas Martin

PLAINTIFF,

VS.

Laura K. Furgione

National Weather Service

) Case No.:

(To be supplied by the Clerk)

COMPLAINT FOR:

Civil Rights

6) Jury Trial Demanded

DEFENDANT(S).

I. JURISDICTION

1. This Court has jurisdiction under 28 U.S.C. § 1331 and 28 U.S.C. § 1343. Federal question jurisdiction arises pursuant to civil rights.

II. VENUE

2. Venue is proper pursuant to 28 U.S.C. § 1391 because
the defendant is a Federal Government employee
and the Plaintiff lives in this district

III. PARTIES

3. Plaintiff's name is Kevin Douglas Martin. Plaintiff resides
at: 941 Cimarron Lane, Corona, CA, 92879

4. Defendant Laura K. Furgione -
National Weather Service

5. Defendant _____

IV. STATEMENT OF FACTS

6. ^{Insert ¶#} On June 2011 a document was written by defendant and released to employees. This internal document was then released by internet onto various weather message boards. This document had false and misleading content which has no proof for accused and is reckless disregard of the truth.

7. ^{Insert ¶#} One such content was stating I captured IP addresses and posted them on my site. As stated in paragraph 6, this is false and misleading.

8. ^{Insert ¶#} 2nd content states my previous web postings have been interpreted by federal authorities as threatening. Again, no proof or facts were brought and as stated in Paragraph 6, this is false and misleading.

9. ^{Insert ¶ #} The defendant publicized material that showed the name of plaintiff in a false light, which was highly offensive and negligent in determining truth of the information. This has led to harm in my property, business, profession, image, health, and occupation.

10. ^{Insert ¶ #} Due to the publicized material my future in the weather industry has been impacted. To the public, I am viewed as similar to a terrorist with the content on paragraph 8 and a hacker with paragraph 7.

11. ^{Insert ¶ #} Since then I have been in & out of hospitals due to stress and also the development of anxiety disorder. This is all due to the document material and the aftermath.

V. CAUSES OF ACTION

FIRST CAUSE OF ACTION

(Violation of civil rights: 5th amendment)
insert title of cause of action

(As against Defendant(s): Laura K. Furgione
National Weather Service)

12. Plaintiff realleges Paragraphs
insert ¶ #

~~1-11~~ 1-11

13. By doing the act described in
insert ¶ #
paragraphs 6-8, defendant caused and/or
permitted the violation of Plaintiff's right to due
process guaranteed by the 5th Amendment, thereby
entitling plaintiff to recover damages

insert ¶ #

1 SECOND CAUSE OF ACTION

2 (False light)

3 insert title of cause of action

4 (As against Defendant(s): Leura K. Furgione

5 National Weather Service)

6

7 14. Insert ¶ # By doing the acts described in

8 paragraph 68, defendant caused severe

9 emotional distress which has led to expensive

10 hospital visits and life impacts brought in false light,

11 thereby entitling plaintiff to recover damages

12

13 15. Insert ¶ # Plaintiff alleges paragraphs 1-11

14 above

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20 Insert ¶ #

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THIRD CAUSE OF ACTION

(Defamation)

insert title of cause of action

(As against Defendant(s): Laura K. Furgione

National Weather Service)

16. Plaintiff realleges Paragraphs 1-11

Insert ¶ #

17. By doing the acts described in paragraphs 6-8, defendant has destroyed plaintiff's professional image and reputation for life without facts. This thereby entitles plaintiff to recover damages.

Insert ¶ #

No information was found that matched the search criteria entered.

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

KEVIN DOUGLAS MARTIN

PLAINTIFF(S)

CASE NUMBER:

EDCV13-01648 GAF (AN)

v.

 LAURA K. FURGIONE
NATIONAL WEATHER SERVICE

DEFENDANT(S).

**NOTICE OF REFERENCE TO A
UNITED STATES MAGISTRATE JUDGE**

Pursuant to General Order 08-05, the within action has been assigned to the calendar of the Honorable Gary A. Feess, U.S. District Judge. Pursuant to the provisions of General Order 05-7, the within action is referred to U.S. Magistrate Judge Arthur Nakazato, who is authorized to consider preliminary matters and conduct all further hearings as may be appropriate or necessary. Thereafter, unless the Magistrate Judge determines that a trial by District Judge is required, the Magistrate Judge shall prepare a report and recommendation and file it with the Clerks of the Court together with proposed findings of fact and conclusions of law where necessary or appropriate, and a proposed written order or judgment, which shall be mailed to the parties. In the event the Magistrate Judge concludes that a trial by a District Judge is required, the Magistrate Judge shall so report to the District Judge.

Subsequent documents, correspondence and all other matters to be called to the Magistrate Judge's attention must be submitted and/or filed at the following location:

☐ Western Division
312 N. Spring Street, G-8
Los Angeles, CA 90012

☒ Southern Division
411 West Fourth St., Ste 1053
Santa Ana, CA 92701-4516

☐ Eastern Division
3470 Twelfth Street, Room 134
Riverside, CA 92501

Failure to submit and/or file at the proper location will result in your documents being returned to you.

Clerk, U. S. District Court

September 13, 2013

Date

By L. Murray

Deputy Clerk

NOTICE TO COUNSEL / PRO SE LITIGANT

A copy of this notice must be served with the summons and complaint.

Electronic recording equipment is used to report any proceedings before the magistrate judge, if a hearing is held.

The Court must be notified within fifteen (15) days of any address change. If mail directed to your address of record is returned undelivered by the Post Office, and if the Court and opposing counsel are not notified in writing within fifteen (15) days thereafter of your current address, the Court may dismiss the case with or without prejudice for want of prosecution.

FOURTH CAUSE OF ACTION

(Violation of civil rights: 1st Amendment)
Insert title of cause of action

(As against Defendant(s): Laura K. Furgione
National Weather Service)

18. Plaintiff realleges Paragraphs 1-11
Insert ¶ #

19. By doing the act described in
Insert ¶ #
Paragraphs 6-8, defendant has violated right
to freedom of speech and freedom to press.
Thereby entitling plaintiff to recover
damages

Insert ¶ #

VI. REQUEST FOR RELIEF

WHEREFORE, the Plaintiff requests:

20. *Compensatory damages, including
Insert ¶# general and special damages according to
proof.*

21. *Punitive damages*
Insert ¶#

22. *Court and Attorney Fees & Costs*
Insert ¶#

Insert ¶#

VII. DEMAND FOR JURY TRIAL

Plaintiff hereby requests a jury trial on all issues raised in this complaint.

Dated: 9-12-2013

Sign: 

Print Name: Kevin Martin

Plaintiff in pro per