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JEFF DILLMAN

ORIGINAL

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FILED

Superior Court of California  
County of Los Angeles

MAR 20 2015

Sherri R. Carter, Executive Officer/Clerk  
By [Signature] Deputy  
Shaunya Bolden

SUPERIOR COURT FOR THE STATE OF CALIFORNIA  
COUNTY OF LOS ANGELES

JEFF DILLMAN,

Plaintiff,

v.

SPIKE CABLE NETWORKS, INC., a  
corporation; EYEWORKS USA, INC., a  
corporation; BONGO, LLC, a corporation;  
SKIP BEDELL, in his official and individual  
capacities; SCOTT DERMAN, an individual;  
and DOES 1 through 100, inclusive,

Defendants.

CASE NO.: BC 576 277

COMPLAINT FOR DAMAGES

- 1. FRAUD;
- 2. FALSE IMPRISONMENT;
- 3. DEFAMATION;
- 4. VIOLATION OF RIGHT TO  
NAME OR LIKENESS

DEMAND FOR JURY TRIAL

COMES NOW Plaintiff, JEFF DILLMAN, and on information and belief complains and  
alleges as follows:

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CIT/CASE: BC576277  
LER/DEF#:   
RECEIPT #: CCH465980144  
DATE PAID: 03/20/15 03:46 PM  
PAYMENT: \$435.00  
RECEIVED:  
CHECK: \$435.00  
CASH: \$0.00  
CHANGE: \$0.00  
CARD: \$0.00

03/20/2015

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1           8.     The true names and capacities of Defendants DOES 1 through 100, and each of  
2 them, whether individual, corporate, associate or otherwise, are unknown to Plaintiff at this time,  
3 therefore Plaintiff sues said Defendants by such fictitious names. Plaintiff will file DOE  
4 amendments, and/or ask leave of court to amend this complaint to assert the true names and  
5 capacities of these Defendants when they have been ascertained. Plaintiff is informed and believes,  
6 and upon such information and belief alleges, that each Defendant herein designated as a DOE was  
7 and is in some manner, negligently, wrongfully, or otherwise, responsible and liable to Plaintiff for  
8 the injuries and damages hereinafter alleged, and that Plaintiff's damages as herein alleged were  
9 proximately caused by their conduct.

10           9.     Plaintiff is informed and believes, and thereon alleges, that at all times material  
11 herein the Defendants, and each of them, were the agents, servants, or employees, or ostensible  
12 agents, servants, and employees of each other Defendant, and as such, were acting within the  
13 course and scope of said agency and employment or ostensible agency and employment, except on  
14 those occasions when Defendants were acting as principals, in which case, said Defendants; and  
15 each of them, were negligent in the selection, hiring, and use of the other Defendants.

16           10.    At all times mentioned herein, each of the Defendants was the co-tortfeasor of each  
17 of the other Defendants in doing the things hereinafter alleged.

18           11.    Plaintiff is further informed and believes that at all times relevant hereto,  
19 Defendants, and each of them, acted in concert and in furtherance of the interests of each other  
20 Defendant. The conduct of each Defendant combined and cooperated with the conduct of each of  
21 the remaining Defendants so as to cause the herein described incidents and the resulting injuries  
22 and damages to Plaintiff.

23                           **VENUE AND JURISDICTION**

24           12.    This Court has personal jurisdiction of Defendants, and each of them, because they  
25 are residents of and/or doing business in the State of California. The wrongful conduct alleged  
26 against Defendants, and each of them, occurred in the County of Los Angeles, State of California.  
27 This Court is the proper court because the injury and/or wrongful acts that are the subject of this  
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1 action occurred in its jurisdictional area and/or at least one Defendant now resides in its  
2 jurisdictional area.

3 **GENERAL ALLEGATIONS**

4 13. At all times relevant hereto, Plaintiff was a general contractor and owner of Dillman  
5 Developments. In or around the summer of 2013, Dillman Developments bid on and was awarded  
6 the contract to remodel the Los Angeles home of Defendant DERMAN and Samantha Cadman  
7 ("Cadman"). The contract was signed on or about June 8, 2013, and work began on or about July 1,  
8 2013. Payment was on a reimbursement basis through Wells Fargo bank.

9 14. In or around September 2013, the building inspector flagged a frame issue with one  
10 of the beams. An engineering proposal was made on or about September 19, 2013. On or about  
11 September 30, 2013, Defendant DERMAN and Cadman moved into the home despite the frame  
12 issue. Engineering for the beam was approved on or about October 15, 2013; however, payment  
13 was stopped for all work, including work that had already been completed, on or about the day  
14 prior. In the course of the payment and work disputes, the homeowners terminated the contract on  
15 or about October 25, 2013. On or about November 26, 2013, the homeowners filed a claim for  
16 Dillman Developments' bid bond. At or around this time, Defendant DERMAN and/or Cadman  
17 applied to appear on Defendant SPIKE TV's "reality" series "To Catch a Contractor" ("TCAC").

18 15. According to the TCAC website, the show "aims to turn the table on contractors  
19 who have done their clients wrong. Host Adam Carolla ("Carolla") helps homeowners regain their  
20 dignity and their humble abodes from the clutches of crooked contractors." TCAC co-stars  
21 Defendant BEDELL, a contractor, and his wife, Alison Bedell, an allegedly licensed private  
22 investigator. In the course of her alleged "investigation" into Plaintiff, Alison claimed to have  
23 found out where Plaintiff lived, what car he drove, and other personal information. A recent search  
24 of the Security and Investigative licenses issued by the California Department of Consumer Affairs  
25 revealed no license for any "Bedell."

26 16. Defendants, and each of them, then set a trap for Plaintiff to come to a ruse house  
27 where the TCAC cast and crew were waiting, along with DERMAN and his wife. On or about  
28 December 5, 2013, Plaintiff arrived at 8225 Handley Avenue in Los Angeles, California. A woman

1 watering the lawn invited Plaintiff into the house, and offered to get "Elizabeth Stevens" the  
2 woman from whom Plaintiff was supposedly supposed to pick up a check for materials to begin  
3 contracting work. Unbeknownst to Plaintiff, the woman watering the lawn was Alison Bedell.  
4 Plaintiff had been lured to the house under false pretenses. Not suspecting anything out of the  
5 ordinary, Plaintiff sat down on the couch to wait. The trap was sprung. Within seconds, numerous  
6 cast and crew members descended upon Plaintiff where he was being held. Carolla and BEDELL  
7 charged into the living room, a bouncer guarded the door, and various crew members with cameras  
8 and boom mikes surrounded Plaintiff. DERMAN and his wife watched from monitors set up in  
9 another room.

10 17. Plaintiff was told cameras were for an unnamed home improvement show, even  
11 though the name TCAC was already reserved and marketing had begun. Defendants SPIKE,  
12 EYEWORKE, BONGO, and BEDELL, and each of them, through the TCAC producer, told  
13 Plaintiff he had three options: (1) Plaintiff could return the money—which Plaintiff and his  
14 workers had been paid for work performed; (2) Plaintiff could walk away, in which case they will  
15 still drag his company name through the mud and assist the homeowners with suing him; or (3) he  
16 could sign a Release, go on the show, and finish the remodel of the home. These were not empty  
17 threats. Carolla confirmed the threats on camera, stating words to the effect of, "We'll give him  
18 three options. One, he can pay you back in full. Two, he can come back and do the job correctly  
19 under our supervision. Or three, we'll help you guys take him to court."

20 18. Plaintiff was stunned and intimidated. When Plaintiff attempted to leave, Defendant  
21 BEDELL moved to block Plaintiff's path to the door, indicating Plaintiff would not permitted to  
22 leave. BEDELL grew up as a champion wrestler and actively trains in Mixed Martial Arts. Plaintiff  
23 felt physically intimidated and alarmed by BEDELL's actions. Further, the exit was blocked by a  
24 large bouncer employed on behalf of Defendants SPIKE, EYEWORKE, and BONGO, and each of  
25 them. At no time did Plaintiff feel free to leave the premises.

26 19. To induce Plaintiff to sign the Release, Defendants, and each of them, knowingly  
27 and intentionally caused false representations to be made to Plaintiff. Plaintiff was told the show  
28 was a "resolution" show, about making amends. Plaintiff was also told he would look like a good

1 guy if Plaintiff came back to complete the work on the home. Plaintiff was further told if Plaintiff  
2 signed the Release, there would be no claim on the bid bond. Due to the false imprisonment of  
3 Plaintiff based on the ambush the cast and crew and the security detail, including BEDELL and the  
4 bouncer blocking the exit, the threats of litigation and other claims against Plaintiff, and subsequent  
5 fraudulent inducement by Defendants, and each of them, Plaintiff felt he had no choice but to sign  
6 the Release, and so signed the Release under extreme duress.

7 20. The Release provided Plaintiff with a total of \$10,000 for his "participation."  
8 Plaintiff received \$5000 for the initial day (December 5, 2013) plus \$2500 for each of two follow-  
9 up days. TCAC provided additional support. Filming took place over December 5, 6, and 20.  
10 Despite the remodel work being completed, Defendant DERMAN and Cadman, with the assistance  
11 of the other Defendants, and each of them, revised the prior bid bond claim on or about December  
12 23, 2013—mere days after the episode finished taping.

13 21. On or about March 23, 2014, the TCAC episode called "House of Cards" aired on  
14 SPIKE TV. Defendants, and each of them, presented false information about Plaintiff. While  
15 brandishing a photograph of Plaintiff, the use of which Plaintiff had specifically objected,  
16 BEDELL called Plaintiff a "criminal." This footage was aired to approximately 1 million viewers.  
17 The show aired internationally in the United Kingdom, Australia, New Zealand, and Portugal.

18 22. Plaintiff is not, and has never been, a criminal. Plaintiff has never been arrested for,  
19 much less convicted of, any misdemeanor or felony crime. Further, much of the footage aired had  
20 been staged. To boost Alison Bedell's role in the show, she claimed, "I got a lead from the DMV  
21 on an old vehicle that was registered to that address. Once I had that address, I followed him."  
22 Such "investigative work" was entirely unnecessary. Plaintiff's address was readily available to  
23 DERMAN. There was no need to track him down. Therefore, Plaintiff was readily available if  
24 Defendants had reached out, as opposed to creating drama for the sake of ratings and advertising  
25 revenue. Plaintiff appeared too sympathetic for the "docu-reality" drama Defendants, and each of  
26 them, were seeking. The episode contains little footage of Plaintiff speaking directly. Plaintiff  
27 sincerely regretted the unfortunate circumstances that led to the construction work being halted.  
28 Defendant DERMAN and Cadman claimed Plaintiff ruined their holidays, so Plaintiff asked if their

1 family could be flown out, using part of the \$10,000 Plaintiff was to receive. This request was  
2 refused. Plaintiff also asked if part of the \$10,000 could be used to fix Defendant DERMAN's  
3 motorcycle. Again, this request was denied.

4 23. Further, on the day the episode first aired, Defendant DERMAN claimed Plaintiff  
5 was a sexual predator who sexually assaulted him. On DERMAN's Facebook page, one Tiffany  
6 Marquez commented, "Is this anything like Catch a Predator?" to which DERMAN intentionally  
7 and maliciously responded, "Yes Tiffany Marquez! Adam corolla [sic] busts a contractor who  
8 touched me in the naughty places." DERMAN never retracted the false and defamatory accusation  
9 he posted. "To Catch a Predator" was a hidden camera investigative series by Dateline NBC. The  
10 show impersonated underage youth online to lure potential sexual predators, who were then  
11 confronted on the show and later, with law enforcement present. DERMAN's malicious statement  
12 is entirely untrue.

13 24. The wrongful conduct of DEFENDANTS, and each of them, is continuing and  
14 ongoing as of the present date. The false and defamatory publications of DEFENDANTS, and each  
15 of them, continue to be available to third parties with Internet access, worldwide.

16 25. Plaintiff has suffered both general and special damages in the past and present and  
17 will continue to suffer such damages in the future for an unknown period of time. This has caused  
18 damage to his professional reputation, and will adversely affect his income and other benefits.  
19 Moreover, it has adversely affected his personal health and well being, including medical expenses,  
20 that are anticipated into the future and may force an early retirement. Plaintiff has also suffered  
21 extensive general damages in the form of anxiety, anguish, and mental suffering. Plaintiff's  
22 damages are continuing and in an amount not yet determined, but in excess of \$25,000.

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1 **SECOND CAUSE OF ACTION**

2 **BY PLAINTIFF AGAINST DEFENDANTS SPIKE, EYEWORKS, BONGO,**

3 **AND DOES 1-100, INCLUSIVE**

4 **FRAUD**

5 26. Plaintiff re-alleges and incorporates by reference each and every allegation  
6 contained in paragraphs 1-25 of this complaint as though fully set forth herein again.

7 27. Defendants, and each of them, by the acts herein described, represented certain  
8 facts to Plaintiff as true, including but not limited to luring Plaintiff to the ruse house under false  
9 pretenses and misrepresenting the nature of the show. These representations by Defendants, and  
10 each of them, were false and/or not true. Defendants, and each of them, knew the representations  
11 were false when they made them, or made them recklessly and without regard for their truth.  
12 Defendants had no reasonable grounds for believing the representations were true when they were  
13 made.

14 28. Defendants, and each of them, intended that Plaintiff rely on these representations to  
15 inure specific benefits to Defendants. Plaintiff reasonably relied on the representations of  
16 Defendants, and each of them, to his detriment and harm. Plaintiff's reliance on the representations  
17 of Defendants, and each of them, was a substantial factor in causing Plaintiff's harm.

18 29. As a proximate result of the representations to Plaintiff by Defendants, and each of  
19 them, Plaintiff has suffered injury to his health and his personal, business, and professional  
20 reputation including suffering embarrassment, humiliation, mental distress, shunning, anguish,  
21 fear, loss of employment, and employability, and economic loss, all to Plaintiff's economic,  
22 emotional and general damage in an amount according to proof.

23 30. Defendants, and each of them, by and through their managing agents and officers,  
24 committed the acts alleged herein recklessly, maliciously, fraudulently, and oppressively, with the  
25 wrongful intention of injuring Plaintiff, for an improper and evil motive amounting to malice (as  
26 described above), and with a reckless and conscious disregard of Plaintiff's rights. All actions of  
27 Defendants, and each of them, their agents, employees, managing agents and officers as herein  
28 alleged were known, authorized, ratified, and approved by Defendants, and each of them. Plaintiff



1 is thus entitled to recover punitive and exemplary damages from Defendants, and each of them, for  
2 the wanton, obnoxious, and despicable acts in an amount based on the wealth and ability to pay  
3 according to proof at the time of trial.

4  
5 **SECOND CAUSE OF ACTION**

6 **BY PLAINTIFF AGAINST ALL DEFENDANTS**

7 **AND DOES 1-100, INCLUSIVE**

8 **FALSE IMPRISONMENT**

9 31. Plaintiff re-alleges and incorporates by reference each and every allegation  
10 contained in paragraphs 1-30 of this complaint as though fully set forth herein again.

11 32. DEFENDANTS, and each of them, intentionally deprived Plaintiff of his freedom  
12 of movement by use of physical barriers, force, threats of force, menace, fraud, deceit, and  
13 unreasonable duress. DEFENDANTS, and each of them, created and conspired in a common plan  
14 to lure Plaintiff to a confined and enclosed space, the ruse house, and coerce him under physical  
15 and other threats to sign a Release so DEFENDANTS, and each of them, could benefit.

16 33. The restraint, confinement, and/or detention of Plaintiff by DEFENDANTS, and  
17 each of them, compelled Plaintiff to stay on the property of the ruse house. Plaintiff did not  
18 knowingly or voluntarily consent to restraint, confinement, and/or detention. Plaintiff was lured to  
19 the ruse house under false pretenses knowingly and intentionally orchestrated by DEFENDANTS,  
20 and each of them.

21 34. As a proximate result of the restraint, confinement, and/or detention of Plaintiff by  
22 DEFENDANTS, and each of them, Plaintiff has suffered injury to his health and his personal,  
23 business, and professional reputation including suffering embarrassment, humiliation, mental  
24 distress, shunning, anguish, fear, loss of employment, and employability, and economic loss, all to  
25 Plaintiff's economic, emotional and general damage in an amount according to proof.

26 35. DEFENDANTS, and each of them, by and through their managing agents and  
27 officers, committed the acts alleged herein recklessly, maliciously, fraudulently, and oppressively,  
28 with the wrongful intention of injuring Plaintiff, for an improper and evil motive amounting to

malice (as described above), and with a reckless and conscious disregard of Plaintiff's rights. All actions of DEFENDANTS, and each of them, their agents, employees, managing agents and officers as herein alleged were known, authorized, ratified, and approved by DEFENDANTS, and each of them. Plaintiff is thus entitled to recover punitive and exemplary damages from DEFENDANTS, and each of them, for the wanton, obnoxious, and despicable acts in an amount based on the wealth and ability to pay according to proof at the time of trial.

**THIRD CAUSE OF ACTION**  
**BY PLAINTIFF AGAINST ALL DEFENDANTS**  
**AND DOES 1-100, INCLUSIVE**

**DEFAMATION**

36. Plaintiff re-alleges and incorporates by reference each and every allegation contained in paragraphs 1-35 of this complaint as though fully set forth herein again.

37. Plaintiff is informed and believes that DEFENDANTS, and each of them, by the herein described acts, conspired to, and in fact, did negligently, recklessly, and intentionally caused excessive and unsolicited internal and external publications of defamation of and concerning Plaintiff, to third persons and to the community, which are still available on the internet. These false and defamatory statements included, but are not limited to, express and implied accusations that Plaintiff is a criminal and a sexual predator.

38. The defamatory publications consisted of oral and written statements, knowingly false and unprivileged communications, tending directly to injure Plaintiff and Plaintiff's personal, business, and professional reputations. These false and defamatory publications were and are in violation of Civil Code § 45 and 46(3) and (5). The statements and similar ones published by Defendants and each of them, expressly and impliedly asserted that Plaintiff is a criminal and a sexual predator.

39. Plaintiff is informed and believes, and fears, that these false and defamatory per se statements will continue to be published by DEFENDANTS and each of them and will be foreseeably republished by their recipients, all to the ongoing harm and injury to Plaintiff's

1 business, professional and personal reputations. Plaintiff also seeks redress in this action for all  
2 foreseeable republication including his own compelled self-publication of these defamatory  
3 statements.

4 40. The defamatory meaning of all of the above-described false and defamatory  
5 statements and their reference to Plaintiff were reasonably understood by these above-referenced  
6 third person recipients and other members of the community who are known to DEFENDANTS,  
7 and each of them, but unknown to Plaintiff at this time. Because of the facts and circumstances  
8 known to those third-parties to whom the false and defamatory statements were published, it  
9 tended to injure Plaintiff in his occupation, or to expose him to hatred, contempt, ridicule, or  
10 shame, or to discourage others from associating or dealing with him.

11 41. None of the DEFENDANTS' defamatory publications against Plaintiff referenced  
12 above are true.

13 42. The above defamatory statements were understood as assertions of fact, and not as  
14 opinion. Plaintiff is informed and believes this defamation will continue to be negligently,  
15 recklessly, and intentionally published and foreseeably republished by DEFENDANTS, and each  
16 of them, and foreseeably republished by recipients of DEFENDANTS' publications, thereby  
17 causing additional injury and damages for which Plaintiff seeks redress by this action.

18 43. Each of these false defamatory per se publications were negligently, recklessly, and  
19 intentionally published in a manner equaling malice. These publications abuse any alleged  
20 conditional privilege (which Plaintiff denies existed.). All of the publications were made with  
21 hatred, ill will, and intent to vex, harass, annoy, and injure Plaintiff. These publications were made  
22 to create drama and increase ratings for TCAC to expressly and directly benefit DEFENDANTS,  
23 and each of them, among other advantages. These false and defamatory statements were made to  
24 cause damage to Plaintiff's professional and personal reputation, and to humiliate him before third-  
25 parties worldwide, exposing.

26 44. Each of these publications by DEFENDANTS, and each of them, were made with  
27 knowledge that no investigation supported the unsubstantiated and obviously false statements. Not  
28 only did DEFENDANTS, and each of them, fail to use reasonable care to determine the truth or

1 falsity of the statements, but also DEFENDANTS published there statements knowing them to be  
2 false, unsubstantiated by any reasonable investigation, despite the fact that TCAC claims to employ  
3 a licensed private investigator in the show—i.e., Alison Bedell. These acts of publication were  
4 known by DEFENDANTS, and each of them, to be negligent to such a degree as to be reckless. In  
5 fact, not only did DEFENDANTS, and each of them, have no reasonable basis to believe these  
6 statements, but also they had no belief in the truth of these statements, and in fact knew the  
7 statements to be false. DEFENDANTS, and each of them, excessively, negligently, and recklessly  
8 published these statements to individuals with no need to know, and who made no inquiry, and  
9 who had a mere general or idle curiosity of this information.

10 45. The complained of publications by DEFENDANTS, and each of them, were made  
11 with hatred and ill will towards Plaintiff and the design and intent to injure Plaintiff, Plaintiff's  
12 good name, his reputation, his ability to make a living, and his employment and employability.  
13 DEFENDANTS and each of them, published these statements not with an intent to protect any  
14 interest intended to be protected by any privilege, but with negligence, recklessness and/or and  
15 intent to injure Plaintiff and destroy his reputation.

16 46. As a proximate result of the publication and republication of these defamatory  
17 statements by DEFENDANTS, and each of them, Plaintiff has suffered injury to his personal,  
18 business, and professional reputation including suffering embarrassment, humiliation, severe  
19 emotional distress, shunning, anguish, fear, loss of employment, and employability, and significant  
20 economic loss in the form of lost wages and future earnings, all to Plaintiff's economic, emotional  
21 and general damage in an amount according to proof.

22 47. DEFENDANTS, and each of them, by and through their managing agents and  
23 officers, committed the acts alleged herein recklessly, maliciously, fraudulently, and oppressively,  
24 with the wrongful intention of injuring Plaintiff, for an improper and evil motive amounting to  
25 malice (as described above) and which abused and/or prevent the existence of any conditional  
26 privilege, which in fact did not exist, and with a reckless and conscious disregard of Plaintiff's  
27 rights. All actions of DEFENDANTS, and each of them, their agents, employees, managing agents  
28 and officers as herein alleged were known, authorized, ratified, and approved by DEFENDANTS,

1 and each of them. Plaintiff is thus entitled to recover punitive and exemplary damages from  
2 DEFENDANTS, and each of them, for the wanton, obnoxious, and despicable acts in an amount  
3 based on the wealth and ability to pay according to proof at the time of trial.

4  
5 **FOURTH CAUSE OF ACTION**

6 **BY PLAINTIFF AGAINST DEFENDANTS SPIKE, EYEWORKS, BONGO,**

7 **AND DOES 1-100, INCLUSIVE**

8 **VIOLATION OF RIGHT TO NAME OR LIKENESS**

9 48. Plaintiff re-alleges and incorporates by reference each and every allegation  
10 contained in paragraphs 1-47 of this complaint as though fully set forth herein again.

11 49. Defendants, and each of them, used Plaintiff's name, likeness, or identity without  
12 his permission, for the commercial benefit of Defendants, and each of them. The use of Plaintiff's  
13 name, likeness, or identity by Defendants, and each of them, contained false information; namely,  
14 that Plaintiff was a criminal. Defendants, and each of them, knew the use of Plaintiff's name,  
15 likeness, or identity was false, or acted with reckless disregard of its falsity, or were negligent in  
16 determining the truth of the information.

17 50. As a proximate result of the use of Plaintiff's name, likeness, or identity by  
18 Defendants, and each of them, Plaintiff has suffered injury to his personal, business, and  
19 professional reputation including suffering embarrassment, humiliation, severe emotional distress,  
20 shunning, anguish, fear, loss of employment, and employability, and significant economic loss in  
21 the form of lost wages and future earnings, all to Plaintiff's economic, emotional and general  
22 damage in an amount according to proof.

23 51. Defendants, and each of them, by and through their managing agents and officers,  
24 committed the acts alleged herein recklessly, maliciously, fraudulently, and oppressively, with the  
25 wrongful intention of injuring Plaintiff, for an improper and evil motive amounting to malice (as  
26 described above) and which abused and/or prevent the existence of any conditional privilege,  
27 which in fact did not exist, and with a reckless and conscious disregard of Plaintiff's rights. All  
28 actions of Defendants, and each of them, their agents, employees, managing agents and officers as

1 herein alleged were known, authorized, ratified, and approved by DEFENDANTS, and each of  
2 them. Plaintiff is thus entitled to recover punitive and exemplary damages from DEFENDANTS,  
3 and each of them, for the wanton, obnoxious, and despicable acts in an amount based on the wealth  
4 and ability to pay according to proof at the time of trial.

5 52. As legal result of the above-described conduct of Defendants, and each of them,  
6 Plaintiff has sustained and will continue to sustain physical, mental, and emotional injuries, pain,  
7 distress, suffering, anguish, fright, nervousness, grief, anxiety, worry, shame, mortification, injured  
8 feelings, mental suffering, shock, humiliation, and indignity, as well as other unpleasant physical,  
9 mental, and emotional reactions, damages to good name, reputation, standing in the community,  
10 and other non-economic damages.

11 53. As a further legal result of the above-described conduct of Defendants, and each of  
12 them, Plaintiff was required, and/or in the future may be required, to engage in the services of  
13 health care providers, and incurred expenses for medicines, health care appliances, modalities,  
14 and/or other related expenses in a sum to be ascertained according to proof.

15 54. As a further legal result of the above-described conduct of Defendants, and each of  
16 them, Plaintiff was and/or will be hindered, prevented, and/or precluded from performing  
17 Plaintiff's usual activities, causing Plaintiff to sustain damages for loss of income, wages, earnings,  
18 and earning capacity, and other economic damages, in an amount to be ascertained according to  
19 proof. Plaintiff claims such amount as damages together with prejudgment interest pursuant to  
20 California Civil Code section 3287 and/or any other provision of law providing for prejudgment  
21 interest.

22 55. As a further legal result of the above-described conduct of Defendants, and each of  
23 them, Plaintiff suffered incidental, consequential, and/or special damages, in an amount according  
24 to proof.

25 56. As a further legal result of the above-described conduct of Defendants, and each of  
26 them, Plaintiff has and will continue to incur attorneys' fees and costs in an amount according to  
27 proof.  
28

57. As a direct and proximate result of the aforesaid unlawful acts of Defendants, and each of them, Plaintiff suffered stress-related health consequences. Plaintiff claims general damages for such health problems in an amount to be proven at time of trial.

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1           3.     Health care, services, supplies, medicines, health care appliances, modalities, and  
2 other related expenses as allowed by law and in a sum to be ascertained according to proof;

3           4.     Other actual, consequential, and/or incidental damages as allowed by law and in a  
4 sum to be ascertained according to proof;

5           5.     For punitive and exemplary damages as allowed by law and according to proof;

6           6.     Attorney fees and costs as allowed by law and according to proof;

7           7.     Costs of suit herein incurred;

8           8.     Pre-judgment interest;

9           9.     Injunctive relief as to Plaintiff's Third and Fourth Causes of Action, such that  
10 Defendants, and each of them, and all of their agents, officers, employees, representatives,  
11 directors, affiliates, successors, assigns, attorneys, and all other persons or entities acting, for, with,  
12 by, through, or under authority from Defendants, or in concert or participation with Defendants,  
13 and each of them, be enjoined permanently, from: using, copying, reproducing, or making  
14 available, the TCAC episode and the Facebook postings in any manner, and that all defamatory or  
15 other violative materials, electronic, digital, or otherwise, in the possession or control of  
16 Defendants, and each of them, be delivered up and destroyed, and a retraction issued, pursuant to  
17 law; and

18           10.    Such other and further relief as the Court may deem just and proper.  
19

20 Dated: March 20, 2015

McNICHOLAS & McNICHOLAS, LLP

21  
22 By:   
23

Matthew S. McNicholas  
Alyssa K. Schabloski  
Attorneys for Plaintiff  
JEFF DILLMAN  
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ORIGINAL

CM-010

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): <b>McNICHOLAS &amp; McNICHOLAS, LLP</b> Matthew S. McNicholas, SBN 190249/Alyssa K. Schabloski, SBN 258876 10866 Wilshire Blvd., Suite 1400 Los Angeles, CA 90024 TELEPHONE NO.: 310/474-1582 FAX NO.: 310/475-7871 ATTORNEY FOR (Name): Plaintiff Jeff Dillman		FOR COURT USE ONLY <b>FILED</b> Superior Court of California County of Los Angeles  <b>MAR 20 2015</b>  Sherri R. Carter, Executive Officer/Clerk By: <u>Shaunya Bolden</u> Deputy
SUPERIOR COURT OF CALIFORNIA, COUNTY OF <b>LOS ANGELES</b> STREET ADDRESS: 111 N. Hill Street MAILING ADDRESS: CITY AND ZIP CODE: Los Angeles, CA 90012 BRANCH NAME: Central, Stanley Mosk Courthouse		CASE NUMBER: <b>BC 576 277</b> JUDGE: DEPT:
CASE NAME: <b>DILLMAN v. SPIKE CABLE NETWORKS, INC., et al.</b>		
<b>CIVIL CASE COVER SHEET</b> <input checked="" type="checkbox"/> <b>Unlimited</b> (Amount demanded exceeds \$25,000) <input type="checkbox"/> <b>Limited</b> (Amount demanded is \$25,000 or less) <b>Complex Case Designation</b> <input type="checkbox"/> <b>Counter</b> <input type="checkbox"/> <b>Joinder</b> Filed with first appearance by defendant (Cal. Rules of Court, rule 3.402)		

Items 1-6 below must be completed (see instructions on page 2).

1. Check one box below for the case type that best describes this case:		
<b>Auto Tort</b> <input type="checkbox"/> Auto (22) <input type="checkbox"/> Uninsured motorist (46) <b>Other PI/PD/WD (Personal Injury/Property Damage/Wrongful Death) Tort</b> <input type="checkbox"/> Asbestos (04) <input type="checkbox"/> Product liability (24) <input type="checkbox"/> Medical malpractice (45) <input type="checkbox"/> Other PI/PD/WD (23) <b>Non-PI/PD/WD (Other) Tort</b> <input type="checkbox"/> Business tort/unfair business practice (07) <input type="checkbox"/> Civil rights (08) <input checked="" type="checkbox"/> Defamation (13) <input type="checkbox"/> Fraud (16) <input type="checkbox"/> Intellectual property (19) <input type="checkbox"/> Professional negligence (25) <input type="checkbox"/> Other non-PI/PD/WD tort (35) <b>Employment</b> <input type="checkbox"/> Wrongful termination (36) <input type="checkbox"/> Other employment (15)	<b>Contract</b> <input type="checkbox"/> Breach of contract/warranty (06) <input type="checkbox"/> Rule 3.740 collections (09) <input type="checkbox"/> Other collections (09) <input type="checkbox"/> Insurance coverage (18) <input type="checkbox"/> Other contract (37) <b>Real Property</b> <input type="checkbox"/> Eminent domain/inverse condemnation (14) <input type="checkbox"/> Wrongful eviction (33) <input type="checkbox"/> Other real property (26) <b>Unlawful Detainer</b> <input type="checkbox"/> Commercial (31) <input type="checkbox"/> Residential (32) <input type="checkbox"/> Drugs (38) <b>Judicial Review</b> <input type="checkbox"/> Asset forfeiture (05) <input type="checkbox"/> Petition re: arbitration award (11) <input type="checkbox"/> Writ of mandate (02) <input type="checkbox"/> Other judicial review (39)	<b>Provisionally Complex Civil Litigation</b> (Cal. Rules of Court, rules 3.400-3.403) <input type="checkbox"/> Antitrust/Trade regulation (03) <input type="checkbox"/> Construction defect (10) <input type="checkbox"/> Mass tort (40) <input type="checkbox"/> Securities litigation (28) <input type="checkbox"/> Environmental/Toxic tort (30) <input type="checkbox"/> Insurance coverage claims arising from the above listed provisionally complex case types (41) <b>Enforcement of Judgment</b> <input type="checkbox"/> Enforcement of judgment (20) <b>Miscellaneous Civil Complaint</b> <input type="checkbox"/> RICO (27) <input type="checkbox"/> Other complaint (not specified above) (42) <b>Miscellaneous Civil Petition</b> <input type="checkbox"/> Partnership and corporate governance (21) <input type="checkbox"/> Other petition (not specified above) (43)

2. This case ☐ is ☒ is not complex under rule 3.400 of the California Rules of Court. If the case is complex, mark the factors requiring exceptional judicial management:
- |  |  |
|--|--|
| a. <input type="checkbox"/> Large number of separately represented parties   | d. <input type="checkbox"/> Large number of witnesses  |
| b. <input type="checkbox"/> Extensive motion practice raising difficult or novel issues that will be time-consuming to resolve | e. <input type="checkbox"/> Coordination with related actions pending in one or more courts in other counties, states, or countries, or in a federal court |
| c. <input type="checkbox"/> Substantial amount of documentary evidence   | f. <input type="checkbox"/> Substantial postjudgment judicial supervision  |
3. Remedies sought (check all that apply): a. ☒ monetary b. ☒ nonmonetary; declaratory or injunctive relief c. ☒ punitive
4. Number of causes of action (specify):
5. This case ☐ is ☒ is not a class action suit.
6. If there are any known related cases, file and serve a notice of related case. (You may use form CM-016.)

Date: March 20, 2015  
 Alyssa K. Schabloski

(TYPE OR PRINT NAME)

## NOTICE

(SIGNATURE OF PARTY OR ATTORNEY FOR PARTY)

- Plaintiff must file this cover sheet with the first paper filed in the action or proceeding (except small claims cases or cases filed under the Probate Code, Family Code, or Welfare and Institutions Code). (Cal. Rules of Court, rule 3.220.) Failure to file may result in sanctions.
- File this cover sheet in addition to any cover sheet required by local court rule.
- If this case is complex under rule 3.400 et seq. of the California Rules of Court, you must serve a copy of this cover sheet on all other parties to the action or proceeding.
- Unless this is a collections case under rule 3.740 or a complex case, this cover sheet will be used for statistical purposes only.

Page 1 of 2

ORIGINAL

SHORT TITLE:

DILLMAN v. SPIKE CABLE NETWORKS, INC., et al.

CASE NUMBER

BC 576277

**CIVIL CASE COVER SHEET ADDENDUM AND  
STATEMENT OF LOCATION  
(CERTIFICATE OF GROUNDS FOR ASSIGNMENT TO COURTHOUSE LOCATION)**

This form is required pursuant to Local Rule 2.0 in all new civil case filings in the Los Angeles Superior Court.

**Item I.** Check the types of hearing and fill in the estimated length of hearing expected for this case:

JURY TRIAL? ☒ YES CLASS ACTION? ☐ YES LIMITED CASE? ☐ YES TIME ESTIMATED FOR TRIAL 7-10 ☐ HOURS/ ☒ DAYS

**Item II.** Indicate the correct district and courthouse location (4 steps – If you checked "Limited Case", skip to Item III, Pg. 4):

**Step 1:** After first completing the Civil Case Cover Sheet form, find the main Civil Case Cover Sheet heading for your case in the left margin below, and, to the right in Column **A**, the Civil Case Cover Sheet case type you selected.

**Step 2:** Check one Superior Court type of action in Column **B** below which best describes the nature of this case.

**Step 3:** In Column **C**, circle the reason for the court location choice that applies to the type of action you have checked. For any exception to the court location, see Local Rule 2.0.

**Applicable Reasons for Choosing Courthouse Location (see Column C below)**

1. Class actions must be filed in the Stanley Mosk Courthouse, central district.
2. May be filed in central (other county, or no bodily injury/property damage).
3. Location where cause of action arose.
4. Location where bodily injury, death or damage occurred.
5. Location where performance required or defendant resides.
6. Location of property or permanently garaged vehicle.
7. Location where petitioner resides.
8. Location wherein defendant/respondent functions wholly.
9. Location where one or more of the parties reside.
10. Location of Labor Commissioner Office.

**Step 4:** Fill in the information requested on page 4 in Item III; complete Item IV. Sign the declaration.

Auto  
Tort

Other Personal Injury/Property  
Damage/Wrongful Death Tort

Civil Case Cover Sheet Category No.	Type of Action (Check only one)	Applicable Reasons See Step 3 Above
Auto (22)	<input type="checkbox"/> A7100 Motor Vehicle - Personal Injury/Property Damage/Wrongful Death	1., 2., 4.
Uninsured Motorist (46)	<input type="checkbox"/> A7110 Personal Injury/Property Damage/Wrongful Death – Uninsured Motorist	1., 2., 4.
Asbestos (04)	<input type="checkbox"/> A6070 Asbestos Property Damage <input type="checkbox"/> A7221 Asbestos - Personal Injury/Wrongful Death	2. 2.
Product Liability (24)	<input type="checkbox"/> A7260 Product Liability (not asbestos or toxic/environmental)	1., 2., 3., 4., 8.
Medical Malpractice (45)	<input type="checkbox"/> A7210 Medical Malpractice - Physicians & Surgeons <input type="checkbox"/> A7240 Other Professional Health Care Malpractice	1., 4. 1., 4.
Other Personal Injury Property Damage Wrongful Death (23)	<input type="checkbox"/> A7250 Premises Liability (e.g., slip and fall) <input type="checkbox"/> A7230 Intentional Bodily Injury/Property Damage/Wrongful Death (e.g., assault, vandalism, etc.) <input type="checkbox"/> A7270 Intentional Infliction of Emotional Distress <input type="checkbox"/> A7220 Other Personal Injury/Property Damage/Wrongful Death	1., 4. 1., 4. 1., 3. 1., 4.

SHORT TITLE: <b>DILLMAN v. SPIKE CABLE NETWORKS, INC., et al.</b>	CASE NUMBER:
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03/03/2010

	A Civil Case Cover Sheet Category No.	B Type of Action (Check only one)	C Applicable Reasons See Step 3 Above
<b>Non-Personal Injury/Property Damage/Wrongful Death Tort</b>	Business Tort (07)	<input type="checkbox"/> A6029 Other Commercial/Business Tort (not fraud/breach of contract)	1., 3.
	Civil Rights (08)	<input type="checkbox"/> A6005 Civil Rights/Discrimination	1., 2., 3.
	Defamation (13)	<input checked="" type="checkbox"/> A6010 Defamation (slander/libel)	1., 2., 3.
	Fraud (16)	<input type="checkbox"/> A6013 Fraud (no contract)	1., 2., 3.
	Professional Negligence (25)	<input type="checkbox"/> A6017 Legal Malpractice <input type="checkbox"/> A6050 Other Professional Malpractice (not medical or legal)	1., 2., 3. 1., 2., 3.
	Other (35)	<input type="checkbox"/> A6025 Other Non-Personal Injury/Property Damage tort	2., 3.
<b>Employment</b>	Wrongful Termination (36)	<input type="checkbox"/> A6037 Wrongful Termination	1., 2., 3.
	Other Employment (15)	<input type="checkbox"/> A6024 Other Employment Complaint Case <input type="checkbox"/> A6109 Labor Commissioner Appeals	1., 2., 3. 10.
<b>Contract</b>	Breach of Contract/ Warranty (06) (not insurance)	<input type="checkbox"/> A6004 Breach of Rental/Lease Contract (not unlawful detainer or wrongful eviction) <input type="checkbox"/> A6008 Contract/Warranty Breach -Seller Plaintiff (no fraud/negligence) <input type="checkbox"/> A6019 Negligent Breach of Contract/Warranty (no fraud) <input type="checkbox"/> A6028 Other Breach of Contract/Warranty (not fraud or negligence)	2., 5. 2., 5. 1., 2., 5. 1., 2., 5.
	Collections (09)	<input type="checkbox"/> A6002 Collections Case-Seller Plaintiff <input type="checkbox"/> A6012 Other Promissory Note/Collections Case	2., 5., 6. 2., 5.
	Insurance Coverage (18)	<input type="checkbox"/> A6015 Insurance Coverage (not complex)	1., 2., 5., 8.
	Other Contract (37)	<input type="checkbox"/> A6009 Contractual Fraud <input type="checkbox"/> A6031 Tortious Interference <input type="checkbox"/> A6027 Other Contract Dispute(not breach/insurance/fraud/negligence)	1., 2., 3., 5. 1., 2., 3., 5. 1., 2., 3., 8.
<b>Real Property</b>	Eminent Domain/Inverse Condemnation (14)	<input type="checkbox"/> A7300 Eminent Domain/Condemnation      Number of parcels _____	2.
	Wrongful Eviction (33)	<input type="checkbox"/> A6023 Wrongful Eviction Case	2., 6.
	Other Real Property (26)	<input type="checkbox"/> A6018 Mortgage Foreclosure <input type="checkbox"/> A6032 Quiet Title <input type="checkbox"/> A6060 Other Real Property (not eminent domain, landlord/tenant, foreclosure)	2., 6. 2., 6. 2., 6.
<b>Unlawful Detainer</b>	Unlawful Detainer-Commercial (31)	<input type="checkbox"/> A6021 Unlawful Detainer-Commercial (not drugs or wrongful eviction)	2., 6.
	Unlawful Detainer-Residential (32)	<input type="checkbox"/> A6020 Unlawful Detainer-Residential (not drugs or wrongful eviction)	2., 6.
	Unlawful Detainer-Post-Foreclosure (34)	<input type="checkbox"/> A6020F Unlawful Detainer-Post-Foreclosure	2., 6.
	Unlawful Detainer-Drugs (38)	<input type="checkbox"/> A6022 Unlawful Detainer-Drugs	2., 6.

SHORT TITLE: <b>DILLMAN v. SPIKE CABLE NETWORKS, INC., et al.</b>	CASE NUMBER
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	<b>A</b> Civil Case Cover Sheet Category No.	<b>B</b> Type of Action (Check only one)	<b>C</b> Applicable Reasons - See Step 3 Above
<b>Judicial Review</b>	Asset Forfeiture (05)	<input type="checkbox"/> A6108 Asset Forfeiture Case	2., 6.
	Petition re Arbitration (11)	<input type="checkbox"/> A6115 Petition to Compel/Confirm/Vacate Arbitration	2., 6.
	Writ of Mandate (02)	<input type="checkbox"/> A6151 Writ - Administrative Mandamus	2., 8.
		<input type="checkbox"/> A6152 Writ - Mandamus on Limited Court Case Matter	2.
		<input type="checkbox"/> A6153 Writ - Other Limited Court Case Review	2.
	Other Judicial Review (39)	<input type="checkbox"/> A6150 Other Writ /Judicial Review	2., 8.
<b>Provisionally Complex Litigation</b>	Antitrust/Trade Regulation (03)	<input type="checkbox"/> A6003 Antitrust/Trade Regulation	1., 2., 8.
	Construction Defect (10)	<input type="checkbox"/> A6007 Construction Defect	1., 2., 3.
	Claims Involving Mass Tort (40)	<input type="checkbox"/> A6006 Claims Involving Mass Tort	1., 2., 8.
	Securities Litigation (28)	<input type="checkbox"/> A6035 Securities Litigation Case	1., 2., 8.
	Toxic Tort Environmental (30)	<input type="checkbox"/> A6036 Toxic Tort/Environmental	1., 2., 3., 8.
	Insurance Coverage Claims from Complex Case (41)	<input type="checkbox"/> A6014 Insurance Coverage/Subrogation (complex case only)	1., 2., 5., 8.
<b>Enforcement of Judgment</b>	Enforcement of Judgment (20)	<input type="checkbox"/> A6141 Sister State Judgment	2., 9.
		<input type="checkbox"/> A6160 Abstract of Judgment	2., 6.
		<input type="checkbox"/> A6107 Confession of Judgment (non-domestic relations)	2., 9.
		<input type="checkbox"/> A6140 Administrative Agency Award (not unpaid taxes)	2., 8.
		<input type="checkbox"/> A6114 Petition/Certificate for Entry of Judgment on Unpaid Tax	2., 8.
		<input type="checkbox"/> A6112 Other Enforcement of Judgment Case	2., 8., 9.
<b>Miscellaneous Civil Complaints</b>	RICO (27)	<input type="checkbox"/> A6033 Racketeering (RICO) Case	1., 2., 8.
	Other Complaints (Not Specified Above) (42)	<input type="checkbox"/> A6030 Declaratory Relief Only	1., 2., 8.
		<input type="checkbox"/> A6040 Injunctive Relief Only (not domestic/harassment)	2., 8.
		<input type="checkbox"/> A6011 Other Commercial Complaint Case (non-tort/non-complex)	1., 2., 8.
	<input type="checkbox"/> A6000 Other Civil Complaint (non-tort/non-complex)	1., 2., 8.	
<b>Miscellaneous Civil Petitions</b>	Partnership Corporation Governance (21)	<input type="checkbox"/> A6113 Partnership and Corporate Governance Case	2., 8.
	Other Petitions (Not Specified Above) (43)	<input type="checkbox"/> A6121 Civil Harassment	2., 3., 9.
		<input type="checkbox"/> A6123 Workplace Harassment	2., 3., 9.
		<input type="checkbox"/> A6124 Elder/Dependent Adult Abuse Case	2., 3., 9.
		<input type="checkbox"/> A6190 Election Contest	2.
		<input type="checkbox"/> A6110 Petition for Change of Name	2., 7.
<input type="checkbox"/> A6170 Petition for Relief from Late Claim Law		2., 3., 4., 8.	
	<input type="checkbox"/> A6100 Other Civil Petition	2., 9.	

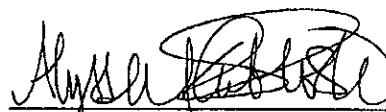
SHORT TITLE: DILLMAN v. SPIKE CABLE NETWORKS, INC., et al.	CASE NUMBER
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**Item III. Statement of Location:** Enter the address of the accident, party's residence or place of business, performance, or other circumstance indicated in Item II., Step 3 on Page 1, as the proper reason for filing in the court location you selected.

<b>REASON:</b> Check the appropriate boxes for the numbers shown under Column C for the type of action that you have selected for this case.  <input type="checkbox"/> 1. <input checked="" type="checkbox"/> 2. <input type="checkbox"/> 3. <input type="checkbox"/> 4. <input type="checkbox"/> 5. <input type="checkbox"/> 6. <input type="checkbox"/> 7. <input type="checkbox"/> 8. <input type="checkbox"/> 9. <input type="checkbox"/> 10.		ADDRESS:
CITY: Los Angeles	STATE: CA	ZIP CODE: 90012

**Item IV. Declaration of Assignment:** I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that the above-entitled matter is properly filed for assignment to the Stanley Mosk courthouse in the Central District of the Superior Court of California, County of Los Angeles [Code Civ. Proc., § 392 et seq., and Local Rule 2.0, subds. (b), (c) and (d)].

Dated: March 20, 2015

  
(SIGNATURE OF ATTORNEY/FILING PARTY)

**PLEASE HAVE THE FOLLOWING ITEMS COMPLETED AND READY TO BE FILED IN ORDER TO PROPERLY COMMENCE YOUR NEW COURT CASE:**

1. Original Complaint or Petition.
2. If filing a Complaint, a completed Summons form for issuance by the Clerk.
3. Civil Case Cover Sheet, Judicial Council form CM-010.
4. Civil Case Cover Sheet Addendum and Statement of Location form, LACIV 109, LASC Approved 03-04 (Rev. 03/11).
5. Payment in full of the filing fee, unless fees have been waived.
6. A signed order appointing the Guardian ad Litem, Judicial Council form CIV-010, if the plaintiff or petitioner is a minor under 18 years of age will be required by Court in order to issue a summons.
7. Additional copies of documents to be conformed by the Clerk. Copies of the cover sheet and this addendum must be served along with the summons and complaint, or other initiating pleading in the case.

0012015