

### **Insert Plaintiffs' Legal Counsel Letterhead**

Alkivaides "Alki" David, a single man; Anakando Media Group, a British Virgin Islands entity registered in Belgium; FilmOn TV Ltd. a UK company; FilmOn TV Inc., a Delaware corporation; Alki David Productions Inc., a Delaware corporation; **IS THIS ONLY A US ENTITY?**; Swissx Labs AG, Inc., a Delaware corporation; Swissx Labs AG, a Swiss Corporation; Hologram USA Inc., a Delaware corporation, with its principal place of business in Gstaad, Switzerland; FOTV, Inc., a Delaware corporation, **DO WE NEED TO NAME ANY DBA'S?**  
**Partnerships?**

vs.

Gloria Allred, Esq., in her individual capacity and as a principal in Allred, Maroko & Goldberg; Nathan Goldberg, Esq., in his individual capacity, and as a partner in Allred, Maroko & Goldberg, Delores Y. Leal, Esq., in her individual capacity and as a partner of Allred, Maroko & Goldberg; Renee Mochkatel, Esq., in her individual capacity and as a partner of Allred, Maroko & Goldberg; Lisa Bloom, Esq., in her individual capacity and as the owner of the Law Offices of Lisa Bloom; Law Offices of Lisa Bloom; Thomas V Girardi, in his individual capacity, and as a partner in Girardi Keese; Gary A. Dordick, in his individual capacity and as a partner in Dordick Law Corporation; Keith Griffin, in his individual capacity and his capacity as a former partner in Girardi & Keese. Joseph Chora, Esq., in his individual capacity, and as a partner in Chora, Young & Manasserian; Ebby S. Bakhtiar, in his individual capacity and as a partner in The Law Offices of Ebby S. Bakhtiar; Mahim Kahn; Elizabeth Taylor; Lauren Reeves; Rita Nichols; Mary Rizzo; Ciera Maniefe; Chastity Jones; Monica D'Onfrio; **ADD EXPERTS - WHICH ONES CONTRIVED?** ABC individuals 1-25 inclusive; XYZ corporations 1-25, inclusive; Does 1-25, inclusive.

### **COMPLAINT**

Plaintiffs Alkivades David ("David"), FilmOn TV, Inc.; Alki David Productions, Inc; FilmOn U.K. Limited, Anakando Media Group, SwissX, Inc., a U.S. corporation (U.S. Swissx); Swissx Lab, A.G. a Swiss company (Swiss Lab);

Hologram USA, a U.S. Corporation, for their complaint against Defendants Gloria Allred, Esq., in her individual capacity and as a partner in Allred, Maroko & Goldberg; Nathan Goldberg, Esq., in his individual capacity and as a partner in Allred, Maroko & Goldberg; Delores Y. Leal, Esq., in her individual capacity and as a partner in Allred, Maroko & Goldberg; Renee Mochkatel, in her individual capacity, and as a partner in Allred, Maroko & Goldberg; Lisa Bloom, Esq., in her individual capacity and as a partner is the Law Offices of Lisa Bloom; Tom Girardi, in his individual capacity and as a partner in Girardi Keese; Gary A. Dordick, in his individual capacity and as a partner in Dordick Law Corporation; Keith Griffin, in his individual capacity and in his capacity as a former partner in Girardi & Keese; Joseph Chora, Esq., in his individual capacity, and as a partner in Chora, Young & Manasserian; Ebby S. Bakhtiar, in his individual capacity and as a partner in The Law Offices of Ebby S. Bakhtiar (Attorney Defendants), Mahim Kahn; Elizabeth Taylor; Lauren Reeves; Rita Nichols; Mary Rizzo; Ciera Maniefe; Chastity Jones; Monica D'Onfrio; allege as follows:

## **INTRODUCTION**

This is a case about extortion, witness tampering, abuse of process, mail fraud, witness tampering, intentional interference with contractual relations,

intentional interference with prospective contractual relations, and intentional infliction of emotional distress, committed by Defendant Gloria Allred, and members of her firm, Allred, Maroko & Goldberg, including Nathan Goldberg, Delores Y Leal, Esq., and Renee Mochkatel, Esq., Defendant Lisa Bloom, Esq., in her individual capacity and as a partner in the Law Offices of Lisa Bloom; Defendant Thomas V. Girardi, in his individual capacity and as a partner in Girardi Keese; Defendant Gary A. Dordick, in his individual capacity and as a partner in Dordick Law Corporation; Defendant Keith Griffin, in his individual capacity and in his capacity as a former partner in Girardi & Keese, as well as in his capacity as an associate in Dordick Law Corporation; Joseph Chora, Esq., in his individual capacity, and as a partner in Chora, Young & Manasserian; Ebby S. Bakhtiar, in his individual capacity and as a partner in The Law Offices of Ebby S. Bakhtiar (Attorney Defendants).

Plaintiffs assert that the Attorney Defendants unlawfully and tortiously attempted to, and in some instances, did extract millions of dollars from Plaintiff David and the Entity Plaintiffs by a concerted enterprise that employed calculated media campaigns, threats and intimidation, and abusive litigious actions. Plaintiffs allege that the clients of the Defendant Attorneys, Mahim Kahn, Elizabeth Taylor;

Lauren Reeves; Rita Nichols; Mary Rizzo; Ciera Maniefe; David Maniefe, Chastity Jones and Monica D'Onfrio, knowingly and wilfully participated in the interrelated enterprise calculated to extort money from Plaintiff David and the Entity Plaintiffs.

**ADD EXPERTS - WHICH ONES CONTRIVED?**

This action is filed pursuant to the Racketeer Influenced and Corrupt Practices Act ("RICO), 18 U.S.C. §§ 1961-68, alleging **(with more specifics)** that Defendants caused Plaintiffs' injuries set forth in this Complaint which seeks monetary damages for Plaintiffs' compensable injuries directly related to Defendants' racketeering enterprises, cognizable under pursuant to 18 U.S.C. §§1962(b)(c) and (d), including injuries to Plaintiff David and to the Entity Plaintiffs.

Plaintiffs assert, pursuant to 18 U.S.C. §§1962(b)(c) and (d), that the Attorney Defendants, their employees and agents, conspired with one another and intended to and willfully conducted an inter-related, clear and continuous pattern of racketeering activity to benefit Defendant Attorneys' unlawful enterprise, and that Defendants continue to do so, by, inter alia, wilfully and intentionally conspiring against Plaintiff David and the Entity Plaintiffs by filing spurious lawsuits against Plaintiff David and the Entity Plaintiffs (which entity plaintiffs were named in

which suits?), who were, and continue to be, victimized by Attorney Defendants' continuous pattern of racketeering conducted to benefit their enterprise, including mail fraud, extortion, tampering with witnesses, falsification of a signature in a civil proceeding, bribery, and aiding and abetting, all cognizable as RICO predicate acts pursuant to 18 U.S.C. §§ 1862(b)(c) and (d).

Specifically, the Attorney Defendants filed unethical, spurious lawsuits against Plaintiff David without investigating the merits of those actions, often dismissing those complaints years later when trial proceedings were forthcoming. In addition to violating

Further, Defendants Allred and Bloom (and Girardi?) wrongfully sought to enforce a judgment against Plaintiff David and his family in Switzerland, in violation of Swiss law - **expand - can Swiss Counsel provide proper language summarizing their country's laws.** Their corrupt, wilful and intentional actions, constituting criminal acts under relevant Swiss law, were committed under the auspices of an otherwise legitimate enterprise - the law firms of Defendants Girardi, Allred, and Bloom - any others? **Who filed in Switzerland**

Accordingly, Plaintiffs sue all Defendants for injuries to Plaintiff David's and the Entity Plaintiffs' businesses and properties directly and proximately caused

by reason of the Attorney Defendants' mail fraud, bribery, extortion, witness tampering, predicate claims pursuant to RICO, Defendants' intentional interference with Plaintiffs' contractual relations, and the Defendants' intentional infliction of emotional distress.

### **JURISDICTION AND VENUE**

The United States District Court for the Southern District of California has subject matter jurisdiction over this action pursuant to 18 U.S.C. §1964 as pursuant to 28 U.S.C. § 1332 (Diversity Jurisdiction). The parties are citizens of different countries and the amount in controversy exceeds the sum of \$75,000, exclusive of interest, costs and fees.

The Defendants are subject to specific personal jurisdiction in California. They were physically present in California. They emailed and otherwise transmitted documents in California in furtherance of their extortion scheme and wrongful enterprise. They committed multiple intentional torts, in whole or in part, in California, causing injury to Plaintiff David and to Plaintiff Entities. Their conduct was purposefully directed at California and was continuous and systematic. The Defendants have more than minimum contacts with California such that the

exercise of personal jurisdiction over them comports with traditional notions of fair play and substantial justice and is consistent with the Due Process Clause of the United States Constitution.

Venue is proper in this judicial district pursuant to 18 U.S.C. §1965 and 28 U.S.C. §1391 because Defendants are subject to personal jurisdiction in this judicial district. Defendants reside, are found, have agents, and transact affairs in California. A substantial part of the events giving rise to the claims asserted in this action occurred in the Southern District in California, where Plaintiff David and Plaintiff entities, **(other than those operating in the United Kingdom and Switzerland?)** suffered actual and special damages.

### **PARTIES**

Plaintiffs Alkiviades David (Plaintiff David), is a resident of California and a citizen of the United Kingdom.

Plaintiff David's business operations and that of his wholly-owned companies conduct business operations in the United States, including but not limited to California, as well as operating worldwide.

Defendant Gloria Allred is a citizen of California.

The firm of Allred, Maroko & Goldberg is a California law firm.

Defendant Nathan Goldberg is a citizen of California and is a named partner in Allred, Maroko & Goldberg.

Defendant Delores Y. Leal is a citizen of California and is a partner in Allred, Maroko & Goldberg..

Defendant Renee Mochkatel is a citizen of California and is a partner in Allred, Maroko & Goldberg.

Defendant Lisa Bloom, Esq., is a citizen of California and is a partner in the Law Offices of Lisa Bloom, a California law firm.

Defendant Thomas V. Girardi is a citizen of California.

Defendant Thomas V. Girardi was a partner in Girardi & Keese.

Defendant Joseph Chora is a citizen of California and is a partner in Chora, Young & Manasserian, a California law firm.

Defendant Ebby S. Bakhtiar, Esq. is a citizen of California and a member of the State Bar, practicing at his own California law firm.

Defendant Gary A. Dordick, Esq., is a citizen of California and a partner in Dordick Law Corporation, a California firm.

Defendant Keith Griffin, Esq., is a citizen of California. Griffin was long a member of the Girardi Keese firm, and is now an associate in Dordick

Law Corporation.

**Enterprise Allegations:**

In 2016, **ELABORATE ABOUT THE SUIT, the settlement, confidentiality provision and the wrongful divulsion of the confidential settlement's provisions.**

Thus, began a long series of spurious and harassing lawsuits filed by Defendant Attorneys against Plaintiff David and the Entity Plaintiffs that were part of an ongoing pattern employed by the Defendant Attorney, their Clients and Experts to extort money from Plaintiff David and the Entity Plaintiffs.

Upon information and belief, with the urging of Defendant Attorneys, various employees and ex-employees filed false claims against Plaintiff David and some of the Entity Plaintiffs.

**REQUESTED FROM DANA COLE Note to Counsel: Allie's affidavit establishes that she saw other Plaintiffs contrive claims by constantly entering Plaintiff David's office in hopes of enticing him to commit offensive conduct.**

**Upon information and belief, former employees who sued Plaintiff David met at a restaurant to collude and form untruthful allegations against Plaintiff David.**

**The former employees, encouraged and aided and abetted by the Defendant Attorneys, targeted Plaintiff David as a victim to name in spurious lawsuits. Former employees and their counsel deemed Plaintiff David to be their gravy train. In filing this lawsuit - Plaintiff David and**

**the Plaintiff Entities seeks justice to recoup millions of dollars, consisting of lost profits, improperly obtained court judgments.**

On February 2, 2017, Elizabeth Taylor and Chastity Jones filed a Labor-Wrongful Termination lawsuit in Los Angeles County Superior Court against Plaintiffs David, Hologram USA Inc., FilmOn TV. Inc. There is no truth to their allegations and, upon information and belief, the suit was filed by legal counsel, Defendants Goldstein, Bloom and Chora to extort settlement proceeds from Plaintiff David and/or the Entity Plaintiffs.

In April, 2019, Chastity Jones won an award against Plaintiff David for \$11 Million in compensatory damages, an amount that was reduced by \$437,120 by the court.

In October, 2019, a jury deadlocked 8-4 in Elizabeth Taylor's suit. Los Angeles County Superior Court Judge Christopher Lui declared a mistrial.

Karl Zirpel, a former employee of Alki David Productions, claimed he was improperly fired after raising safety concerns prior to an event hosted by Entity Plaintiff Hologram at Hologram Theater. Zirpel's sexual harassment claims, like that of many other Plaintiffs who Defendant Attorneys helped to victimize Plaintiff David, dropped the claim on the eve of trial. **Note: Alki was not personally named in this suit, but Zirpel's attorneys claimed in The Daily Beast that they would pursue Alki personally once the judgment was finalized.**

**Note: Alki was previously involved in unrelated litigation over a business dispute with Barry Diller, whose company, IAC owns the Daily Beast.**

On September 30, 2020, Jane Dough (Rita Nichols) filed a Labor-Wrongful termination lawsuit in Los Angeles County Superior Court against Plaintiffs David, FilmOn TV Networks, Inc., FilmOn TV La Inc. SwissX Labs AG Inc. a California Corp. AKA Swiss Lounge; Hologram USA Entertainment Inc.; FilmOn TV Inc. Hologram USA Inc. a California Corp. AKA Hologram USA Productions Inc; SwissX Labs AG Inc. AKA SwissX Lounge AKA FilmOn UK Ltd; Hologram USA Inc. AKA Hologram USA Productions Inc. AKA Hologram USA Entertainment Inc. AKA FilmOn TV

Inc. AKA FilmOn.Tv La. Inc. in Los Angeles Superior Court, Case No. 7498 - (we need the rest of the case number from Fred Heather). Plaintiff Doe's attorneys are Defendants Ebby S. Bakhtiar, Gary A. Dordick, Thomas Vincent Girardi. Plaintiff Alki is Fred D. Heather.

In 2019, Lauren Reeves sued Plaintiff David and Plaintiffs Hologram USA and Alki David Productions for sexual battery and sexual harassment. Defendant Goldberg represented Reeves, who worked as a comedy writer for Plaintiff Hologram USA. Reeves was awarded \$650,000 in compensatory damages and \$4.35 million in punitive damages.

In November, 2019, Mahim Khan, a former production assistant who worked at Entity Plaintiff FilmOn TV and Entity Plaintiff Alki David Productions, Inc., obtained an award of \$58 million for battery, sexual battery and sexual harassment against Plaintiff Alki David. This matter is on appeal before the Supreme Court of California.

On September 30, 2020, Jane Dough (Rita Nichols) filed a Labor-Wrongful termination lawsuit in Los Angeles County Superior Court against Plaintiffs David, FilmOn TV Networks, Inc., FilmOn TV La Inc. SwissX Labs AG Inc. a California Corp. AKA Swiss Lounge; Hologram USA Entertainment Inc.; FilmOn TV Inc. Hologram USA Inc. a California Corp. AKA Hologram USA Productions Inc; SwissX Labs AG Inc. AKA SwissX Lounge AKA FilmOn UK Ltd; Hologram USA Inc. AKA Hologram USA Productions Inc. AKA Hologram USA Entertainment Inc. AKA FilmOn TV Inc. AKA FilmOn.Tv La. Inc. in Los Angeles Superior Court, Case No. 7498 - (we need the rest of the case number from Fred Heather). Plaintiff Doe's attorneys are Defendants Ebby S. Bakhtiar, Gary A. Dordick, Thomas Vincent Girardi. Plaintiff Alki is Fred D. Heather.

#### **FACTUAL ALLEGATIONS COMMON TO ALL RICO COUNTS**

Plaintiffs restate paragraphs 1 through XXX of this Complaint and incorporate their averments by reference.

December 4, 2012, Plaintiff David met Defendants Lisa Bloom and Gloria Allred on the set of the Dr. Phil show. Upon information and belief, **When did Alki**

## meet Thomas V. Girardi?<sup>1</sup>

### Culpable Persons

Plaintiffs allege that Gloria Allred, Esq., in her individual capacity, and as a principal in Allred, Maroko & Goldberg; Nathan Goldberg, Esq., in his individual capacity, and as a partner in Allred, Maroko & Goldberg; Delores Y. Leal, Esq., in her individual capacity and as a partner of Allred, Maroko & Goldberg; Renee Mochkatel, Esq., in her individual capacity and as a partner of Allred, Maroko & Goldberg; Lisa Bloom, Esq., in her individual capacity and as the owner of the Law Offices of Lisa Bloom; Law Offices of Lisa Bloom; Thomas V Girardi, in his individual capacity, and as a partner in Girardi Keese; Gary A. Dordick, in his individual capacity and as a partner in Dordick Law Corporation; Keith Griffin, in his individual capacity and his capacity as a former partner in Girardi & Keese. Joseph Chora, Esq., in his individual capacity, and as a partner in Chora, Young & Manasserian; Ebby S. Bakhtiar, in his individual capacity and as a partner in The

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<sup>1</sup> **Note:** Due to a provision in California's professional code, disciplinary proceedings against Girardi are in abeyance as his license is inactive because he has been placed in conservatorship. He is not eligible to practice law as he is scheduled for disbarment on July 1, 2022. <https://apps.calbar.ca.gov/licensee/Detail/36603>.

Strategy Question: Girardi is in personal bankruptcy so the stay most likely will preclude suing him personally. Further he is messy divorce proceedings. In December, 2020, involuntary Chapter 7 Bankruptcy proceedings were filed against Girardi's law firm, Girardi & Keese. The firm became defunct on or near January, 2021 and its assets were sold by the bankruptcy trustee. *Tom Girardi's Law Office will be sold, as his home goes on the market, Trustee tells Court, by Amanda Bronstad, The Recorder, April 27, 2021.* Robert Keese, who helped Defendant Girardi found the Girardi & Keese law firm in 1965, also has been placed on involuntary inactive status and is not eligible to practice law. <https://apps.calbar.ca.gov/licensee/Detail/46858>.

Strategy Question: Given these complications with Girardi, should we name him and his prior firm as a defendant or simply include reference to him in the complaint with regard to averments regarding the enterprise and continuous activity? However, Girardi's former partner Keith Griffin, has joined the Dordick Law Firm, whose principal is Defendant Gary A. Dordick.

Law Offices of Ebby S. Bakhtiar; (Attorney Defendants), are each culpable persons capable of holding legal or beneficial interests in property, who have participated in long-term, organized conduct of a criminal enterprise affecting interstate and international commerce through an interrelated pattern of racketeering activity, in violation of RICO laws set forth in 18 U.S.C. §§1962 (b)(c)(d).

Defendants Mahim Kahn, Elizabeth Taylor 18 U.S.C. §§ 1862(b)(c) and (d).

Plaintiffs' RICO violations consist of extortion aimed at taking Plaintiffs' property through wrongful means, 18 U.S.C. § 1951(a), which, irrelevant part involves "the obtaining of property from another, with his consent, induced by wrongful use of actual or threatened force, violence, or fear. . ."; Tampering with witnesses, 18 U.S.C. §1512(b), which prohibits the corrupt persuasion of another person with an intent to impede an official proceeding.

Relevant case law informs that such "corrupt persuasion" includes what Defendant Attorneys have done ~ coaching witnesses about how to testify, without conducting any due diligence to verify the allegations, mail fraud committed with the intent to defraud and to cause the loss of money and property belonging to Plaintiffs. As to Defendant Allred, this pattern of manipulating witnesses, and, upon information and belief, paying the witnesses to testify in a particular fashion, is a pattern of obstruction of justice and witness tampering that is more than fifty years old. In the landmark Supreme Court Case, *Roe v. Wade*, upon information and belief, Defendant Allred coached Plaintiff Roe about what to testify to without verifying the allegations and thereby commenced her pattern of committing obstruction of justice and tampering with witnesses, as evidenced by Plaintiff Roe's informing, soon before she died, that Allred committed those acts. See [\*Gloria Allred On The New Norma McCorvey Documentary \(forbes.com\)\*](#).

Upon information and belief, Plaintiff David and the Entity Plaintiffs assert that Defendant Allred, conspiring with the other Attorney Defendants, including Goldberg, **insert** carry on with their criminal enterprise, coaching claimants to lie and mischaracterize their interactions with Plaintiff David and file spurious lawsuits against Plaintiff David and the Entity Plaintiffs in order to deprive the plaintiffs of their property.

### **Enterprise Allegations:**

In 2016, **ELABORATE ABOUT THE SUIT, the settlement,**

**confidentiality provision.**

Thus, began a long series of spurious suits filed by Defendant Attorneys against Plaintiff David. Upon information and belief, with the urging of Defendant Attorneys, various employees and ex-employees filed false claims against Plaintiff Alki and some of the Entity Plaintiffs.

**Note to Counsel: Allie's affidavit establishes that she saw other Plaintiffs contrive claims by constantly entering Plaintiff David's office in hopes of enticing him to commit offensive conduct. The former employees, encouraged and aided and abetted by the Defendant Attorneys, targeted Plaintiff David as a victim to name in spurious lawsuits. Former employees and their counsel deemed Plaintiff David to be their gravy train. In filing this lawsuit - Plaintiff David and the Plaintiff Entities seeks justice to recoup millions of dollars, consisting of lost profits, improperly obtained court judgments, and lost profitable contracts, as well as thwarted IPO's (name).**

**A Parade of Spurious, Defamatory Lawsuits, Extortion and Witness Tampering**

Upon information and belief, thereafter Defendants Girardi, Allred and Bloom conspired to pursue vexatious litigation creating a continuous and related pattern of racketeering activity against Plaintiff David and the Entity Defendants by filing numerous spurious and unfounded lawsuits against Plaintiff David and the Entity Plaintiffs. The Attorney Defendants were enabled by one another and retained experts to commit the predicate offenses of extortion, bribery, obstruction of justice, witness tampering and mail fraud solely because of each Attorney Defendants' position in their enterprise and their involvement in or control over the enterprise's affairs and because their offenses of extortion, bribery, obstruction of justice, witness tampering and mail fraud related to the activities of their enterprise, i.e., to enrich themselves by filing spurious lawsuits against Plaintiff David and the Entity Plaintiffs and thereby depriving those Plaintiffs of their property.

Upon information and belief, (Allie and Carl Affidavits provide this good faith basis) Defendants Girardi, Allred, and Bloom intentionally conspired to recruit employees of Plaintiffs FilmOn and Anakando and former employees of those Plaintiffs, to independently file tort lawsuits against David alleging he committed sexual misconduct in order to extract and extort money from David and the Entity Plaintiffs in furtherance of an enterprise specifically designed to enrich Defendants.

Specifically, in XXXX, YYYY, ZZZZZ, Defendants Allred, Bloom, Goldstein and their agents mercilessly and maliciously pursued Plaintiff David and the Entity Plaintiffs, in courts, as well as in the media, seeking to force Plaintiff David to settle with the parties who sued Plaintiff David and the Entity Plaintiffs. Further, even after obtaining judgments against Plaintiff David, Defendant Mahim Kahn and her attorneys, X Y filed spurious contempt actions against Plaintiff David, seeking outrageous, duplicative and meritless court orders such as <https://mail.google.com/mail/u/0/#search/Dana+cole/FMfcgzGpGSzQdqVtwlspFnZkZVzjdhJG?projector=1&messagePartId=0..>

The Attorney Defendants' enterprise is horizontally related because the predicate acts of those Defendants committing offenses, motivated by a desire to deprive Plaintiff David and the Entity Plaintiffs of money and property, including the Attorney Defendants committing the predicate offenses of extortion, bribery, obstruction of justice, witness tampering and mail fraud have distinct similarities regarding the following characteristics: results (money judgments), participants (The Attorney Defendants and a group of former employees of Plaintiff David and the Entity Plaintiffs), victims (Plaintiff David and the Entity Plaintiffs), methods of commission (the filing of spurious lawsuits against Plaintiff David and the Entity Plaintiffs).

Upon information and belief, there exists a strong threat of a repetition by Defendant Attorneys will extend indefinitely into the future.

**Strategy Question:** If Plaintiffs wish to allege an open-ended continuity, we may wish to refrain for naming Girardi as a Defendant - as if we do, we risk a court in the Ninth Circuit holding there is no open-ended continuity where one of the Defendants has ceased committing predicate acts. *See Turner v. Cook*, 362 F.3d 1219, 1230 (9th. Cir. 2004). Whereas, if we wish to establish an closed-ended continuity, we need to establish some showing of duration over "a substantial period of time "so long that there is a threat that conduct will occur in the future."

**Importantly**, the law in various federal court districts varies vastly on this element.

### **Strong Factual Nexus Suggesting Coordination Between the Defendants**

We need to establish the existence of conversations and meetings between the Attorney Defendants - one one note, we can imply there were such meetings

because in the *Reeves* case, Defendant Goldberg tried to introduce documents he has not disclosed in that litigation and counsel for Alki (Ellyn) went on the record stating he had tried to introduce documents from one of Lisa Bloom's cases asserted against Alki.

I need to review all transcripts to see if there are any more statements demonstrating the existence of a conspiracy between Defendant Attorneys.

**Moreover, Girardi's former partner, Defendant Keith Griffin, has joined the Dordick Law Firm, whose principal is Defendant Gary A. Dordick.**

**Note: Relevant law instructs that we need a strong factual nexus suggesting coordination between the defendants.**

### **First Cause of Action FEDERAL RICO 18 U.S.C. 1862(b).**

Plaintiff David and the Entity Plaintiffs restate paragraphs 1 through XXXX of this Complaint.

FEDERAL RICO 18 U.S.C. 1862(b) states that "It shall be unlawful for any person through a pattern of racketeering activity to acquire or maintain, directly or indirectly, any interest in or control of any enterprise, which is engaged in, or the activities of which, affect, interstate or foreign commerce."

On December 4, 2012, Plaintiff David met Defendants Lisa Bloom and Gloria Allred on the set of the Dr. Phil show. **When did Alki meet Thomas V. Girardi?**<sup>2</sup>

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<sup>2</sup> **Note:** Due to a provision in California's professional code, disciplinary proceedings against Girardi are in abeyance as his license is inactive because he has been placed in conservatorship. He is not eligible to practice law as he is scheduled for disbarment on July 1, 2022. <https://apps.calbar.ca.gov/licensee/Detail/36603>.

Strategy Question: Girardi is in personal bankruptcy so the stay most likely will preclude suing him personally. Further he is in messy divorce proceedings. In December, 2020, involuntary Chapter 7 Bankruptcy proceedings were filed against Girardi's law firm, Girardi & Keese. The firm became defunct on or near January, 2021 and its assets were sold by the bankruptcy trustee. *Tom Girardi's Law Office will be sold, as his home goes on the market, Trustee tells Court, by Amanda Bronstad, The Recorder, April 27, 2021.* Robert Keese, who helped Defendant

Upon information and belief, thereafter Defendants Girardi, Allred and Bloom conspired to pursue vexatious litigation against Plaintiff David and the Entity Defendants by filing spurious and unfounded lawsuits against Plaintiffs.

Upon information and belief, (Allie and Carl Affidavits provide this good faith basis) Defendants Girardi, Allred and Bloom intentionally conspired to recruit employees of Plaintiffs FilmOn and Anakando and former employees of those Plaintiffs, to independently file tort lawsuits against David alleging he committed sexual misconduct in order to extract and extort money from David and the Defendant Entities in furtherance of an enterprise specifically designed to enrich Defendants.

Specifically, in XXXX, YYYY, ZZZZZ, Defendants Allred, Bloom, Goldstein and their agents mercilessly and maliciously pursued Plaintiff David and the Entity Plaintiffs, in courts as well as in the media, seeking to force Plaintiff David to settle with the parties who sued Plaintiff David and the Entity Plaintiffs. **However, Girardi's former partner Defendant Keith Griffin, has joined the Dordick Law Firm, whose principal is Defendant Gary A. Dordick.**

Start with specific allegations against Gloria Allred and Lisa Bloom

As to Tom Girardi,

**Through their actions, Defendant Attorneys have obstructed justice.**

### **Culpable Persons**

Plaintiffs allege that Gloria Allred, Esq., in her individual capacity, and as a principal in Allred, Maroko & Goldberg; Nathan Goldberg, Esq., in his individual capacity, and as a partner in Allred, Maroko & Goldberg; Delores Y. Leal, Esq., in her individual capacity and as a partner of Allred, Maroko & Goldberg; Renee Mochkatel, Esq., in her individual capacity and as a partner of Allred, Maroko &

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Girardi found the Girardi & Keese law firm in 1965, also has been placed on involuntary inactive status and is not eligible to practice law. <https://apps.calbar.ca.gov/licensee/Detail/46858>.

Strategy Question: Given these complications with Girardi, should we name him and his prior firm as a defendant or simply include reference to him in the complaint with regard to averments regarding the enterprise and continuous activity? However, Girardi's former partner Keith Griffin, has joined the Dordick Law Firm, whose principal is Defendant Gary A. Dordick.

Goldberg; Lisa Bloom, Esq., in her individual capacity and as the owner of the Law Offices of Lisa Bloom; Law Offices of Lisa Bloom; Thomas V Girardi, in his individual capacity, and as a partner in Girardi Keese; Gary A. Dordick, in his individual capacity and as a partner in Dordick Law Corporation; Keith Griffin, in his individual capacity and his capacity as a former partner in Girardi & Keese. Joseph Chora, Esq., in his individual capacity, and as a partner in Chora, Young & Manasserian; Ebby S. Bakhtiar, in his individual capacity and as a partner in The Law Offices of Ebby S. Bakhtiar; (Attorney Defendants), are each culpable persons capable of holding legal or beneficial interests in property, who have participated in long-term, organized conduct of a criminal enterprise affecting interstate and international commerce through an interrelated pattern of racketeering activity, in violation of RICO laws set forth in 18 U.S.C. §§1962 (b)(c)(d).

Plaintiffs' RICO violations consist of extortion aimed at taking Plaintiffs' property through wrongful means, 18 U.S.C. §§ tampering with witnesses, 18 U.S.C. §1512(b), which prohibits the corrupt persuasion of another person with an intent to impede an official proceeding. Relevant case law informs that such "corrupt persuasion" includes what Defendant Attorneys have done ~ coaching witnesses about how to testify, without conducting any due diligence to verify the allegations, mail fraud committed with the intent to defraud and to cause the loss of money and property belonging to Plaintiffs. As to Defendant Allred, this pattern of manipulating witnesses, and, upon information and belief, paying the witnesses to testify in a particular fashion, is a pattern of obstruction of justice and witness tampering that is more than fifty years old. In the landmark Supreme Court Case, *Roe v. Wade*, upon information and belief, Defendant Allred coached Plaintiff Roe about what to testify to without verifying the allegations and thereby commenced her pattern of committing obstruction of justice and tampering with witnesses, as evidenced by Plaintiff Roe's informing, soon before she died, that Allred committed those acts. See [Gloria Allred On The New Norma McCorvey Documentary \(forbes.com\)](http://forbes.com).

Upon information and belief, Plaintiff David and the Entity Plaintiffs assert that Defendant Allred, conspiring with the other Attorney Defendants, carry on with their criminal enterprise, coaching claimants to lie and mischaracterize their interactions with Plaintiff David and file spurious lawsuits against Plaintiff David and the Entity Plaintiffs in order to deprive the plaintiffs of their property.

## **Enterprise Allegations**

Defendant Attorneys Girardi, Allred, Goldberg and Bloom were part of an initial enterprise consisting of a union or group of individuals with a common purpose that are associated in fact. Defendant Attorneys Delores Y. Leal, Renee Mochkatel, Dordick, Griffin, Choro, **WHAT OTHERS?** also joined the enterprise. ADD: Recount the details of the following:

The enterprise has as its purposes, extortion, mail fraud, tampering with witnesses, in order to deprive Plaintiff David and the Entity Plaintiffs of their money and property.

The relationship of the parties consists of informal and formal agreements and understandings to cause harm, threaten, embarrass and defame through unlawful means, including, but not limited to, the filing of spurious lawsuits with longevity - a scheme that began in 2014.

The members of the enterprise are manifold and they share a common purpose of enhancing their reputations as attorneys, and of seeking to extort payments from Plaintiff David and the Plaintiff Entities by means of their illegal concerted actions and conspiracies. Each and every member of the enterprise intended to engage in the conduct harming Plaintiff Alki and the Entity Plaintiffs and they did so with actual knowledge of their illegal activities.

The various harassing practices asserted against, and lawsuits filed against, Plaintiff David and the Plaintiff entities share an uncanny and unethical pattern. First, Defendant Attorneys would coach employees of Plaintiff David's companies about what to say at press conferences called by Defendant Attorneys Allred, Goldberg, and Bloom after Defendant Attorneys filed hastily composed legal complaints against Plaintiff David and Plaintiff Entities. **Do we need to add Girardi? Did Goldberg have any press conferences?**

Upon information and belief, Defendant Attorneys filed lawsuits without conducting a due diligence investigation into the verity of the allegations set forth in those lawsuits. Not only did those filings constitute manifest abuse of the legal process as they were entirely devoid of any supporting documentary or factual evidence, as proscribed by relevant ethical standards governing attorneys practicing law. They also are cognizable under RICO because the filing of those spurious lawsuits furthered the Defendant Attorneys' criminal enterprise and thereby harmed Plaintiff David and the Plaintiff Entities. Members of the enterprise who intended to

engage in the witness tampering to harm Plaintiff Alki and the Entity Plaintiffs in the *Mahim Kahn* lawsuit were Attorney Defendants Girardi, Allred, Goldberg, Leal and Mochkatel and Attorney Defendants did so with actual knowledge of their illegal activities.

**Here, we need to allege:** that there was an association in fact having a common purpose and that there is evidence regarding the continuity of the illegal enterprise organization and that its members function as a unit. *U.S. v. Christensen*, 828 F.3d 763, 780 (9th Cir. 2015)(quoting *U.S. v. Eufrasio*, 935 F.3d 553, 557 n. 29 (3d Cir. 1991)(internal quotation marks omitted). *Odom v. Microsoft Corporation*, 486 F.3d 541 (9th Cir. 2007)(en banc), *cert denied*, 128 S.Ct. 464 (2007).

To do so, we need to show: 1) evidence of hierarchy - Girardi-Allred-Bloom and now Goldberg etc. 2) Role differentiation, chain of command - we must discuss this to demonstrate that a that there is an association-in-fact enterprise.

Insert quotes from this trial transcript [FW: Ali Botto - Vol. 13 - October 4, 2019 Testimony.pdf - filmonpersonal@gmail.com - Gmail \(google.com\)](#) Also demonstrate that the Court in Mahim Kahn was made aware of the conspiring between the various former employees who interacted with one another to concoct claims against Plaintiff David. [FW: 139167.491786 Khan v Hologram USA, Inc, et al. \(BC654017\) - filmonpersonal@gmail.com - Gmail \(google.com\)](#)

Plaintiffs' counsel Goldberg in the Reeves case shared documents Defendant Goldberg not listing exhibits he got from Bloom. Not only did the Attorney Defendants commit such wrongdoing during the *Reeves* trial, Plaintiffs' counsel in *Mahim Kahn* committed gross ethical violations during his closing argument and violated Plaintiff David's constitutional and due process rights. [Khan ARB conformed - Google Docs](#) - Add specifics.

### **Witness Tampering**

18 U.S.C. Section 1512(b), Witness Tampering, provides:

(b) whoever knowingly uses intimidation, threatens, or corruptly persuades another person, or attempts to do so, or engages in misleading conduct toward another person, with intent to -

- (1) Influence, delay or prevent the testimony of any person in an official proceeding;
- (2) Cause or induce any person to -

- (A) withhold testimony, or withhold a record, document, or other object from an official proceeding;
  - (B) alter, destroy, mutilate, conceal an object with intent to impair the object's integrity or availability for use in an official proceeding;
  - (C) evade legal process summoning that person to appear as a witness or to produce a record, document, or other object in an official proceeding; or
  - (D) be absent from an official proceeding to which such person has been summoned by legal process;
- (3) Hinder, delay, or prevent the communication to a law enforcement officer or judge of the United States of information relating to the commission or possible commission of a Federal Offense or a violation of probation shall be fined under this title or imprisoned not more than 20 years, or both.

Upon information and belief, Defendant Attorneys Girardi, Allred, Goldberg, Leal, and Mochkatel in *Mahim Kahn*, violated 18 U.S.C. Section 1512(b) by corruptly persuading, or attempting to do so, and by engaging in misleading conduct toward the former employees of Plaintiff David and the Entity Plaintiffs, convincing them to file contrived claims alleging that Plaintiff David committed sexual misconduct and other offenses actions towards those former employees and suing the Entity Plaintiffs for whom the former employees worked.

Plaintiff David and the Entity Plaintiffs were harmed by the Defendant Attorneys' contorted manipulation of the judicial processes in California. Further, Defendant Allred and Bloom (Girardi?) have wrongfully manipulated judicial processes in the United Kingdom and Switzerland **expand**

**Alki & I need to discuss this pattern:**

**Girardi and Dordick are connected and Dordick hired Keith worked for Girardi Dordick and Allred have worked together on Alec Baldwin and show together - Dordick and Girardi in Jane Doe.**

**Jane Roe - introduce Rose McGowan Steve Wynn Alan Dershowitz - Gloria Allred accused him of being a rapist at Epstein's island  
As noted in the legal memorandum of June 30, we need to bolster the enterprise allegations to ensure that we clearly delineate the persons**

**(Defendant Attorneys) are clearly distinct from the enterprise (The Girardi syndicate - should we rename it since Girardi is person non grata, perhaps the Allred-Goldberg-Bloom syndicate?)**

Upon information and belief, Defendant Attorneys Girardi, Allred, Goldberg, Bloom, Girardi, Griffin, Choro, **etc.** violated 18 U.S.C. Section 1512(b) by corruptly persuading, or attempting to do so, and by engaging in misleading conduct toward the former employees of Plaintiff David and the Entity Plaintiffs, convincing them to file contrived claims alleging that Plaintiff David committed sexual misconduct and other offenses actions towards those former employees and suing the Entity Plaintiffs for whom the former employees worked.

Pulled on the day of filing - SEC - Gloria Allred, Lisa Bloom. Call witnesses like Gary Shoefield and Peter VanPruissen and he slayed CFO officer of the FilmOn - they would write up all the people make them as their witnesses

#### **Interstate or Foreign Commerce**

Plaintiffs restate paragraphs 1 through XXX of this Complaint and incorporate their averments by reference. 1862(b)(c)(d).

The Defendant Attorneys threatened, by means of interstate and international commerce, including the mails of the United States and of other countries - **Switzerland? The UK? Any other country - St. Kitts?** to extort settlement payments from Plaintiff David **and which of the Plaintiff Entities.**

The Defendant Attorneys also filed lawsuits against Plaintiff David and the Entity Plaintiffs, without conducting a due diligence analysis regarding the verity of the claims set forth in those complaints. These illegal and harassing actions have been ongoing over years and the Defendant Attorneys persistently pursued Plaintiff David and the Entity Plaintiffs on two continents, in the above-recounted lawsuits, in the media and through mail communications. **DELINEATE DETAILS OF MAIL COMMUNICATIONS.**

In those lawsuits, Defendant Attorneys obstructed legal processes by engaging in vexatious discovery and Defendant Attorneys thereby obstructed justice in furtherance of their illegal enterprise (The Girardi Syndicate). **Section 1503 - expand.**

Specifically, as Plaintiff David noted in his third complaint to the State Bar of California, filed against Defendant Attorneys Gloria Allred, Nathan Goldberg, Dolores Y. Leal, and Renee Mochkatel, in a case tried before Judge Michelle Williams Court in the Los Angeles County Superior Court, Central District Case No. BC654017, entitled Mahim Kahn, Plaintiff v. Hologram, USA, Inc., Alki David Productions, Inc., FilmOn TV, Inc., Alkiviades (“Alki”) David, an individual; and Does 1 through 25, Defendants:

“the above-named attorneys used dishonest means and violated their ethical responsibilities during trial which hampered Mr. David’s ability to properly mount a defense.

The most egregious ethical breach involved the manipulation of a joint exhibit list by plaintiff’s attorneys which caused a doctored list to be filed with the Court.

As if this action was not serious enough, the plaintiff’s attorneys also removed the signature page of the defendant’s attorney (renowned litigator and trial attorney, Ellyn S. Garofalo) signature affixed to it from a previously agreed upon version *See Attachment XX* to this Complaint (Plaintiff’s Third Complaint to the State of California Bar Association, Attachment 3, Exhibit A - page 31).”

The complaint further alleges “They then attached it to the fraudulent version (Attachment 3 Exhibit B - page31) when she was unavailable. [Defendant] Mr. Goldberg then signed the exhibit list and filed it with the court. This was done without the knowledge, permission or authorization of Ms. Garofalo or anyone else in her office. (Attachment 3, Declaration of Ellyn Garofalo, page 2, paragraphs 6-9).

A comparison between the doctored document and the original agreed-upon version indicates that one document was added(Exhibit B, page 5 - Ex.#131 - Exs. #647, 648 and 649)

[Defendant] Ms. Leal and [Defendant] Ms. Mochkatel

were two other attorneys listed on the pleading as well as Gloria Allred who is a partner of the law firm.

In addition to the above-referenced misconduct, the attorneys for plaintiff sought to exclude documents that were previously produced to plaintiff's attorneys by indicating falsely to the court that they were not disclosed or produced in discovery. Based upon the fact that the documents were Bates stamped, these items were in fact provided to the plaintiff's attorney during discovery. (Attachment 3 Declaration of Ellyn S. Garofalo, page 1, paragraphs 2-3).

During closing argument, Mr. Goldberg indicated on several occasions that Mr. David did not call witnesses on his behalf. He also suggested that if he were not culpable, witnesses would have testified for him. (See attachment 10 - page 83, lines 27-28, lines 1-4; page 146, lines 20-27; page 147, lines 1-4 and page 148, lines 17-25). This was done even though the Judge had previously ruled outside the jury's presence that Mr. David would not be able to call any witnesses (including himself) on his behalf. (Attachments 3 through 9 - Motions in Limine by Plaintiff, response by defendants and court rulings). This created a false and unfair impression to the jury.

By filing a doctored document purporting to be a joint exhibit list, making false statements to the court regarding the status of discovery in order to gain an unfair advantage in litigation and creating a false impression to the jury, attorneys Gloria Allred, Nathan Goldberg, Dolores Y. Leal and Renee Mochkatel breached their ethical responsibilities under the Rules of Professional Conduct, rule 3.3, Candor Toward the Tribunal; rule 3.4 Fairness to Opposing Party and Counsel; rule 5.1 Responsibilities of Managerial and Supervisory Lawyers; rule 8.4 Misconduct; and Business

and Professions Code section 6106 Moral Turpitude.”

Plaintiff David and the Entity Plaintiffs allege that by taking the above-recounted false statements to the court, forging Plaintiff David’s legal counsel’s signature in a court filing, and violating relevant Rules of Professional Conduct, Defendants Gloria Allred, Nathan Goldberg, Dolores Y. Leal and Renee Mochkatel tampered with witnesses, in violation of 18 U.S.C. Section 1512(b); and also obstructed judicial processes.

Notably, The State Bar of California failed to respond in any fashion to any of Plaintiff David’s three complaints alleging that the Defendant Attorneys committed crimes to further their criminal enterprise with wilful intent to injure Plaintiff David’s and the Entity Plaintiffs’ businesses and property. Upon information and belief, that may be true because, as the State Bar of California admitted in 2021, the State Bar failed to properly investigate complaints filed by plaintiffs who were wronged by now disgraced and disbarred Defendant Girardi. [Tom Girardi complaints were mishandled, State Bar admits - Los Angeles Times \(latimes.com\)](https://www.latimes.com/story/2021-07-21/tom-girardi-complaints-were-mishandled-state-bar-admits).

Ultimately, on June 1, 2022, Defendant Girardi was disbarred by the Supreme Court of California. [Disbarment With Restitution Multiples \(aboutblaw.com\)](https://www.aboutblaw.com/disbarment-with-restitution-multiples).

**Strategy Question:** Can we make a viable argument that the Attorney Defendants suborned perjury before State and Federal government officials and agencies (the SEC action?)

The initial enterprise participants enticed other participants, including, but not limited to, Defendants Dordick, Dordick Law Corporation, Griffin, in his capacity as a former partner in Girardi & Keese, and as an associate at Dordick Law Corporation, Chora, Chora, Young & Manasserian, Ebby S. Bakhtiar and The Law Offices of Ebby S. Bakhtiar to join and take part in the illegal and criminal extortionate activities, to serve as their agents under their control and authorization. The enterprise participants conspired with third parties to represent them in their extortionate plot, including, but not limited to, **EXPERT PHYSICIANS WHO DIAGNOSED MAHIM KAHN? Who Diagnosed Reeves?**

Through these activities, upon information and belief, Defendants Girardi, Allred, Goldberg, and Bloom committed direct and indirect predicate acts by aiding and abetting existing enterprise participants Griffin, Choro, Bakhtiar, and others, including **WHO? Debt attorneys**, as the targets of their schemes, their letter and email writing, press conferences and **any news articles?** labeling Plaintiff David as a criminal.

The enterprise participants are the true bad actors engaged in a multi-year, multi-extortion plot aimed at furthering their criminal enterprise. The Attorney Defendants committed their criminal actions against Plaintiff David and the Entity Plaintiffs with actual knowledge of their illegal activities.

The unlawful and criminal enterprise has been responsible for launching a tirade of defamatory articles, **LINK TO LA TIMES**, that included false and fabricated statements about Plaintiff David and the Plaintiff Entities (verify), all instigated by Allred, Bloom (others?). Those actions by the enterprise participants have resulted in Plaintiff David and the Entity Plaintiffs losing contracts and initial public offerings ADD WHAT ELSE.

**SEC action - Amplify Allegations**

[Controversial hologram executive settles SEC fraud suit - Los Angeles Times \(latimes.com\)](http://latimes.com)

**First Cause of Action**

**FEDERAL RICO 18 U.S.C. 1862(b).**

Plaintiff David and the Entity Plaintiffs restate paragraphs 1 through XXXX of this Complaint.

It shall be unlawful for any person through a pattern of racketeering activity to acquire or maintain, directly or indirectly, any interest in or control of any enterprise, which is engaged in, or the activities of which, affect, interstate or foreign commerce.

**Second Cause of Action**

**18 U.S.C. Sec. 1862 (c)**

Plaintiff David and the Entity Plaintiffs restate paragraphs 1 through XXXX of this Complaint,

It shall be unlawful for any person employed by or associated with an enterprise engage in or the activities of which affect, interstate or foreign commerce,

to conduct or participate, directly or indirectly, in the conduct of such enterprise's affairs through a pattern of racketeering activity.

Upon information and belief, the Attorney Defendants' enterprise consisted of an ongoing association that functions as a continuing unit motivated by the Attorney Defendants' wanting to harm Plaintiff David and the Entity Plaintiff's property.

Upon information and belief, the

### **Third Cause of Action 18 U.S.C. Sec. 1862 (d)**

Plaintiff David and the Entity Plaintiffs restate paragraphs 1 through XXXX of this Complaint,

It shall be unlawful for any person to conspire to violate any of the provisions of subsection (b) or © of this section.

**Do we need to separately plead aiding & abetting**

### **Fourth Cause of Action**

#### **Interference with Contract Relations**

Plaintiff David and the Entity Plaintiffs restate paragraphs 1 through XXXX of this Complaint,

**Discuss specifics with Alki re:**  
<https://www.upcounsel.com/tortious-interference-with-contract-california>

### **Fifth Cause of Action**

#### **Interference with Prospective Contract Relations**

Plaintiff David and the Entity Plaintiffs restate paragraphs 1 through XXXX of this Complaint,

### **Sixth Cause of Action**

#### **Intentional Infliction of Emotional Distress**

Plaintiff David and the Entity Plaintiffs restate paragraphs 1 through XXXX of this Complaint,

<https://www.justia.com/trials-litigation/docs/caci/1600/1600/>

**Negligent infliction of emotional distress**

<https://www.justia.com/trials-litigation/docs/caci/1600/1620> - Duty? Best for malpractice.

## DAMAGES

Plaintiffs have sustained damages in an amount to be determined at trial, including loss of prospective business relations, the cessation of ongoing business relations, **CAN ALKI CLAIM (AND PROVE) THE SEC SETTLEMENT OF 100 k is directly attributable to Defendants' actions?**  
<https://sec.report/CIK/0001656589>

**Alki needs to expand here:** Defendants (Allred? Bloom? Both?) filed lawsuits alleging numerous spurious counts, only to retract the claims as trial approached. **We need specifics here.**

Pulled on the day of filing - SEC - Gloria Allred, Lisa Bloom. Call witnesses like Gary Shoefield and Peter VanPruissen and he slayed CFO officer of the FilmOn - they would write up all the people make them as their witnesses

Chastity Jones - \$11 million reduced by \$445,000 by Judge Rafael  
Ongkeko - her out of pocket damages were excessive.

Mahim Kahn, a former production assistant for David's media companies, including FilmOn TV and Alki David Productions, Inc., consisting of \$8.25 million in compensatory damages and \$50 million in punitive damages. Khan was hired in October 2014 and quit about a year later awarded \$58.25 million for sexual battery

Subsequently, Defendant Allred and her client, Mahim Kahn, attempted to file criminal charges against Plaintiff David, but, upon information and belief, were told by Beverly Hills police that they lacked the necessary evidence to support such allegations. Upon information and belief, Defendant Allred called a

news conference at the Beverly Hills police station on the date she attempted to file criminal charges against Plaintiff David with the express purpose of intimidating, harassing and defaming Plaintiff David.

No such criminal charges were ever filed. Nevertheless, upon information and belief, Defendant Allred arranged to have a false article published in the LA Times. [Self-appointed ambassador for 'wronged men' of #MeToo Alki David faces criminal complaint - Los Angeles Times \(latimes.com\)](https://www.latimes.com/local/la-me-5-alibi-20170914-story.html)

Indeed, no criminal charges have ever been filed against Plaintiff David in any jurisdiction. **Other than the St. Kitts thing.**

### **Extortion**

Title 18 U.S.C. Section 875(d) also criminalizes the conduct engaged in by Defendants Girardi, Allred, Bloom and their employees and agents. That statute provides as follows:

Whoever, with the intent to extort from any person, firm . . . or corporation, any money or other thing of value, transmits in interstate . . . commerce any communication containing any threat to injure the property or reputation of the addressee or of another . . . or any threat to accuse the addressee or any other person of a crime, shall be fined under this title or imprisoned or imprisoned not more than two years, or both.

Defendants Girardi, Allred and Bloom made threats intended to cause economic harm to Plaintiff David and to the Entity Plaintiffs and were intended to extort settlements. The threats were intended to cause reputational harm to Plaintiff David - those threats were wrongful because Defendants Girardi, Allred and Bloom used the threats and maligned Plaintiff David's reputation to try to obtain property to which they were not entitled.

Defendants Girardi, Allred and Bloom are guilty of extortion because they sought money or property to which they did not have, and could not reasonably believe they had, a claim or right. Plaintiff Alki, accompanied by his then attorney Barry Rothman went to the DA and reported Elizabeth Taylor and Mahim Kahn for trying to

extort me by demanding \$ 3.5 Million dollars

Plaintiff David and the Entity Plaintiffs suffered damages and incurred substantial losses as a result of Defendants Girardi, Allred, and Bloom's implementation and continuation of the extortionate claims.

**BRIBERY**

**MAILAND WIRE FRAUD 1341 1343**

**OBSTRUCTION OF JUSTICE 1503**

**RETLIATING AGAINST A WITNESS VICTIM OR INFORMANT**

**1513 1951? INTERFERENCE WITH COMMERCE**

**We Need to Amplify Allegations Concerning the Enterprise by adding these details:**

**Judges Orozco and Court - insert full names**

**Girardi and Dordick are connected and Dordick hired Keith worked for Girardi Dordick and Allred have worked together on Alec Baldwin and show together - Dordick and Girardi in Jane Doe.**

**Jane Roe - introduce Rose McGowan Steve Wynn Alan Dershowitz - Gloria Allred accused him of being a rapist at Epstein's island.**

**Girardi and Dordick are connected and Dordick hired Keith worked for Girardi Dordick and Allred have worked together on Alec Baldwin and show together - Dordick and Girardi in Jane Doe.**

**Introduce Rose McGowan Steve Wynn Alan Dershowitz - Gloria Allred accused him of being a rapist at Epstein's island.**

**Alki sues Grant Zimmerman stole \$75,000 and then convinces Mary and Grant sues Alki - both are supportive commercial disagreement - he has a complaint against Alki - Mary Rizzo's boyfriend during his commercial - VIDEOS of Mary Rizzo - she sued me through Dana Cole - she will not recant but support to say that - all lies - Dana can make a statement**

**Barry Rothman keep the records - Whats App - crux of**

settlement.

**Ciera is Mary Rizzo's cousin - racist - nuisance value settlement**

Lauren Reeves - sexual harrassment case \$5 million Los Angeles County Superior Court Judge Christopher Lui declared a mistrial in Jones' co-plaintiff Elizabeth Taylor after jurors deadlocked 8-4 in David's favor.

Pulled on the day of filing - SEC - Gloria Allred, Lisa Bloom. Call witnesses like Gary Shoefield and Peter VanPruissen and he slayed CFO officer of the FilmOn - they would write up all the people make them as their witnesses

Participation of an organization through a "pattern" of criminal activity; 2) use of investment of the pattern of criminal activity; conspiracy to to violate one or more of the other three provisions.

18 U.S.C. Sec. 1862(c)

**Pattern of Racketeering** Section 1961(5) defines a "pattern of racketeering" - at least two acts of racketeering, the last of which occurred within ten years after the commission of a prior act of racketeering. **PREDICATE ACTS IN Connection with an enterprise. Define Enterprise Enterprise must be a discrete entity - the law firms - harder to prove but we have good faith to allege "The Girardi syndicate" find cites.**

**BRIBERY**

**EXTORTION**

**MAILAND WIRE FRAUD 1341 1343**

**OBSTRUCTION OF JUSTICE 1503**

**TAMPERING WITH A WITNESS 1512**

**RETALIATING AGAINST A WITNESS VICTIM OR INFORMANT**

**1513 1951? INTERFERENCE WITH COMMERCE**

**EXTORTION**

**COMMITTED FOR THE PURPOSE OF FINANCIAL**

**Bribery and coercion of witness**

**Affidavits we already have:**

**Kyle**

**Ciara Meniefe - the cousin of Mary Rizzo who filed the original with**

**Dana Cole - settled for nuisance value - gave Alki sworn affidavits coerced by Lisa Bloom**

**Grant Zimmerman - sued for hostile after sued for defrauding from Hologram USA theater**

**dated Mary Rizzo - Hologram USA**

**Swiss Proceedings - LANGUAGE FROM SWISS COUNSEL** Defendants Bloom and/or Allred caused an action to be filed in Switzerland, **link to the action for the court. Plaintiff David (any other plaintiffs?)** have filed criminal prosecutions in Switzerland consisting of four separate criminal charges cognizable in Switzerland alleging: Coercion through Defamation; Personal Trafficking; and 3) Fraud on the courts in the Kingdom of Switzerland. Link **COURTHOUSE EMPLOYEE?**

**FOTV, INC. encompasses all companies - damages must be quantified.**

**Defendants have targeted Plaintiffs, as well as Steve Wynn and Rose McGowan (Affidavits - precedential cases to quote?) research**

## **Checklist**

Keith Griffin who worked for numerous years for Tom Girardi and engaged with him in “massive” frauds is Gary Dordick’s new attorney in the firm. **SUED BY THE TRUSTEE?** In Girardi’s bankruptcy?

Upon information and belief, Defendants committed these acts willfully and/or with actual knowledge of the illegal activities. David and his companies allege that their injuries were factually and proximately caused by Defendants’ racketeering activities.

Defendants' conducted the racketeering activities through a pattern of related and continuous activities, to wit: (sections 13-17, Pattern) Related by having the same or similar purposes, results, participants, victims, methods of commission and (alternative pleading) otherwise interrelated by distinguishing characteristics.

Predicate acts were and are continuous pursuant to a closed-ended scheme, consisting of a series of related acts extending over a substantial period of time OR an open-ended scheme. As to open-ended, there is a threat of continuity through the duration of their wrongful conduct or the threat of continuing criminal conduct.

20. Even went to the DA with Barry Rothman and reported Elizabeth Taylor and Mahim Kahn for trying to extort me by demanding \$ 3.5 Million dollars
21. The Liens Scam -
22. John Noonan - at State Bar
23. Carl Dawson, Film-On's former marketing officer, 24. Attorneys Dershowich
25. David Hague - pattern of targeting and exploiting 26. MAHIM KAHN
27. KARL ZIRPEL
28. CHASITY JONES
- 29.
30. Damages - lost IPO's, Swiss activity to wrongfully collect on a judgment to take Alki's mother's house.

### **Count I**

Pursuant to 18 U.S.C. Section 1962, (RICO), Plaintiffs hereby alleges, upon information and belief, anyone employed by, or associated with, an enterprise that is engaged in or affects interstate or foreign commerce, to conduct or participate in the conduct of affairs of that enterprise through a pattern of racketeering. ELEMENTS

The existence of the enterprise - define specifically

That the enterprise was engaged in activities that affected interstate or foreign

commerce - SPECIFICS

Alki has both: 1). interstate with his entities in the U.S. and international - Swiss counsel to help establish with an affidavit and Alki's affidavit as well.

That defendants were employed by or associated with the enterprise - Girardi's nexus with State Bar - per State Bar and with Bloom and Allred -

Alki David Had 3 State Bar Complaints ignored, denied or buried. Alki's three complaints were against Gloria Allred and Lisa Bloom and Tom Girardi even went to the DA with Barry Rothman and reported Elizabeth Taylor and Mahim Kahn for trying to extort me by demanding \$ 3.5 Million dollars The Liens Scam - Trafficking Justice

John Noonan - at State Bar

Carl Dawson, Film-On's former marketing officer,

Defamation - separate claim as it is not a strong predicate, if at all. suffered massive damages Swiss X, Swissx Lab A.G. Swiss company, Hologram USA, (rape allegation)

Attorneys Dershowich

David Hague - pattern of targeting and exploiting

MAHIM KAHN

KARL ZIRPEL

CHASITY JONES

**DAMAGES -**

**WHEREFORE,** Plaintiff David and the Entity Plaintiffs pray that judgment be entered in their favor and against Defendants as follows.

**DAMAGES**

Plaintiffs have sustained damages in an amount to be determined at trial, including loss of prospective business relations, the cessation of ongoing business relations, **CAN ALKI CLAIM (AND PROVE) THE SEC SETTLEMENT OF**

**100 k is directly attributable to Defendants' actions?**  
<https://sec.report/CIK/0001656589>

Plaintiffs have sustained damages in an amount to be determined at trial, including loss of prospective business relations, the cessation of ongoing business relations, **CAN ALKI CLAIM (AND PROVE) THE SEC SETTLEMENT OF 100 k is directly attributable to Defendants' actions?**

<https://sec.report/CIK/0001656589>

:

### **As to the First Cause of Action**

lost IPO's, Swiss activity to wrongfully collect on a judgment to take Alki's mother's house. IPO's name and specify damages - how can we prove these economic injuries?

We need the details re: Switzerland from Swiss Counsel

### **As to the Second Cause of Action**

## **DAMAGES**

Plaintiffs have sustained damages in an amount to be determined at trial, including loss of prospective business relations, the cessation of ongoing business relations, **CAN ALKI CLAIM (AND PROVE) THE SEC SETTLEMENT OF 100 k is directly attributable to Defendants' actions?**

<https://sec.report/CIK/0001656589>

**Alki needs to expand here:** Defendants (Allred? Bloom? Both?) filed lawsuits alleging numerous spurious counts, only to retract the claims as trial approached. **We need specifics here.**

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Mahim Kahn, a former production assistant for David's media companies, including FilmOn TV and Alki David Productions, Inc., consisting of \$8.25 million in compensatory damages and \$50 million in punitive damages. Khan was hired in October 2014 and quit about a year later awarded \$58.25 million for sexual battery

**As to the Third Cause of Action**

**As to the Fourth Cause of Action**

Plaintiffs have sustained damages in an amount to be determined at trial, including loss of prospective and ongoing business relations, the forced cessation of ongoing business relations, **IPO'S CAN ALKI CLAIM (AND PROVE) THE SEC SETTLEMENT OF 100 k is directly attributable to Plaintiffs' actions?**

Pursuant to 18 U.S.C. Section 1964(c), Plaintiffs respectfully request treble the damages that Plaintiffs have sustained and the costs of the suit, including reasonable attorneys' fees.

**As to the Fifth Cause of Action**

**As to the Sixth Cause of Action**

**Plaintiffs demand a jury trial.**

INSERT signature page

INSERT certificate of service

**IPO's interfered with - IPO's both stalled BOTH Hologram USA and FOTV Inc., a Delaware and current Public offerings on the NASDAQ marketplaces.**

International Damage

US Damage

**Ebby S. Bakhitar - look up - State Bar activities - Margueta Gary Dordick - Allred in Baldwin - Rust third lawyer along with Girardi and other lawyer - Jane Dough Case - Dordick and Allred - A Girardi partner moved over to Dordick's**

**Keith Griffin**

**Rose McGowan is in Mexico**

St. Kitts - Alki David, a resident of California, hereby brings forth a claim pursuant to RICO. Federal subject matter jurisdiction is conferred by Sec. 1965, which authorizes nationwide service of process if necessary. Four-year statute of limitations from date of the first discovery Alki was harmed.

**Consider other claims:** Intentional Interference with economic relations

intentional interference with Plaintiffs' contractual relations