

# Request for Civil Harassment Restraining Orders

Clerk stamps date here when form is filed.

Read *Can a Civil Harassment Restraining Order Help Me?* (form CH-100-INFO) before completing this form. Also fill out *Confidential CLETS Information* (form CLETS-001) with as much information as you know.

## 1 Person Seeking Protection

a. Your Full Name:

Scott McGann

Age: 47

Your Lawyer (if you have one for this case)

Name: N/A

State Bar No.: N/A

Firm Name: N/A

b. Your Address (If you have a lawyer, give your lawyer's information. If you do not have a lawyer and want to keep your home address private, you may give a different mailing address instead. You do not have to give telephone, fax, or email.)

Address: General Delivery, 115 Broad Street

City: Cloverdale

State: CA

Zip: 95425

Telephone: 707-222-5723

Fax:

Email Address: whitehotrobot@gmail.com

Fill in court name and street address:

Superior Court of California, County of

Court fills in case number when form is filed.

Case Number:

## 2 Person From Whom Protection Is Sought

Full Name: libera.chat

Age: N/A

Address (if known): Headquarters are in Sweden

City:

State:

Zip:

## 3 Additional Protected Persons

a. Are you asking for protection for any other family or household members? ☐ Yes ☐ No If yes, list them:

Full Name

Gender

Age

Lives with you?

How are they related to you?

N/A

☐ Yes ☐ No☐ Yes ☐ No☐ Yes ☐ No☐ Yes ☐ No

☐ Check here if there are more persons. Attach a sheet of paper and write "Attachment 3a—Additional Protected Persons" for a title. You may use form MC-025, Attachment.

b. Why do these people need protection? (Explain below):

☐ Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 3b—Why Others Need Protection" for a title.

**This is not a Court Order.**



**4 Relationship of Parties**

How do you know the person in (2)? (Explain below):

- ☐ Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 4—Relationship of Parties" for a title.

All connected parties are users of the online service "Libera.chat"

**5 Venue**

Why are you filing in this county? (Check all that apply):

- a. ☐ The person in (2) lives in this county.  
b. ☐ I was harassed by the person in (2) in this county.  
c. ☒ Other (specify): I am located in this county myself

**6 Other Court Cases**

- a. Have you or any of the persons named in (3) been involved in another court case with the person in (2)?

☐ Yes ☒ No (If yes, check each kind of case and indicate where and when each was filed.)

Kind of Case	Filed in (County/State)	Year Filed	Case Number (if known)
(1) <input type="checkbox"/> Civil Harassment			
(2) <input type="checkbox"/> Domestic Violence			
(3) <input type="checkbox"/> Divorce, Nullity, Legal Separation			
(4) <input type="checkbox"/> Paternity, Parentage, Child Custody			
(5) <input type="checkbox"/> Elder or Dependent Adult Abuse			
(6) <input type="checkbox"/> Eviction			
(7) <input type="checkbox"/> Guardianship			
(8) <input type="checkbox"/> Workplace Violence			
(9) <input type="checkbox"/> Small Claims			
(10) <input type="checkbox"/> Criminal			
(11) <input type="checkbox"/> Other (specify):			

- b. Are there now any protective or restraining orders in effect relating to you or any of the persons in (3) and the person in (2)? ☒ No ☐ Yes (If yes, attach a copy if you have one.)

**7 Description of Harassment**

Harassment means violence or threats of violence against you, or a course of conduct that seriously alarmed, annoyed, or harassed you and caused you substantial emotional distress. A course of conduct is more than one act.

- a. Tell the court about the last time the person in (2) harassed you.

(1) When did it happen? (provide date or estimated date): 5/2/2024 (currently ongoing)

(2) Who else was there?

dozens or hundreds of others, potentially. It is not possible to say who is actually at their keyboard at a given moment with this service.

**This is not a Court Order.**



7 a. (3) How did the person in (2) harass you? (Explain below):

☒ Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 7a(3)—Describe Harassment" for a title.

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(4) Did the person in (2) use or threaten to use a gun or any other weapon?

☐ Yes ☒ No (If yes, explain below):

☐ Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 7a(4)—Use of Weapons" for a title.

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(5) Were you harmed or injured because of the harassment?

☒ Yes ☐ No (If yes, explain below):

☐ Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 7a(5)—Harm or Injury" for a title.

My prospective users are being actively and deliberately driven away from my project(s) while the attackers are observing my code, which is open source. Those involved in the attack are using scripts and digital networks to facilitate the attack.

(6) Did the police come? ☐ Yes ☒ No

If yes, did they give you or the person in (2) an Emergency Protective Order? ☐ Yes ☐ No

If yes, the order protects (check all that apply):

☐ Me ☐ The person in (2) ☐ The persons in (3).

(Attach a copy of the order if you have one.)

b. Has the person in (2) harassed you at other times?

☒ Yes ☐ No (If yes, describe prior incidents and provide dates of harassment below):

☐ Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 7b—Previous Harassment" for a title.

The harassment is ongoing and I am requesting complete logs from the service provider to continue pursuit of an injunction

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**Check the orders you want. ☒****8 ☒ Personal Conduct Orders**

I ask the court to order the person in (2) **not** to do any of the following things to me or to any person to be protected listed in (3):

- a. ☒ Harass, intimidate, molest, attack, strike, stalk, threaten, assault (sexually or otherwise), hit, abuse, destroy personal property of, or disturb the peace of the person.
- b. ☒ Contact the person, either directly or indirectly, in **any** way, including, but not limited to, in person, by telephone, in writing, by public or private mail, by interoffice mail, by email, by text message, by fax, or by other electronic means.

c. ☒ Other (specify):

☐ Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 8c—Other Personal Conduct Orders," for a title.

~~The users in question will cease every form of hostile attention or deployment of software or scripts toward me or my projects. They will also cease any libelous or slanderous mentioning of me to others, on Libera~~

*The person in (2) will be ordered not to take any action to get the addresses or locations of any protected person unless the court finds good cause not to make the order.*

**9 ☒ Stay-Away Orders**

a. I ask the court to order the person in (2) to stay at least \_\_\_\_\_ yards away from (check all that apply):

- |   |   |
|---|---|
| (1) <input checked="" type="checkbox"/> Me.                     | (8) <input type="checkbox"/> My vehicle.      |
| (2) <input type="checkbox"/> The other persons listed in (3).   | (9) <input type="checkbox"/> Other (specify): |
| (3) <input checked="" type="checkbox"/> My home.                | _____   |
| (4) <input checked="" type="checkbox"/> My job or workplace.    | _____   |
| (5) <input type="checkbox"/> My school.                         | _____   |
| (6) <input type="checkbox"/> My children's school.              | _____   |
| (7) <input type="checkbox"/> My children's place of child care. | _____   |

b. If the court orders the person in (2) to stay away from all the places listed above, will he or she still be able to get to his or her home, school, or job? ☒ Yes ☐ No (If no, explain below):

☐ Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 9b—Stay-Away Orders," for a title.

**10 ☐ Firearms (Guns), Firearm Parts, and Ammunition**

Does the person in (2) own or possess any firearms (guns), firearm parts, or ammunition? This includes firearm receivers and frames, and any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531). ☐ Yes ☐ No ☒ I don't know

*If the judge grants a protective order, the person in (2) will be prohibited from owning, possessing, purchasing, receiving, or attempting to purchase or receive firearms (guns), firearm parts, and ammunition while the protective order is in effect. The person in (2) will also be ordered to turn in to law enforcement, or sell to or store with a licensed gun dealer, any firearms (guns) and firearm parts within their immediate possession or control.*

**This is not a Court Order.**



**11** ☐ **Temporary Restraining Order**

I request that a Temporary Restraining Order (TRO) be issued against the person in (2) to last until the hearing. I am presenting form CH-110, *Temporary Restraining Order*, for the court's signature together with this *Request*.

Has the person in (2) been told that you were going to go to court to seek a TRO against him or her?

☐ Yes ☐ No (If you answered no, explain why below):

☐ Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 11—Temporary Restraining Order" for a title.

**12** ☒ **Request to Give Less Than Five Days' Notice of Hearing**

You must have your papers personally served on the person in (2) at least five days before the hearing, unless the court orders a shorter time for service. (Form CH-200-INFO explains What Is "Proof of Personal Service"? Form CH-200, Proof of Personal Service, may be used to show the court that the papers have been served.)

If you want there to be fewer than five days between service and the hearing, explain why below:

☐ Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 12—Request to Give Less Than Five Days' Notice" for a title.

The addresses of the offenders are not currently available to me, nor are they necessarily in the US.

**13** ☒ **No Fee for Filing or Service**

- a. ☐ There should be no filing fee because the person in (2) has used or threatened to use violence against me, has stalked me, or has acted or spoken in some other way that makes me reasonably fear violence.
- b. ☐ The sheriff or marshal should serve (notify) the person in (2) about the orders for free because my request for orders is based on unlawful violence, a credible threat of violence, or stalking.
- c. ☒ There should be no filing fee and the sheriff or marshal should serve the person in (2) for free because I am entitled to a fee waiver. (You must complete and file form FW-001, Application for Waiver of Court Fees and Costs.)

**14** ☒ **Lawyer's Fees and Costs**

I ask the court to order payment of my ☒ lawyer's fees ☒ Court costs.

The amounts requested are:

<u>Item</u>	<u>Amount</u>	<u>Item</u>	<u>Amount</u>
pending	\$		\$
	\$		\$
	\$		\$

☐ Check here if there are more items. Put the items and amounts on the attached sheet of paper or form MC-025 and write "Attachment 14—Lawyer's Fees and Costs" for a title.

**This is not a Court Order.**



**15** ☐ **Possession and Protection of Animals**

I ask the court to order the following:

- a. ☐ That I be given the sole possession, care, and control of the animals listed below, which I own, possess, lease, keep, or hold, or which reside in my household.  
*(Identify animals by, e.g., type, breed, name, color, sex.)*

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I request sole possession of the animals because *(specify good cause for granting order)*:

- ☐ Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 15a—Possession of Animals" for a title.

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- b. ☐ That the person in **(2)** must stay at least \_\_\_\_\_ yards away from, and not take, sell, transfer, encumber, conceal, molest, attack, strike, threaten, harm, or otherwise dispose of, the animals listed above.

**16** ☐ **Additional Orders Requested**I ask the court to make the following additional orders *(specify)*:

- ☐ Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 16—Additional Orders Requested," for a title.

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**17** Number of pages attached to this form, if any: 3Date: 5/2/2024

N/A  
 \_\_\_\_\_  
 Lawyer's name (if any)

N/A  
 \_\_\_\_\_  
 Lawyer's signature

I declare under penalty of perjury under the laws of the State of California that the information above and on all attachments is true and correct.

Date: 5/2/2024

Scott McGann  
 \_\_\_\_\_  
 Type or print your name

[Signature]  
 \_\_\_\_\_  
 Sign your name

**This is not a Court Order.**

Clerk stamps date here when form is filed.

If you are getting public benefits, are a low-income person, or do not have enough income to pay for your household's basic needs and your court fees, you may use this form to ask the court to waive your court fees. The court may order you to answer questions about your finances. If the court waives the fees, you may still have to pay later if:

- You cannot give the court proof of your eligibility,
- Your financial situation improves during this case, or
- You settle your civil case for \$10,000 or more. The trial court that waives your fees will have a lien on any such settlement in the amount of the waived fees and costs. The court may also charge you any collection costs.

Fill in court name and street address:

Superior Court of California, County of

Fill in case number and name:

Case Number:

Case Name:

**1 Your Information** (person asking the court to waive the fees):Name: Scott McGannStreet or mailing address: General DeliveryCity: Cloverdale State: CA Zip: 95425Phone: 707-222-5723**2 Your Job**, if you have one (job title): Software / Content CreatorName of employer: N/AEmployer's address: N/A**3 Your Lawyer**, if you have one (name, firm or affiliation, address, phone number, and State Bar number):N/Aa. The lawyer has agreed to advance all or a portion of your fees or costs (check one): Yes ☐ No ☐

b. (If yes, your lawyer must sign here) Lawyer's signature: \_\_\_\_\_

If your lawyer is not providing legal-aid type services based on your low income, you may have to go to a hearing to explain why you are asking the court to waive the fees.

**4 What court's fees or costs are you asking to be waived?**

- ☒ Superior Court (See Information Sheet on Waiver of Superior Court Fees and Costs (form FW-001-INFO).)
- ☒ Supreme Court, Court of Appeal, or Appellate Division of Superior Court (See Information Sheet on Waiver of Appellate Court Fees (form APP-015/FW-015-INFO).)

**5 Why are you asking the court to waive your court fees?**a. ☒ I receive (check all that apply; see form FW-001-INFO for definitions):

- ☒ Food Stamps ☐ Supp. Sec. Inc. ☐ SSP ☒ Medi-Cal ☐ County Relief/Gen. Assist. ☐ IHSS
- ☐ CalWORKS or Tribal TANF ☐ CAPI ☐ WIC ☐ Unemployment

b. ☐ My gross monthly household income (before deductions for taxes) is less than the amount listed below. (If you check 5b, you must fill out 7, 8, and 9 on page 2 of this form.)

Family Size	Family Income	Family Size	Family Income	Family Size	Family Income	If more than 6 people at home, add \$896.67 for each extra person.
1	\$2,510.00	3	\$4,303.34	5	\$6,096.67	
2	\$3,406.67	4	\$5,200.00	6	\$6,993.34	

c. ☒ I do not have enough income to pay for my household's basic needs and the court fees. I ask the court to: (check one and you **must** fill out page 2):

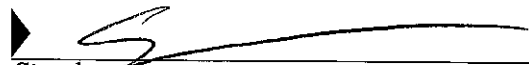
- ☒ waive all court fees and costs ☐ waive some of the court fees ☐ let me make payments over time

**6** ☐ Check here if you asked the court to waive your court fees for this case in the last six months.(If your previous request is reasonably available, please attach it to this form and check here): ☐

I declare under penalty of perjury under the laws of the State of California that the information I have provided on this form and all attachments is true and correct.

Date: 5/2/2024Scott McGann

Print your name here

  
Sign here

Your name:

Scott McGann

Case Number:

If you checked 5a on page 1, do not fill out below. If you checked 5b, fill out questions 7, 8, and 9 only. If you checked 5c, you must fill out this entire page. If you need more space, attach form MC-025 or attach a sheet of paper and write Financial Information and your name and case number at the top.

- 7 ☐ Check here if your income changes a lot from month to month. If it does, complete the form based on your average income for the past 12 months.

### 8 Your Gross Monthly Income

a. List the source and amount of **any** income you get each month, including: wages or other income from work before deductions, spousal/child support, retirement, social security, disability, unemployment, military basic allowance for quarters (BAQ), veterans payments, dividends, interest, trust income, annuities, net business or rental income, reimbursement for job-related expenses, gambling or lottery winnings, etc.

(1) none	\$0
(2)	\$
(3)	\$
(4)	\$

b. Your total monthly income: \$

### 9 Household Income

a. List the income of all other persons living in your home who depend in whole or in part on you for support, or on whom you depend in whole or in part for support.

Name	Age	Relationship	Gross Monthly Income
(1) Jennifer McGann	54	Wife	\$3000
(2)			\$
(3)			\$
(4)			\$

b. Total monthly income of persons above: \$3000

Total monthly income and household income (8b plus 9b): \$3000

### 10 Your Money and Property

a. Cash \$0

b. All financial accounts (List bank name and amount):

(1) none	\$0
(2)	\$
(3)	\$

c. Cars, boats, and other vehicles

Make / Year	Fair Market Value	How Much You Still Owe
(1) none	\$0	\$0
(2)	\$	\$
(3)	\$	\$

d. Real estate

Address	Fair Market Value	How Much You Still Owe
(1) 11833 Western Pine Rd. 95461	\$200K	\$177k
(2)	\$	\$

e. Other personal property (jewelry, furniture, furs, stocks, bonds, etc.):

Describe	Fair Market Value	How Much You Still Owe
(1) none	\$0	\$0
(2)	\$	\$

### 11 Your Monthly Deductions and Expenses

a. List any payroll deductions and the monthly amount below:

(1) none	\$0
(2)	\$
(3)	\$
(4)	\$

b. Rent or house payment & maintenance \$

c. Food and household supplies \$295

d. Utilities and telephone \$

e. Clothing \$

f. Laundry and cleaning \$

g. Medical and dental expenses \$

h. Insurance (life, health, accident, etc.) \$

i. School, child care \$

j. Child, spousal support (another marriage) \$

k. Transportation, gas, auto repair and insurance \$

l. Installment payments (list each below):

Paid to:

(1)	\$
(2)	\$
(3)	\$

m. Wages/earnings withheld by court order \$

n. Any other monthly expenses (list each below):

Paid to:

	How Much?
(1)	\$
(2)	\$
(3)	\$

Total monthly expenses (add 11a – 11n above): \$295

To list any other facts you want the court to know, such as unusual medical expenses, etc., attach form MC-025 or attach a sheet of paper and write Financial Information and your name and case number at the top.

Check here if you attach another page. ☒

**Important!** If your financial situation or ability to pay court fees improves, you must notify the court within five days on form FW-010.



From: Scott McGann

Title: Financial Information

Date: 5/2/2024

Case #: pending

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I have no income at the present time.

Please note that my wife and I are separated. Her income is hers and I currently reside in Sonoma County, while our property is in Lake County, with her occupying it. All these details are listed on Form FW-001

Regards,

Scott McGann

From: Scott McGann

To: Sonoma County Court

Re: Request for Civil Injunction of users, and subpoena for logs relating to attacks from same users of International, Swedish Business: "Libera", or "Libera.chat" social network.

Title: Attachment 7a(3)-Describe Harassment

Date: 5/2/2024

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This process is intended to obtain network logs relating to an ongoing attack on my personal business project, by users of the Internet chat network named above. The group of users has become increasingly disruptive and hostile, slandering me online, scripting automated attacks on my projects and social media links, as well as defaming me to others with malicious rumors.

I have already obtained evidence in the form of partial logs, of their violation of our local laws pertaining to "Unfair Competition", but require formal, complete logs to pursue action further. Their own projects coincide with aspects of my own, making their interference hostile and illegal.

Regards,

**Scott McGann**

Mobile: 707-222-5723

Email: whitehotrobot@gmail.com