

ORIGINAL

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IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF GEORGIA

MAR 28 2008

JAMES W. HATTEN, Clerk
By: *[Signature]* Deputy Clerk

GABRIELLE UNION,)
)
 Plaintiff,)
)
 vs.)
)
 CALVIN HIGH, STEVE RAYMOND,)
 JOHN DOES 1-10,)
)
 Defendants.)
 _____)

CIVIL ACTION FILE
 NO. _____
1 : 08 - CV - 124 2

COMPLAINT FOR DAMAGES

Plaintiff, Gabrielle Union, by and through the undersigned counsel, Locke Lord Bissell & Liddell, LLC, hereby sues the Defendants and alleged, upon information and belief as follows:

THE PARTIES

1. Ms. Union is a resident of Los Angeles, California.
2. On information and belief, Defendant Steve Raymond is a Georgia resident who purportedly operates "Steve Raymond International".
3. On information and belief, Defendant Steve Raymond listed the following landline telephone number for contact on craigslist.org: 770-961-7149.

4. On information and belief, Defendant Calvin High is a Georgia resident and is the registered owner and user for the landline telephone number: 770-961-7149 and resides at either 5558 Phillips Drive, Forest Park, GA 30260; or 6292 Culver Drive, Morrow, GA, 30260.

5. On information and belief, Defendant Steve Raymond resides and/or conducts business at 2293 Lanier Place, Morrow, GA 30260.

6. On information and belief, Defendant Steve Raymond and Defendant Calvin High are the same person and/or are acting in conjunction with one another, and perhaps others, to commit the torts and fraudulent activity alleged below.

7. On information and belief, Defendants Steve Raymond and/or Defendant Calvin High committed the acts described below in conjunction with and/or with the help of several other individuals who are unknown to Ms. Union at this time. For purposes of this lawsuit, unknown Defendants will be referred to as Defendants John Doe 1-10.

JURISDICTION AND VENUE

8. This Court has subject matter jurisdiction over this claim.

9. Ms. Union is a resident of California.

10. On information and belief, Defendant Calvin High is a resident of Georgia as are, on information and belief, the remaining Defendants.

11. Pursuant to 28 U.S.C. §1332, this Court has diversity jurisdiction.

12. Venue is proper because Defendant Calvin High resides in Clayton County, Georgia.

THE FACTS

13. At all times relevant hereto, Ms. Union was a television and film actress and model.

14. On information and belief, at all times relevant hereto, Defendants Calvin High and/or Steve Raymond, on craigslist.org, sought applicants for what was purported to be an executive assistant position.

15. On information and belief, Defendant Calvin High and/or Steve Raymond represented to the general public that the executive assistant position posted on the web-site craigslist.org was to be the assistant to Ms. Union's Executive Assistant and further represented to the general public that the applicant awarded the position would ultimately work for Ms. Union.

16. On information and belief, Defendant Calvin High and/or Steve Raymond, individually, collectively or with the assistance of Defendants John Doe 1-10, communicated to the executive assistant position applicants and to the general public through the web-site craigslist.org.

17. On information and belief, Craigslist provides local classifieds and forums for 450 cities worldwide in all 50 US states, and over 50 countries.

18. On information and belief, at all times relevant hereto, Defendants John Does 1-10 assisted Defendants Calvin High and/or Steve Raymond in advertising the executive assistant position and communicating and arranging subsequent activities and communications regarding the executive assistant applications.

19. On information and belief, Defendant Calvin High and/or Steve Raymond, or one of the other unknown defendants, provided potential job applicants with the phone number 770-961-7149 -- which on information and belief is registered to Calvin High -- as a contact number.

20. On information and belief, Defendant Calvin High and/or Steve Raymond, individually, collectively or with the assistance of Defendants John Doe 1-10, called potential job applicants from 678-432-4756 and told potential job applicants to send employment applications to 2293 Lanier Place, Morrow, GA 30260.

21. At all times relevant hereto, Ms. Union did not know Defendants.

22. At all times relevant hereto, Ms. Union did not hire Defendants to fill an executive assistant position. At all times relevant hereto, Ms. Union did not authorize Defendants to act on her behalf.

23. At all times relevant hereto, Ms. Union did not have an opening for an executive assistant position.

COUNT I: FRAUDULENT IMPERSONATION

24. Ms. Union incorporates by reference the allegations set forth in paragraphs 1 through 23 of this Complaint as though the same were fully set forth at length herein.

25. On information and belief, before and on March 16, 2008, Defendant advertised that he was seeking to fill the position of Ms. Union's executive assistant without Ms. Union's prior knowledge or consent.

26. On information and belief, without Ms. Union's prior knowledge or consent, Defendant misrepresented himself to the general public in general, and craigslist.org viewers and potential and interested applicants to the position of Ms. Union's executive assistant. On information and belief, Defendants may have used other media, as well, to perpetrate this unauthorized scheme.

27. On information and belief, Defendants secured from various individuals, including potential and interested applicants, confidential information which one would ordinarily provide to a potential employer.

28. On information and belief, as a result of Defendants' misrepresentations, at least one individual responded to the advertisement for the position of Ms. Union's executive assistant and subsequently contacted Ms. Union directly inquiring about the advertisement.

29. Ms. Union at no time advertised any positions for an executive assistant on craigslist.com, nor did Ms. Union authorize Defendant or any agent of Defendant to use Ms. Union's name for that or any other purpose.

30. Defendant's acts and conduct violated Ms. Union's right to privacy by appropriating Ms. Union's name for the commercial and criminal benefit and profit of Defendants and by placing Ms. Union in a false light in the eyes of Ms. Union's business associates.

31. As a result of Defendants fraudulent/tortious acts, Ms. Union suffered damages, in an amount to be determined at trial.

32. The invasion of Ms. Union's right of privacy by Defendant and the use of Ms. Union's name subjected Ms. Union to embarrassment and humiliation,

injured Ms. Union's reputation in the entertainment industry, and caused Ms. Union to suffer severe emotional distress.

33. Defendant acted maliciously and with wonton disregard of Ms. Union's reputation, for which Ms. Union is entitled to punitive damages in excess of \$100,000.

COUNT II: APPROPRIATION INVASION OF PRIVACY

34. Ms. Union incorporates by reference the allegations set forth in paragraphs 1 through 33 of this Complaint as though the same were fully set forth at length herein.

35. On information and belief, Defendant Steve Raymond and/or Calvin High used Ms. Union's name and likeness in the advertisements placed on craigslist.org and in the communications made to induce others to act.

36. Defendant used Ms. Union's name and likeness for its benefit, use and advantage.

37. As a result of Defendants tortious acts, Ms. Union suffered damages, in an amount to be determined at trial.

COUNT III: FALSE LIGHT INVASION OF PRIVACY

38. Ms. Union incorporates by reference the allegations set forth in paragraphs 1 through 34 of this Complaint as though the same were fully set forth at length herein.

39. Defendants placed Ms. Union in a false light by purporting to act on Ms. Union's behalf, impersonating Ms. Union, and advertising for executive assistant positions on craigslist.org.

40. Defendants knew or should have known that he was not authorized to advertise anything on Ms. Union's behalf and therefore had knowledge of the falsity of the publicized advertisement and the false light in which Ms. Union would be placed.

COUNT IV: CONSPIRACY TO INVADE PRIVACY

41. Ms. Union incorporates by reference the allegations set forth in paragraphs 1 through 40 of this Complaint as though the same were fully set forth at length herein.

42. Defendants Calvin High, Steve Raymond and John Does 1-10 had a common design and purpose to fraudulently impersonate Ms. Union, appropriate Ms. Union's name for Defendants advantage and place Ms. Union in a false light.

43. On information and belief, Defendants Calvin High, Steve Raymond and John Does 1-10 posted advertisements for the position of Ms. Union's

executive assistant on craigslist.org and communicated through that web-site in furtherance of the conspiracy.

44. As a result of Defendants tortious acts, Ms. Union suffered damages, in an amount to be determined at trial.

COUNT V: CONSPIRACY TO COMMIT CRIMINAL CONDUCT

45. Ms. Union incorporates by reference the allegations set forth in paragraphs 1 through 44 of this Complaint as though the same were fully set forth at length herein.

46. Defendants Calvin High, Steve Raymond and John Does 1-10 had a common design and purpose to fraudulently impersonate Ms. Union.

47. Defendants Calvin High, Steve Raymond and John Does 1-10 had a common design and purpose to defraud all persons interested in becoming an executive assistant to Ms. Union.

48. Defendant Steve Raymond posted advertisements for the position of Ms. Union's executive assistant on craigslist.org and communicated through list.com in furtherance of the conspiracy.

49. As a result of Defendants fraudulent/tortious acts, Ms. Union suffered damages, in an amount to be determined at trial.

PRAYER FOR RELIEF

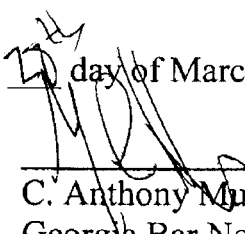
WHEREFORE, Ms. Union prays for relief as follows:

- (a) General damages according to the proof to be presented at trial;
- (b) Punitive damages in excess of \$100,000;
- (c) A temporary restraining order to restrain defendants from listing employment positions on websites in Ms. Union's name purporting to be Ms. Union's agent, using Ms. Union's name or business to induce others to act and impersonating Ms. Union until a hearing is held on Ms. Union's application for a preliminary injunction;
- (d) A preliminary injunction to restrain defendant from listing employment positions on websites in Ms. Union's name purporting to be Ms. Union's agent, using Ms. Union's name or business to induce others to act, and impersonating Ms. Union during the pendency of this action; and for an order enjoining Defendants from coming within 1,000 feet of Ms. Union.
- (e) On a final hearing, defendant be permanently enjoined from listing employment positions on websites in Ms. Union's name purporting to be Ms. Union's agent, using Ms. Union's name or business to induce others to act and impersonating Ms. Union;
- (f) Ms. Union recover all damages incurred as a result of Defendants actions;

(g) Ms. Union recover the costs of suit, including attorney's fees, as provided by law; and

(h) Ms. Union receives such other relief as the Court deems just and proper.

Respectfully submitted this 12 day of March 2008.



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