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BATCH #	440
RECEIVED DATE	1/23/08
CK/CC	PT # 1590
AMOUNT	\$ 200-
PAYOR	

DREW SHINICK,
Plaintiff,
vs.
GOOGLE, INC., ABC CORPORATIONS 1-10,
and JOHN or JANE DOES 1-10,
Defendants.

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION
HUDSON COUNTY
DOCKET NO. *Hud. L. 375-08*
CIVIL ACTION
COMPLAINT

Plaintiff, residing at 607 Bergenline Avenue, #2, Union City, New Jersey, by way of complaint against defendants, states:

FIRST COUNT

1. Plaintiff is employed at Huron Consulting Group, a Rhode Island based corporation that specializes in providing large companies and institutions with financial analysis and assistance in a large array of corporate issues, such as litigation, health plans, corporate governance, tax compliance and transactions. Mr. Shinick has been a Director with the organization since June of 2006. Huron has earned a national and international reputation and has assisted Fortune 500 companies, mid sized corporations, hospitals, and state governments.

2. Defendant Google, Inc. is an internet search engine headquartered in Mountain View, California, and is the owner and publisher of a blog on the internet with an internet address of www.marriedmenwhocheat.blogspot.com. Google is the largest internet search engine service in the world, and is one of the largest internet companies in the world. It is accessible by any person with internet access, and thus jurisdiction is proper in New Jersey under the long arm statute. As owner of the aforementioned website, defendant Google, Inc. is liable for the tortious acts of the individuals referred to in this complaint.

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TEAM #1

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SUPERIOR COURT OF NJ
COUNTY OF HUDSON
CIVIL DIVISION #7

3. On or about November 17th, 2005, the aforementioned website was used by Darcey Cirillo and Carol Jiminez for the blog features in order to publish and disseminate statements containing defamatory remarks concerning plaintiff, i.e., that plaintiff is unfaithful in his relationships and marriages, that he is a “scumbag, a liar, cheater, and a disgusting human being..” Plaintiff did not discover the defamatory publications until late in 2006. These defamatory remarks have resulted in great pain and anguish to the plaintiff due to the fact that many clients, potential clients, etc., research the plaintiff over the internet. This has often resulted in this information being found and spoken of to the plaintiff in a business setting.

4. Both of the authors of the defamatory statements published on the blog have committed themselves to remove the material, however, they have been unable to as they are no longer able to “log on” in order to change any of the material. Plaintiff, by and through his counsel Michael Orozco, has attempted innumerable times to have the defamatory statements removed. His counsel has faxed, mailed, emailed over a dozen requests to have the content removed over the course of the past 7 months. Plaintiff has even submitted notarized statements from the authors of the defamatory remarks demanding that the material be removed. Google, Inc., has refused to do so without a court order, thus resulting in the subject litigation.

5. Defendants John or Jane Doe 1-10 are the fictitious names of any individuals who may be responsible for the posting of any material other than Darcey Cirillo or Carol Jiminez. ABC Corporations 1-10 are the fictitious names of any corporations, companies, or business entities who may now control, operate, or own the aforementioned blog-site.

6. As a result of the false and defamatory statements which defendants have refused to remove, plaintiff has been injured in his good name, reputation, and credit, and has been brought

into public disgrace and infamy amongst his neighbors, his community, and his professional colleagues and peers, both within and without Huron Consulting Group, and his industry.

7. In particular, by way of example and not limitation, plaintiff's professional reputation within Huron Consulting Group is so damaged by the defamatory publication that he has been approached by his peers regarding the content and they have urged him to have it removed.

8. The damages to plaintiff's reputation and good name have caused him to suffer loss of income, substantial pain and suffering and emotional distress.

SECOND COUNT

1. Plaintiff repeats the allegations contained in the First Count.

2. The defendant Google, Inc. had a duty to plaintiff not to publish scandalous allegations against him without taking steps to ascertain the truth or falsity of the allegations.

3. The defendant Google, Inc., breached their duty to plaintiff by taking no steps prior to publication to investigate the truth or falsity of the scandalous allegation against plaintiff made by defendant John or Jane Doe, ABC Corporations 1-10..

4. As a result of the negligence of defendant Google, Inc., plaintiff has suffered damage.

THIRD COUNT

1. Plaintiff repeats the allegations contained in the First and Second Counts.

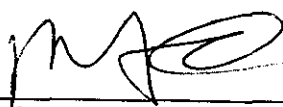
2. Defendants' conduct toward plaintiff constitutes the tort of outrage and/or infliction of emotional harm, resulting in great damage to plaintiff.

WHEREFORE, plaintiff demands judgment against defendants, jointly and severally, for damages, punitive damages, interest, and costs of suit.

Bailey & Orozco, LLC
Attorneys for Plaintiff

BY:

DATED: 1/8/08

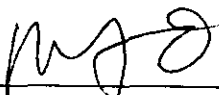


Michael Orozco

DEMAND FOR JURY TRIAL

Plaintiff hereby demands a trial by jury as to all issues.

DATED: 1/8/08



Michael Orozco

DESIGNATION OF TRIAL COUNSEL

Michael Orozco, Esq. is designated as trial counsel in this matter.

DATED: 1/8/08




Michael Orozco

DEMAND FOR PRODUCTION OF INSURANCE AGREEMENTS

Pursuant to R. 4:10-2(b), demand is hereby made that you disclose to the undersigned whether there are any insurance agreements or policies under which any person or firm carrying on an insurance business may be liable to satisfy all or part of a judgment which may be entered in the action or to indemnify or reimburse for payment made to satisfy the judgment. If so, please attach a copy of each, or in the alternative state, under oath and certification: (a) policy number; (b) name and address of insurer; (c) inception and expiration date; (d) names and addresses of all persons insured thereunder; (e) personal injury limits; (f) property damage limits; and (g) medical payment limits.

DATED: 1/8/08



Michael Orozco

CERTIFICATION PURSUANT TO R. 4:5-1