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10 ELIZABETH TAYLOR and CHASITY JONES

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SUPERIOR COURT OF THE STATE OF CALIFORNIA  
COUNTY OF LOS ANGELES, CENTRAL DIVISION

ELIZABETH TAYLOR, an individual,  
CHASITY JONES, an individual,  
Plaintiffs,

v.

ALKIVIADES DAVID, an individual,  
HOLOGRAM USA, INC., a Delaware corp.,  
HOLOGRAM USA ENTERTAINMENT,  
INC., a Delaware corp., FILMON.TV, INC., a  
Delaware corp., ANAKANDO MEDIA  
GROUP USA, an unknown business entity,  
FOTV MEDIA NETWORKS INC., a  
Delaware corp., and DOES 1 through 25,  
inclusive.

Defendants.

Case No: BC 649025

Hon. Rafael A. Ongkeko

**PLAINTIFF ELIZABETH TAYLOR'S  
NOTICE OF MOTION AND MOTION  
FOR LEAVE TO FILE A  
SUPPLEMENTAL PLEADING OR, IN  
THE ALTERNATIVE, FOR LEAVE TO  
FILE A SECOND AMENDED  
COMPLAINT; DECLARATIONS OF  
ELIZABETH TAYLOR AND ALAN  
GOLDSTEIN; [PROPOSED] ORDER**

DATE: FEBRUARY 19, 2020

TIME: 8:30A.M.

DEPT.: 73

Reservation ID No.: 788442031019

Complaint filed: February 2, 2017

Trial Date: May 11, 2020

1  
2 **TO THE COURT, ALL PARTIES, DEFENDANTS' COUNSEL OF RECORD:**

3 PLEASE TAKE NOTICE AND NOTICE IS HEREBY GIVEN THAT on February 19,  
4 2020, at 8:30 a.m., in Department 73 of the Los Angeles Superior Court, located at 111 North  
5 Hill Street, Los Angeles, CA 90012, Plaintiff ELIZABETH TAYLOR will, and hereby does,  
6 move the court under C.C.P. § 464(a) for an order granting her leave to file a supplemental  
7 pleading, or, in the alternative, for leave to file a Second Amended Complaint under C.C.P. §§  
8 473(a) and 576.

9 This Motion is made and based upon this Notice of Motion and Motion, the  
10 accompanying Memorandum of Points and Authorities, the Declarations of Elizabeth Taylor  
11 and Alan Goldstein, the entire file, and any other and further oral and/or documentary evidence  
12 that this court may choose to consider at the time of the hearing of this matter.

13 DATED: January 22, 2020

14 THE BLOOM FIRM

15 By: Lisa Bloom

16 Lisa Bloom, Attorney for Plaintiff  
17 ELIZABETH TAYLOR  
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1 **MEMORANDUM OF POINTS AND AUTHORITIES**

2 **I. INTRODUCTION**

3 Defendant ALKIVIADES DAVID (“Mr. David”) made it his mission to torment and  
4 harass Plaintiff ELIZABTH TAYLOR (“Ms. Taylor”) in retaliation for her filing of the instant  
5 lawsuit. Ms. Taylor sued Mr. David and his companies (collectively, “Defendants”) for the  
6 crude sexual harassment she was forced to endure while working for Defendants, and her  
7 subsequent termination as punishment to her opposition to Mr. David’s sexual harassment and  
8 her refusal to commit fraud. When Ms. Taylor lodged a written complaint to Mr. David’s  
9 harassment, Defendants threatened her and crudely attempted to frame her for a criminal  
10 extortion charge. Due to her filing of this complaint, Defendants engaged in a years’ long  
11 campaign of retaliation and harassment towards her, exacerbating the mental damage Ms.  
12 Taylor had already suffered while working for the Defendants.

13 Ms. Taylor respectfully requests leave to file a supplemental pleading to add new facts  
14 constituting Defendants’ continued harassment and retaliation against Ms. Taylor since the  
15 filing of her Complaint. Ms. Taylor’s proposed supplemental pleading is attached as Exhibit A  
16 to the concurrently filed Declaration of Alan Goldstein (“Goldstein Decl.”)

17 Alternatively, Ms. Taylor respectfully requests leave to file a Second Amended  
18 Complaint (“SAC”)<sup>1</sup> to conform to proof at trial. Ms. Taylor’s proposed SAC is attached hereto.  
19 (Goldstein Decl., Exh. B.) A red-lined, strike-through version of the SAC comparing the SAC  
20 to Ms. Taylor’s original Complaint is also attached hereto. (Goldstein Decl., Exh. C.)

21 **II. RELEVANT FACTUAL HISTORY**

22 **A. DEFENDANTS THREATEN MS. TAYLOR AFTER SHE REPORTS SEXUAL  
23 HARASSMENT AGAINST MR. DAVID**

24 In January 2015, Ms. Taylor was hired by Defendants as an account executive on the  
25 companies’ sales team. Throughout the duration of her employment, she was forced to work in  
26 a hostile, misogynistic workplace rife with sexual innuendo, degrading behavior to women and

27 <sup>1</sup> The First Amended Complaint was earlier dismissed.

1 unwelcome, offensive sexual contact. At the office and during work hours, Mr. David grabbed  
2 Ms. Taylor’s buttocks, forced her to watch disgusting fetish pornography, picked her up by her  
3 inner thighs while she was at her desk and held her upside down by the ankles while she was  
4 wearing a dress which exposed her underwear, and tied her to a computer chair with a wire  
5 which wrapped around her breasts. Ms. Taylor opposed Mr. David’s sexual harassment by  
6 screaming for help and backing away when he touched her.

7 In May 2015, Defendants demanded that Ms. Taylor falsify insurance paperwork by  
8 lying about the date she was hired. Ms. Taylor refused. Days later, on June 1, 2015, Ms. Taylor  
9 was terminated.

10 That day, Ms. Taylor emailed Yelena Calendar, Defendants’ Financial Controller, a  
11 complaint regarding the sexual harassment she experienced by Mr. David and Defendants’  
12 illegal request to her to falsify insurance paperwork.

13 The next day, Mr. David threatened Ms. Taylor that he and Defendants “will be  
14 responding in due course.” Mr. David did not say that Defendants would be launching a sexual  
15 harassment investigation, as required by law. (Nor was any investigation ever done.) At trial,  
16 Mr. David admitted that this was a threat and that Defendants had no intention to investigate  
17 Ms. Taylor’s sexual harassment complaint. Mr. David then began his campaign of open attack  
18 and retaliation against Ms. Taylor, which continues to the present day. .

19 **B. MR. DAVID ATTEMPTS TO SET MS. TAYLOR UP FOR A CRIMINAL**  
20 **EXTORTION CLAIM**

21 In January of 2016, attorney Samuel Cleaver represented Ms. Taylor in presenting her  
22 prospective civil claims to Defendants. Barry Rothman represented Defendants.

23 At the end of several weeks of negotiations regarding Ms. Taylor’s civil claims, Mr.  
24 Rothman, on behalf of Defendants, requested that Mr. Cleaver add a provision in the settlement  
25 agreement stating that Ms. Taylor would not file criminal charges against Mr. David.  
26 Defendants stated that “[t]here must be specific language in this [5<sup>th</sup>] paragraph that states that  
27 as a material inducement for the Defendants to enter into this Agreement and in consideration

1 for the settlement sum, your clients will not initiate any criminal claims against any of the  
2 Defendants and if any criminal claims are initiated against the Defendants by a third party, your  
3 clients will not voluntarily testify.” (Taylor Decl., Exh. A) *This was the first time any party*  
4 *mentioned criminal proceedings.* Mr. Rothman further stated, “It is crucial that this language  
5 be included in the Settlement Agreement” and then provided several reasons. Near the end of  
6 the letter, Mr. Rothman requested “[c]ould you please revise the Settlement Agreement in  
7 conformance with this letter. I look forward to your response.”

8 When Mr. Cleaver added this provision upon Defendants’ insistence, Mr. Rothman then  
9 went to the Beverly Hills Police Department on behalf of Defendants and filed an extortion  
10 charge against Mr. Cleaver and Ms. Taylor on February 11, 2016. (Taylor Decl., Exh. B) Of  
11 course, the police dropped the investigation and the District Attorney rejected the case because  
12 it was a bogus set up from the beginning: prelitigation settlement attempts by civil attorneys are  
13 common and not anywhere close to extortion.

#### 14 **C. MR. DAVID SUES MS. TAYLOR FOR CIVIL EXTORTION**

15 On February 2, 2017, Ms. Taylor, together with Plaintiff Chasity Jones, filed a Civil  
16 Complaint against Mr. David and several of his business entities for Employment  
17 Discrimination-Sexual Harassment in violation of FEHA, Discrimination based upon Disability  
18 in violation of FEHA, Failure to Accommodate Disability in violation of FEHA, Wrongful  
19 Termination in violation of FEHA, Sexual Battery, Assault, False Imprisonment and Intentional  
20 Infliction of Emotional Distress. (Goldstein Decl., Exh. D.)

21 Undeterred by his absurd, failed attempt at a criminal extortion claim against Ms.  
22 Taylor, on March 15, 2017, Mr. David filed a Cross-Complaint (“Cross Complaint”) against  
23 Ms. Taylor and Mr. Cleaver for Civil Extortion and Intentional Infliction of Emotional Distress  
24 in connection to their pre-litigation settlement negotiations. (Goldstein Decl., Exh. E.) On July  
25 11, 2017, this court dismissed the Cross-Complaint under California Anti-SLAPP laws,  
26 agreeing with Ms. Taylor and Mr. Cleaver that the Cross-Complaint was frivolous and awarding  
27 attorneys’ fees (which Mr. David never paid).

1 Undeterred by the fact that both his criminal and civil extortion claims had been soundly  
2 rejected, on September 19, 2017, six days after Ms. Taylor filed her First Amended Complaint,  
3 Mr. David posted an article on his website “Shock Ya”, entitled “Extortion Ring Foiled by  
4 Hologram media mogul Alki David.” (Goldstein Decl., Exh F.) The article claims that Ms.  
5 Taylor and others fabricated claims against Mr. David and alleges Ms. Taylor is “known for  
6 having attempted to extort money from her previous employer[.]” *Id.*

7 **D. DEFENDANTS’ COURSE OF RETALIATION AND HARASSMENT PERSISTS**  
8 **DURING THE COURSE OF LITIGATION**

9 On June 27, 2018, Mr. David filed a First Amended Cross-Complaint (“FACC”),  
10 alleging that Ms. Taylor had sexually assaulted *him*. Mr. David offered no evidence of this  
11 sexual assault during discovery or throughout trial. Rather, he conceded at trial that he accused  
12 her of sexual assault because “the best defense is a good offense.” (Goldstein Decl., Exh. G, at  
13 192:23-193:3.) At the August 2019 trial in this case, a jury found against all of Mr. David’s  
14 causes of action in his FACC.<sup>2</sup>

15 On November 6, 2018, Mr. David harassed Ms. Taylor who sat quietly across from him  
16 at his deposition. He exploited this close proximity to Ms. Taylor to directly address her with  
17 the following harassing insults:

- 18 • “I don’t like this fat woman. I don’t want this horrible, disgusting, pimply asshole --  
19 you know, you are.” (Goldstein Decl., Exh. H, at 228:12-14);
- 20 • “So fuck you for what you did to me” (*Id.*, at 240:20); and
- 21 • “You fatty, pimply, fatty, disgusting, fucking crazy person. You make me  
22 so fucking sick.” (*Id.*, at 330:4-6.)

23 These comments were non-responsive to any deposition questions.

24 The morning of the first day of trial, on August 12, 2019, Mr. David posted a video to  
25 his 120,000 Instagram followers declaring that he had wanted to get rid of Ms. Taylor the  
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27 <sup>2</sup> The jury was hung on the first of Ms. Taylor’s claims necessitating a retrial on her claims only.

1 moment he met her because she was “mental” and called Ms. Taylor’s attorney a “formidable  
2 cunt.”

3 In the courthouse that day, Mr. David filmed Ms. Taylor in the courtroom hallway and  
4 then uploaded and streamed the video to Instagram in order to harass and mock her in front of  
5 his 120,000 followers. (Taylor Decl., Exh. C)

6 Later that day, Mr. David posted another video to Instagram calling Ms. Taylor a  
7 “whale[.]” (Taylor Decl., Exh. D)

8 On August 20, 2019, the evening before Ms. Taylor’s second day of cross-examination,  
9 Mr. David posted an Instagram photograph of Ms. Taylor and her counsel with blood and “X”s  
10 on their faces with a bloody knife next to them with the phrase “#SLAYTHEDRAGON”  
11 underneath. (Taylor Decl., Exh. E) Ms. Taylor was “intimidated, shocked, anxious, and  
12 terrified... [and she] believed he, or someone on his behalf, was going to physically hurt [her].”  
13 (Taylor Decl., ¶ 12) Mr. David’s intimidation tactic worked. (Taylor Decl., ¶¶ 13-20.)

14 As he was leaving the courtroom after one of the trial sessions, Mr. David walked by  
15 Ms. Taylor and told her, “I will bury you.” (Taylor Decl., Exh. F) Ms. Taylor feared for her  
16 physical safety, remembering the photograph of her next to the bloody knife Mr. David had  
17 posted on Instagram days before. (Taylor Decl., Exh. E)

18 After the trial, Mr. David continued viciously harassing Ms. Taylor on social media.  
19 Beginning in September 2019, Ms. Taylor began receiving harassing and threatening Instagram  
20 messages from Mr. David from an account he named “iamsebastianthebeast.” Mr. David said,  
21 “you’ll see me but not in court. trust me. Therell be noone to help you,” “you’re simply a  
22 retarded gold digging ho,” “I’m glad you have my IP address, so you can come by and suck me  
23 off,” “go suck some more dick bitch,” and “nobody would wanna have a baby with ya ugly  
24 ass.” Mr. David also sent Ms. Taylor a photograph of an erect male penis. (Taylor Decl., Exh.  
25 G)

26 In November 2019, Mr. David created an Instagram account name “elizabethformetoo.”  
27 Pretending to be Ms. Taylor, he chose the following username description: “I was sexually  
28

1 harassed and didn't report it until I was fired for never showing up to work! #MeToo" (Taylor  
2 Decl., Exh. H) Mr. David posted photographs of Ms. Taylor on this account with descriptions  
3 like "I like to tell #people I used to be a #professional #wrestler, even though I never got past  
4 auditions." (*Id.*) Many of the photos are accompanied by "#AlkiDavid." After Ms. Taylor  
5 reported this account and Instagram deleted it, Mr. David created at least three more Instagram  
6 accounts in November 2019 to cyberbully her. "elizabethfanpage86" posted the following  
7 Instagram story: "What do you get when you treat people like shit, judge everyone you meet  
8 even though you're a dirty filthy whore, and make false accusations for financial gain?  
9 Elizabeth Taylor!" (Taylor Decl., Exh. I) "metoelizabethfanpage" posted the following  
10 Instagram story: "I'll be back @eliztaylor [Ms. Taylor's username]." Mr. David's "tagging" of  
11 Ms. Taylor by typing in the "@" before her Instagram username triggers an alert to her  
12 regarding the post). (Taylor Decl., Exh. J) "metoelizfanpage" posted a photograph on  
13 Instagram of Ms. Taylor saying "Impersonating? I'd rather die. #fanpage @eliztaylor"(Taylor  
14 Decl., Exh. K)

15 Mr. David's continuing harassing conduct has caused Ms. Taylor immense pain and  
16 suffering. She is unable to sleep, has trouble leaving her home, and has severe depression and  
17 anxiety which prevents her from living a normal life. Ms. Taylor is currently in therapy trying  
18 to improve her mental condition, but lives in constant fear of what Mr. David will do next to  
19 harm her. (Taylor Decl., ¶¶ 33-34.)

### 21 **III. LEGAL ARGUMENT**

#### 22 **A. THIS COURT SHOULD GRANT MS. TAYLOR'S MOTION FOR LEAVE TO** 23 **SUPPLEMENT HER COMPLAINT TO ADD PERTINENT POST-** 24 **COMPLAINT FACTS EVIDENCING DEFENDANTS' CONTINUING** 25 **RETALIATORY AND HARRASSING CONDUCT TOWARDS HER**

##### 26 **1. Courts Liberally Permit the Filing of Supplemental Pleadings to Add** 27 **Pertinent Facts Occurring after the Filing of the Complaint**

28 At the August 2019 trial, this Court did not permit introduction of evidence related to  
Defendants' post-Complaint conduct solely because such conduct was not contained in the

1 Complaint. It is thus imperative that Ms. Taylor be permitted to supplement her Complaint  
2 so that Defendants’ retaliatory and harassing conduct occurring after the filing of the  
3 Complaint, which contributed to and exacerbated Ms. Taylor’s pre-Complaint damages, may  
4 be properly introduced into evidence at the retrial.

5 The prohibitions against sexual harassment in the FEHA represent a fundamental  
6 public policy decision regarding the need to protect and safeguard the right and opportunity  
7 of all persons to seek and hold employment free from discrimination. *Lyle v. Warner*  
8 *Brothers Television Productions*, 38 Cal. 4th 264, 277 (2006).

9 “FEHA not only protects against ‘ultimate employment actions such as termination or  
10 demotion, but also the entire spectrum of employment actions that are reasonably likely to  
11 adversely and materially affect an employee’s job performance or opportunity for  
12 advancement....” *McCoy v. Pacific Maritime Assn.*, 216 Cal.App.4th 283, 299 (2013)  
13 (quoting at *Yanowitz v. L’Oreal USA, Inc.*, 36 Cal.4th 1028, 1054 (2005).) California  
14 Government Code section 12940(h), which prohibits retaliation against someone who  
15 opposes any FEHA violation, “aids enforcement of the FEHA and promotes communication  
16 and informal dispute resolution in the workplace.” *Miller v. Dep’t of Corr.*, 36 Cal. 4th 446,  
17 472 (2005).

18 “The plaintiff and defendant, respectively, may be allowed, on motion, to make a  
19 supplemental complaint or answer, alleging facts material to the case occurring after the  
20 former complaint or answer.” Cal. Civ. Proc. Code § 464(a). Matters which occur after the  
21 filing of the complaint must be brought into the action by means of a supplemental  
22 complaint. *See Hebert v. Los Angeles Raiders, Ltd.*, 23 Cal.App.4th 414 (App. 2 Dist. 1991).  
23 “Permission to file a supplemental complaint is in the discretion of the trial court, provided it  
24 is in furtherance of and consistent with the original complaint and is not a new or  
25 independent cause of action.” *Lincoln Property Co., N.C., Inc. v. Travelers Indemnity Co.*,  
26 137 Cal.App.4th 905, 916 (2006) “A trial court should exercise liberality in permitting the  
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1 filing of supplemental pleadings when the alleged after-occurring facts are pertinent.” *People*  
2 *ex rel. Dep't Pub. Wks. v. Douglas*, 15 Cal. App. 3d 814, 820 (1971)

3 First, Ms. Taylor’s proposed supplemental pleading does not add new or independent  
4 causes of action. It only adds after-occurring facts in further support of her existing  
5 retaliation, harassment and intentional infliction of emotional distress claims. Second, the  
6 additional after-occurring facts are extremely pertinent. Throughout the litigation,  
7 Defendants have theorized that Ms. Taylor’s damages are limited as she only worked for  
8 Defendants for four and a half months back in 2015. Yet Ms. Taylor’s emotional distress  
9 was exacerbated by the after-occurring retaliatory and harassing conduct of Defendants. In  
10 other words, Ms. Taylor’s damages are not just attributable to her employment with  
11 Defendants in 2015, but they are also attributable to Defendants’ retaliatory and harassing  
12 conduct since the filing of her Complaint in February 2017 continuing through November  
13 2019 as described above.

## 14 **2. The After-Occurring Facts Amount to Retaliation**

15 To establish a prima facie case of retaliation under the FEHA, a plaintiff must show (1)  
16 he or she engaged in a protected activity, (2) the employer subjected the employee to an adverse  
17 employment action, and (3) a causal link existed between the protected activity and the  
18 employer's action. *Scotch v. Art Institute of California-Orange County, Inc.* 173 Cal.App.4th  
19 986 (2009). “Actionable retaliation need not be carried out in ‘one swift blow,’ but rather may  
20 be ‘a series of subtle, yet damaging, injuries.’ (*McCoy*, at 299 (quoting *Yanowitz*, at 1055.  
21 “Thus, each alleged retaliatory act need not constitute an adverse employment action in and of  
22 itself, and the totality of the circumstances must be considered.” (*McCoy*, at 299 (quoting  
23 *Yanowitz*, at 1036).

24 There is no doubt that the after-occurring facts described in Section II above amount to  
25 retaliation. Significantly, retaliation can continue even after the employment relationship has  
26 ended. *See* Cal. Gov't Code § 12940 (prohibiting retaliating against “any person” not just  
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1 employees); *Robinson v. Shell Oil Co.*, 519 U.S. 337, 345-346 (1997) (former employees  
2 protected by anti-retaliation provision).

3 At the very least, where a retaliatory course of conduct is alleged (as Ms. Taylor  
4 does in her proposed supplemental pleading), a series of separate retaliatory acts collectively  
5 may constitute an “adverse employment action,” even if none of the acts individually are  
6 actionable. *Yanowitz, supra*,, 36 Cal.4th at 1055-1056.

7 **3. The After-Occurring Facts Relate Back to Ms. Taylor’s Original Complaint**

8 A supplemental complaint “relates back” to the original complaint for statute of  
9 limitations purposes where the original complaint gives notice that the alleged wrongful conduct  
10 is of a continuing nature. *Bendix Corp. v. City of Los Angeles*, 150 Cal. 3d 921, 926 (1984).

11 As discussed above, since the Complaint was filed, Defendants have engaged in a  
12 retaliatory course of conduct against Ms. Taylor by filing a false and frivolous civil extortion  
13 and sexual battery claims and by continuously threatening and harassing her in person and  
14 online. While the proposed supplemental complaint is based on new events, these events are a  
15 continuation of the old causes of action. The proposed supplemental complaint solely  
16 supplements the allegations of the initial complaint by adding the after-occurring facts which  
17 caused the continuation of the claimed violations.

18 The retaliatory and harassing conduct during and after the trial are otherwise timely as  
19 they occurred in August 2019 and later. Ms. Taylor has already amended her DFEH complaint  
20 to include the relevant facts and the DFEH has issued her an updated right-to-sue letter.

21 **4. Ms. Taylor May Supplement her Pleading to Add the After-Occurring Facts**  
22 **Under the Continuing Violation Doctrine**

23 As noted immediately above, the allegations of after-occurring facts during trial and  
24 later are timely under FEHA because they allege a pattern of behavior that continued within the  
25 last year. A continuing violation exists if: the conduct occurring within the limitations period  
26 is similar in kind to the conduct that falls outside the period; the conduct was reasonably  
27 frequent; and the conduct had not yet acquired a degree of permanence. *Dominguez v.*



1 *Washington Mut. Bank*, 168 Cal. 4th 714, 720-721 (2008). Under the “continuing violation  
2 doctrine,” plaintiffs can recover not only for the actions that took place during the statute of  
3 limitations period, but also for misconduct that occurred outside the period. *Richards v. CH2M*  
4 *Hill, Inc.*, 26 Cal. 4th 798, 812 (2001). If the doctrine applies, the statute begins to  
5 run *either* when the course of unlawful conduct ends *or* when the employee is on notice that  
6 further efforts to end the conduct will be in vain. *Id.*

7 First, several of Mr. David’s retaliatory acts occurred from August 2019 through  
8 November 2019, falling within the limitations period. During this time, Mr. David posted a  
9 photograph of Ms. Taylor with blood on her face next to a bloody knife on Instagram,  
10 threatened her in open court yelling, “I will bury you,” and harassed on Instagram. These  
11 punitive actions fall within the one-year statutory period for retaliation.

12 Second, the misconduct beyond the one-year statutory period satisfies the continuing  
13 violation doctrine because the harassment was similar in kind to the acts within the past year.  
14 Since Ms. Taylor’s harassment complaint in June 2015, Mr. David has retaliated against her by  
15 attempting to harm her mental and physical well-being. He filed a meritless criminal extortion  
16 complaint in February 2016. He filed a frivolous civil extortion cross-complaint in March 2017.  
17 He accused Ms. Taylor of extortion via his website “Shock Ya” days after she filed her First  
18 Amended Complaint. He then filed a bogus sexual assault cross-complaint in June 2018. At his  
19 November 2018 deposition, Mr. David directly insulted, harassed, cursed at and debased Ms.  
20 Taylor who was present in the small conference room. He slung insults at her such as “fatty,”  
21 “disgusting,” “pimply,” and a “fucking crazy person.” In the courthouse, Mr. David threatened  
22 to “bury her,” “take her down,” and frequently harassed her and mocked her.

23 Mr. David’s attacks amplified around important events in this litigation (after filing of  
24 pleadings, during his deposition, right before trial, and during trial), demonstrating that his  
25 retaliation is in direct response to this lawsuit. Each of these acts was designed to punish Ms.  
26 Taylor for engaging in a protected activity, for filing a lawsuit and submitting a written  
27

1 complaint opposing sexual harassment, and for prosecuting the trial of this case. Each of these  
2 acts was designed to retaliate against Ms. Taylor.

3 Third, Mr. David’s conduct has been reasonably frequent and has not acquired a degree  
4 of permanence. Since Ms. Taylor filed this lawsuit, Mr. David has used every tool to harass and  
5 intimidate her, be it through frivolous cross-claims, screaming profanities at her during a  
6 deposition, using Instagram to impersonate and cyberbully her and threaten her in the courtroom  
7 gallery and court hallways. Mr. David’s harassing and retaliatory conduct is ongoing and he  
8 shows no sign of stopping.

9 **5. Ms. Taylor May Supplement her Intentional Infliction of Emotional Distress**  
10 **Claim by Adding Facts of Mr. David’s Unlawful Conduct Committed during the**  
11 **Past Two Years**

12 The elements of the tort of intentional infliction of emotional distress are: “ (1)  
13 extreme and outrageous conduct by the defendant with the intention of causing, or reckless  
14 disregard of the probability of causing, emotional distress; (2) the plaintiff’s suffering severe  
15 or extreme emotional distress; and (3) actual and proximate causation of the emotional  
16 distress by the defendant’s outrageous conduct...” *Christensen v. Superior Court*, 54 Cal.3d  
17 868, 903 (1991) (quoting *Davidson v. City of Westminster*, 32 Cal.3d 197, 209 (1982))  
18 “Conduct to be outrageous must be so extreme as to exceed all bounds of that usually  
19 tolerated in a civilized community.” *Id.* (quoting *Davidson*, at 209) The defendant must have  
20 engaged in “conduct intended to inflict injury or engaged in with the realization that injury  
21 will result.” (*Id.* (quoting *Davidson*, at 210).

22 There is no question that Mr. David’s conduct satisfied these elements. Mr. David has  
23 falsely accused Ms. Taylor of sexually assaulting him, publicly ridiculed Ms. Taylor’s mental  
24 health, physically threatened her on and offline, and cyberbullied her. Mr. David’s conduct is  
25 especially outrageous because he not only knew of Ms. Taylor’s mental fragility (referencing  
26 her “nuttness” and calling her “mental” on social media, calling her “crazy” at his deposition)  
27 but he chose to exploit it. *See McDaniel v. Gile*, 230 Cal. App. 3d 363, 372 (Ct. App. 1991)  
28 (“Behavior may be considered outrageous if a defendant knows the plaintiff is susceptible to

1 injuries through mental distress.”). He called Ms. Taylor a “disgusting, pimply asshole,” a  
2 “fatty, pimply, fatty, disgusting, fucking crazy person,” he uploaded and streamed videos of her  
3 in the courthouse to mock her in front of his 120,000 Instagram followers and called her a  
4 “whale.” In a text message to her, he wrote “you’re simply a retarded gold digging ho,” “I’m  
5 glad you have my IP address, so you can come by and suck me off,” “go suck some more dick  
6 bitch[,]” and “nobody would wanna have a baby with ya ugly ass.” Mr. David also sent Ms.  
7 Taylor a photograph of an erect male penis. He intimidated her by posting an Instagram  
8 photograph of her with blood and and “X” on her face with a bloody knife next to her. He  
9 further intimidated her by screaming “I will bury you.” The aforementioned conduct has caused  
10 Ms. Taylor immense pain and suffering, including severe anxiety, agoraphobia, and depression.

11 All the after-occurring facts described in Section II(D) above occurred in June of  
12 2018 or later. The statute of limitations for IIED claims is two years (Cal. Civ. Proc. Code §  
13 335.1) and thus, Ms. Taylor’s augmented IIED claim under these facts would be timely even  
14 without application of the relation back or continuing violation doctrine.

15 **B. ALTERNATIVELY, THIS COURT SHOULD GRANT MS. TAYLOR LEAVE**  
16 **TO AMEND HER COMPLAINT**

17 **1. Leave to Amend to Add New Facts is Proper Pursuant to the Judicial Policy of**  
18 **Great Liberality in Permitting Amendments at Any Stage of the Proceedings**

19 Any judge, *at any time before or after commencement of trial*, in the furtherance of  
20 justice, and upon such terms as may be proper, may allow the amendment of any pleading or  
21 pretrial conference order. Code Civ. Proc., § 576. Courts are bound to apply a policy of great  
22 liberality in permitting amendments “at any stage of the proceedings, up to and including trial,”  
23 absent prejudice to the adverse party. *See Atkinson v. Elk Corp.*, 109 Cal.App.4th 739, 761  
24 (2003); *Fogel v. Farmers Group Inc.*, 160 Cal. App. 4th 1403, 1424 (2008); *see also* Cal. Civ.  
25 Proc. Code §473(a)(1). “That the trial courts are to liberally permit such amendments, at any  
26 stage of the proceeding, has been established policy of this state since 1901.” *Hirsa v. Superior*  
27 *Ct.*, 118 Cal. App. 3d 486, 488-89 (1981).

1 The policy favoring leave to amend is so strong that it is an abuse of discretion to  
2 deny an amendment unless the adverse party can show meaningful prejudice. *Atkinson v. Elk*  
3 *Corp.*, 109 Cal.App.4th 739, 761 (2003); *Solit v. Taokai Bank, Ltd*, 68 Cal.App.4th 1435,  
4 1448 (1999). Absent a showing of such prejudice, delay alone is not grounds for denial of a  
5 motion to amend. *See Kittredge Sports Co. v. Superior Ct.*, 213 Cal.App.3d 1045, 1048  
6 (1989); *Higgins v. Del Faro*, 123 Cal.App.3d 558, 563-65 (1981).

7 Ms. Taylor seeks, in the alternative, to amend her Complaint to include further  
8 harassing and retaliatory actions taken by Defendants against Ms. Taylor in response to her  
9 reporting of sexual harassment against Mr. David on the day that she was terminated. Instead  
10 of initiating a workplace investigation in response to her reporting of sexual harassment,  
11 counsel for Defendants went to the police, on Defendants behalf, to charge Ms. Taylor with  
12 extortion. This was extremely terrifying, disturbing and hurtful to Ms. Taylor.

13 **2. Defendants' Attempt to Charge Ms. Taylor with Extortion is Retaliatory Even**  
14 **if the Attempted Conduct Occurred After her Employment Ended**

15 As noted above, retaliation can continue even *after* the employment relationship has  
16 ended. (*Robinson, supra*, 519 U.S. at 345-346). And retaliatory prosecution, in particular,  
17 can have an adverse impact on future employment opportunities and therefore can be an  
18 adverse employment action. *Berry v. Stevinson Chevrolet*, 74 F.3d 980, 984, 986 (C.A.10  
19 1996) (criminal prosecution will have an obvious impact on future employment because a  
20 criminal trial is necessarily public and therefore carries a significant risk of humiliation,  
21 damage to reputation, and a concomitant harm to future employment prospects).

22 Defendants will not be able to articulate any form of prejudice upon which this  
23 motion could be denied. Discovery is currently open. *See Fairmont Ins. Co. v. Sup.Ct.*  
24 (*Stendell*), 22 C4th 245, 247 (2000) (court's declaration of a mistrial automatically reopens  
25 discovery). Defendants have ample time to conduct discovery into the allegations in the  
26 proposed amended complaint. Even assuming Defendants oppose this motion on the ground  
27 that it increases the scope of the action, that is not the kind of prejudice that could scuttle this  
28 motion. And it is Mr. David's own conduct that forces Plaintiff to make this motion.

1 **IV. CONCLUSION**

2 For all the foregoing reasons, Ms. Taylor respectfully requests that the Court grant  
3 her Motion for Leave to File a Supplemental Pleading or, alternatively, a Second Amended  
4 Complaint.

5 DATED: January 22, 2020

6 Respectfully submitted,

7 THE BLOOM FIRM

8 *Lisa Bloom*

9 Lisa Bloom

10 Attorneys for Plaintiff Elizabeth Taylor

**PROOF OF SERVICE**

***TAYLOR and JONES v. ALKI DAVID, ET AL., Case No. 649025***

STATE OF CALIFORNIA ss.  
COUNTY OF LOS ANGELES

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action. My business address is 20700 Ventura Boulevard, Suite 301, Woodland Hills, California 91364.

On January 22, 2020 I served the following document described as:

**PLAINTIFF ELIZABETH TAYLOR'S NOTICE OF MOTION AND MOTION FOR LEAVE TO FILE A SUPPLEMENTAL PLEADING OR, IN THE ALTERNATIVE, FOR LEAVE TO FILE A SECOND AMENDED COMPLAINT; DECLARATIONS OF ELIZABETH TAYLOR AND ALAN GOLDSTEIN; [PROPOSED] ORDER**

The above-referenced document was served on the interested parties in this action by placing a true and correct copy enclosed in a sealed envelope with postage pre-paid, as follows:

Ellyn Garofalo, Esq.  
Amir Kaltgrad, Esq.  
Venable, LLP  
2049 Century Park East, Suite 2300  
Los Angeles, CA 90067  
esgarofalo@venable.com  
aklatgrad@venable.com

Alkiviades David  
23768 Malibu Road  
Malibu, CA 90265  
alki@filmon.com

[X] **BY FEDEX EXPRESS SERVICE:** I am readily familiar with the firm's practice of collection and processing correspondence by overnight delivery. Under that same practice it would be deposited with Federal Express on that same day with charges made to our account with that firm at Woodland Hills, California in the ordinary course of business.

[X] **BY ELECTRONIC SERVICE (CCP §1010.6; CRC Rule 2.251(g))**

[X] **STATE** I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed on January 22, 2020, at Woodland Hills, California.

Jenny Batdorj  
JENNY BATDORJ

1 Lisa Bloom, Esq. (SBN 158458)  
2 Alan Goldstein, Esq. (SBN 296430)  
3 THE BLOOM FIRM  
4 20700 Ventura Blvd., Suite 301  
5 Woodland Hills, CA 91364  
6 Telephone: (818) 914-7319  
7 Facsimile: (866) 852-5666  
8 Email: Avi@TheBloomFirm.com  
9 Attorneys for PLAINTIFFS  
10 ELIZABETH TAYLOR and CHASITY JONES

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SUPERIOR COURT OF THE STATE OF CALIFORNIA  
COUNTY OF LOS ANGELES, CENTRAL DIVISION

ELIZABETH TAYLOR, an individual,  
CHASITY JONES, an individual,  
Plaintiffs,

v.

ALKIVIADES DAVID, an individual,  
HOLOGRAM USA, INC., a Delaware corp.,  
HOLOGRAM USA ENTERTAINMENT,  
INC., a Delaware corp., FILMON.TV, INC., a  
Delaware corp., ANAKANDO MEDIA  
GROUP USA, an unknown business entity,  
FOTV MEDIA NETWORKS INC., a  
Delaware corp., and DOES 1 through 25,  
inclusive.

Defendants.

Case No: BC 649025

Hon. Rafael A. Ongkeko

**DECLARATION OF ALAN  
GOLDSTEIN IN SUPPORT OF  
PLAINTIFF'S MOTION FOR LEAVE  
TO FILE A SUPPLEMENTAL  
PLEADING OR, IN THE  
ALTERNATIVE, A SECOND  
AMENDED COMPLAINT**

DATE: FEBRUARY 19, 2020

TIME: 8:30A.M.

DEPT.: 73

Reservation ID No.: 788442031019

Complaint filed: February 2, 2017

Trial Date: May 11, 2020

1 **DECLARATION OF ALAN GOLDSTEIN**

2 I, Alan Goldstein, declare:

3 I am an attorney at law licensed to practice in the State of California and in this Court,  
4 and am an associate with The Bloom Firm, counsel of record for Plaintiff ELIZABETH  
5 TAYLOR. I make this declaration on the basis of personal knowledge. This declaration is being  
6 submitted in support of Ms. Taylor’s Motion for Leave to File a Supplemental Pleading or in  
7 the Alternative, a Second Amended Complaint.

8 1. Attached as **Exhibit A** is Ms. Taylor’s proposed supplemental pleading.

9 2. Attached as **Exhibit B** is Ms. Taylor’s proposed Second Amended Complaint (“SAC”)

10 3. Attached as **Exhibit C** is a red-lined, strike-through version of the SAC comparing the  
11 SAC to Ms. Taylor’s original Complaint.

12 4. Attached as **Exhibit D** is Ms. Taylor’s original Complaint in this action.

13 5. Attached as **Exhibit E** is AKIVIADES DAVID’s Cross-Complaint in this action.

14 6. Attached as **Exhibit F** is a September 19, 2017 Shock Ya! article written by Mr.  
15 David’s agent, Jeff Stevens. This article is publicly accessible and viewable on the following  
16 webpage: [https://www.shockya.com/news/2017/09/19/extortion-ring-foiled-hologram-media-](https://www.shockya.com/news/2017/09/19/extortion-ring-foiled-hologram-media-mogul-alki-david/)  
17 [mogul-alki-david/](https://www.shockya.com/news/2017/09/19/extortion-ring-foiled-hologram-media-mogul-alki-david/)

18 7. Attached as **Exhibit G** are the relevant portions of the August 23, 2019 trial transcript in  
19 this matter.

20 8. Attached as **Exhibit H** are the relevant portions of Mr. David’s November 6, 2018  
21 deposition in this case.

22 I declare under penalty of perjury under the laws of the State of California that the  
23 foregoing is true and correct, and this declaration was executed on January 22, 2020, in  
24 Woodland Hills, CA.

25 *Alan Goldstein*  
26 Alan Goldstein

# EXHIBIT A

1 Lisa Bloom, Esq. (SBN 158458)  
2 THE BLOOM FIRM  
3 20700 Ventura Blvd., Suite 301  
4 Woodland Hills, CA 91364  
5 Telephone: (818) 914-7319  
6 Facsimile: (866) 852-5666  
7 Lisa@TheBloomFirm.com  
8 Attorneys for Plaintiffs  
9 ELIZABETH TAYLOR and CHASITY JONES

10 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
11 COUNTY OF LOS ANGELES, CENTRAL DIVISION

12 ELIZABETH TAYLOR, an individual,  
13 CHASITY JONES, an individual,

14 Plaintiffs,

15 v.

16 ALKIVIADES DAVID, an individual,  
17 HOLOGRAM USA, INC., a Delaware corp.,  
18 HOLOGRAM USA ENTERTAINMENT,  
19 INC., a Delaware corp., FILMON MEDIA  
20 HOLDINGS, INC., a Delaware corp.,  
21 FILMON.TV, INC., a Delaware corp.,  
22 FILMON.TV NETWORKS, INC., a Delaware  
23 corp., ALKI DAVID PRODUCTIONS, INC.,  
24 a Delaware corp., ANAKANDO MEDIA  
25 GROUP USA, an unknown business entity,  
26 and DOES 1 through 25, inclusive.

27 Defendants.  
28

CASE NO.: BC 649025

**PLAINTIFF'S [PROPOSED]  
SUPPLEMENTAL COMPLAINT FOR  
DAMAGES**

HON. RAFAEL A. ONGKEKO  
DEPT.: 73

1 **INTRODUCTION**

2 Defendant ALKIVIADES DAVID (“Mr. David”), HOLOGRAM USA, INC.,  
3 HOLOGRAM USA ENTERTAINMENT, INC., FILMON MEDIA HOLDINGS, INC.,  
4 FILMON.TV NETWORKS, INC., ALKI DAVID PRODUCTIONS, INC., ANAKANDO  
5 MEDIA GROUP USA and FILMON.TV, INC. (collectively “Defendants”) persisted in their  
6 retaliatory and abusive conduct towards Plaintiff ELIZABETH TAYLOR (“Plaintiff” or “Ms.  
7 Taylor”) even after Ms. Taylor filed her original complaint in this action on February 2, 2017  
8 (“Complaint”). Mr. David’s sadistic and retaliatory attacks against Ms. Taylor took the form of  
9 physical threats, online cyberbullying, profane outbursts and meritless cross-claims.

10 Ms. Taylor’s Supplemental Complaint adds all relevant post-Complaint facts that apply  
11 to, augment and relate back to the Sixth Cause of Action (Retaliation in Violation of FEHA)  
12 and the Eleventh Cause of Action (Intentional Infliction of Emotional Distress).

13 **SUPPLEMENTAL FACTUAL ALLEGATIONS**

14 1. On February 2, 2017, Ms. Taylor filed the Complaint against Defendants which  
15 sets forth claims of Employment Discrimination-Sexual Harassment in violation of FEHA,  
16 Wrongful Termination in violation of FEHA, Sexual Battery, and Intentional Infliction of  
17 Emotional Distress, among other claims.

18 2. On September 19, 2017, after this Court already struck his extortion cross-claim,  
19 Mr. David posted an article on his website “Shock Ya,” entitled “Extortion Ring Foiled by  
20 Hologram media mogul Alki David.” The article claims that Ms. Taylor is “known for having  
21 attempted to extort money from her previous employer[.]” This allegation was false and  
22 designed to frighten and intimidate Ms. Taylor into dropping her claims.

23 3. On November 7, 2018, Mr. David harassed Ms. Taylor who sat quietly across  
24 from him at his deposition. He exploited the close proximity to Ms. Taylor that his deposition  
25 offered him to directly address her with the following harassing insults: “I don't like this fat  
26 woman. I don't want this horrible, disgusting, pimply asshole -- you know, you are,” “So fuck  
27 you for what you did to me” and “You fatty, pimply, fatty, disgusting, fucking crazy person.  
28

1 You make me so fucking sick.” These comments were non-responsive to any deposition  
2 questions. These comments were designed to frighten and intimidate Ms. Taylor into dropping  
3 her claims.

4 4. On August 12, 2019, in the morning of the first day of trial, Mr. David posted a  
5 video to his 120,000 Instagram followers declaring that he had wanted to get rid of Ms. Taylor  
6 the moment he met her because she was “mental.” In this same video, Mr. David called Ms.  
7 Taylor’s attorney a “formidable cunt.” These comments were designed to frighten and  
8 intimidate Ms. Taylor into dropping her claims.

9 5. On August 12, 2019, Mr. David filmed Ms. Taylor in the courtroom hallway, in  
10 violation of court rules and without her consent, and uploaded the video to his Instagram  
11 account in order to harass and mock her in front of his 120,000 followers. Later that day, Mr.  
12 David posted another video to Instagram calling Ms. Taylor a “whale.” These comments were  
13 designed to frighten and intimidate Ms. Taylor into dropping her claims.

14 6. On August 20, 2019, the evening before Ms. Taylor’s second day of cross-  
15 examination, Mr. David posted an Instagram photograph of Ms. Taylor and her counsel with  
16 blood and “X”s on their faces with a bloody knife next to them with the phrase  
17 “#SLAYTHEDRAGON” underneath.



18  
19  
20  
21  
22 7. On or around August 22, 2019, Mr. David walked over to Ms. Taylor in the  
23 gallery and told her, menacingly, “I will bury you.” Ms. Taylor feared for her physical safety,  
24 remembering the photograph of her with the bloody knife Mr. David had posted on Instagram  
25 shortly before.

26 8. Beginning on September 16, 2019, two weeks after the conclusion of trial, Ms.  
27 Taylor began receiving harassing and threatening Instagram messages from Mr. David from an  
28 account he named “iamsebastianthebeast.” Mr. David said, “you’ll see me but not in court. trust

1 me. There'll be no one to help you," "you're simply a retarded gold digging ho," "I'm glad you  
2 have my IP address, so you can come by and suck me off," "go suck some more dick bitch,"  
3 and "nobody would wanna have a baby with ya ugly ass."

4 9. On November 26, 2019, Mr. David sent Ms. Taylor a photograph of an erect  
5 male penis and said "next time I see ya ass imma fuck you up badly."

6 10. In November 2019, Mr. David created an Instagram account entitled  
7 "elizabethformetoo" with a username description of: "I was sexually harassed and didn't report  
8 it until I was fired for never showing up to work! #MeToo." Mr. David posted embarrassing  
9 photographs of Ms. Taylor on this account and included #AlkiDavid on many of its posts.

10 11. On or about November 2, 2019, Mr. David created an account entitled  
11 "elizabethfanpage86." On this account, Mr. David posted the following Instagram story: "What  
12 do you get when you treat people like shit, judge everyone you meet even though you're a dirty  
13 filthy whore, and make false accusations for financial gain? Elizabeth Taylor!"

14 12. On or about November 2, 2019, Mr. David created an account entitled  
15 "metooelizabethfanpage." On this account, Mr. David posted the following Instagram story:  
16 "I'll be back @eliztaylor [Ms. Taylor's username][.]" Tagging someone's username on  
17 Instagram creates an alert on her account's page, ensuring she will see the post. Ms. Taylor  
18 saw the post and was frightened by Mr. David's threat.

19 13. Mr. David's continuing harassing conduct has caused Ms. Taylor immense pain  
20 and suffering. Ms. Taylor has insomnia, severe depression, and anxiety which prevents her  
21 from living a normal life. Ms. Taylor suffers from debilitating panic attacks and finds it  
22 difficult to leave her home. Ms. Taylor is currently in therapy trying to improve her mental  
23 health, but lives in constant fear of what Mr. David will do next to harm her.

24 14. On January 22, 2020, Ms. Taylor amended her DFEH Complaint to include the  
25 supplemental factual allegations identified above. On January 22, 2020, the DFEH issued to Ms.  
26 Taylor an Amended Right to Sue letter. **Exhibit 1.**

27 ///

28 ///

1                   **CAUSES OF ACTION PERTINENT TO THE SUPPLEMENTAL COMPLAINT**

2                                   **SIXTH CAUSE OF ACTION**  
3                   **(RETALIATION IN VIOLATION OF FEHA AGAINST ALL DEFENDANTS)**

4                   15.     Plaintiff reinstates and incorporates by reference; as though fully set forth herein,  
5 the allegations contained in each of the paragraphs above.

6                   16.     Plaintiff opposed Defendants’ discriminatory and sexually harassing conduct by  
7 sending a written complaint of sexual harassment to Defendants in June 2015.

8                   17.     Plaintiff opposed Defendants’ discriminatory and sexually harassing conduct by  
9 filing the instant lawsuit on February 2, 2017.

10                  18.     Defendants responded to Plaintiff’s opposition to their discriminatory and  
11 sexually harassing conduct by threatening, bullying and harassing Plaintiff, in person and  
12 online, for the purpose of causing an adverse impact on her future employment opportunities.

13                  19.     Plaintiff’s opposition to Defendants’ discriminatory and sexual harassing  
14 conduct was a substantial motivating reason for Defendants’ threats, bullying and harassment of  
15 her.

16                  20.     As a result of Defendants’ retaliation against her, Plaintiff suffered and continues  
17 to suffer damages, in the form of lost employment opportunities and other employment benefits,  
18 and severe emotional physical distress.

19                  21.     Defendants’ threats, bullying and harassment of Plaintiff was a substantial factor  
20 in causing her harm.

21                  22.     Defendants acted intentionally and with malice for the purpose of causing  
22 Plaintiff to suffer financial loss and severe emotional distress, entitling Plaintiff to an award of  
23 punitive damages in an amount appropriate to punish and make an example of Defendants.

24                                   **ELEVENTH CAUSE OF ACTION**  
25                   **(INTENTIONAL INFLECTION OF EMOTIONAL DISTRESS AGAINST DEFENDANT**  
26                                   **DAVID ONLY)**

27                  23.     Plaintiff reinstates and incorporates by reference; as though fully set forth herein,  
28 the allegations contained in each of the paragraphs above.



# EXHIBIT 1



## DEPARTMENT OF FAIR EMPLOYMENT & HOUSING

KEVIN KISH, DIRECTOR

2218 Kausen Drive, Suite 100 | Elk Grove | CA | 95758  
(800) 884-1684 (Voice) | (800) 700-2320 (TTY) | California's Relay Service at 711  
<http://www.dfeh.ca.gov> | Email: [contact.center@dfeh.ca.gov](mailto:contact.center@dfeh.ca.gov)

January 22, 2020

Lisa Bloom  
20700 Ventura Blvd, Suite 301  
Woodland Hills, California 91364

RE: **Notice to Complainant's Attorney**  
DFEH Matter Number: 852881-272913  
Right to Sue: Taylor / David

Dear Lisa Bloom:

Attached is a copy of your **amended** complaint of discrimination filed with the Department of Fair Employment and Housing (DFEH) pursuant to the California Fair Employment and Housing Act, Government Code section 12900 et seq.

Pursuant to Government Code section 12962, DFEH will not serve these documents on the employer. You or your client must serve the complaint.

The amended complaint is deemed to have the same filing date of the original complaint. This is not a new Right to Sue letter. The original Notice of Case Closure and Right to Sue issued in this case remains the only such notice provided by the DFEH. (Cal. Code Regs., tit. 2, § 10022.)

Be advised that the DFEH does not review or edit the complaint form to ensure that it meets procedural or statutory requirements.

Sincerely,

Department of Fair Employment and Housing

1                                   **COMPLAINT OF EMPLOYMENT DISCRIMINATION**  
2                                   **BEFORE THE STATE OF CALIFORNIA**  
3                                   **DEPARTMENT OF FAIR EMPLOYMENT AND HOUSING**  
4                                   **Under the California Fair Employment and Housing Act**  
   **(Gov. Code, § 12900 et seq.)**

5 **In the Matter of the Complaint of**

Elizabeth Taylor

DFEH No. 852881-272913

6                                   Complainant,

7 vs.

8 Alkiviades David  
9 338 N. Canon Drive, Third Floor  
Beverly Hills, California 90210

10 HOLOGRAM USA, INC.

11 ,

12 HOLOGRAM USA ENTERTAINMENT, INC.

13 ,

14 FILMON MEDIA HOLDINGS, INC.

15 ,

16 FILMON.TV, INC.

17 ,

18 FILMON.TV NETWORKS, INC.

19 ,

20 ALKI DAVID PRODUCTIONS, INC.

21 ,

22 ANAKANDO MEDIA GROUP USA

23 ,

   Respondents

---

24 1. Respondent **Alkiviades David** is an **employer** subject to suit under the California  
25 Fair Employment and Housing Act (FEHA) (Gov. Code, § 12900 et seq.).

1 2. Complainant **Elizabeth Taylor**, resides in the City of **Beverly Hills** State of  
2 **California**.

3 3. Complainant alleges that on or about **January 2, 2020**, respondent took the  
4 following adverse actions:

5 **Complainant was harassed** because of complainant's sex/gender, sexual  
6 harassment- hostile environment.

7 **Complainant experienced retaliation** because complainant reported or resisted  
8 any form of discrimination or harassment and as a result was terminated, denied any  
9 employment benefit or privilege, other.

10 **Additional Complaint Details:** In late January 2015, Mr. David called Ms. Taylor to  
11 his office and closed the door. While she was standing, he put his hand on her  
12 lower back, crept his hand down to her buttocks and then grabbed her buttocks.  
13 She quickly backed up into a chair and sat down.

14 In March 2015, Ms. Taylor was sitting in her chair. Mr. David came from behind her,  
15 put his arms over her, reached under her upper thighs (she was wearing a short  
16 dress) and picked her up off her chair. Mr. David then maneuvered his hands to her  
17 ankles and held her upside down. While Ms. Taylor was held in the upside-down  
18 position with her underwear exposed, Mr. David carried her across the office with  
19 other staff present. Ms. Taylor screamed for help. Mr. David dropped her off in a tiny  
20 office and locked the door. Mr. David stood over Ms. Taylor and laughed. Ms. Taylor  
21 was in utter shock. After over a minute inside, she managed to escape the office.

22 In April 2015, Mr. David tied Ms. Taylor up with computer wire and tied her to a  
23 chair. He pushed the chair to a place where no one could see her and went off to a  
24 meeting. When her co-workers found her, they had to lay the chair on its side with  
25 Ms. Taylor still tied to it in order to free her from the chair. Ms. Taylor's underwear  
26 was exposed as her co-workers untied her.

27 In May 2015, Defendants directed Ms. Taylor to falsify health insurance paperwork  
28 to indicate that she had been hired in March 2015, when in fact she had been hired  
two months earlier. Defendants wanted her to falsify the data so it would appear that  
the company had met the federal and state deadline for enrolling eligible employees  
for healthcare coverage within 90 days of hire. Ms. Taylor told Financial Controller,  
Yelena Calendar multiple times that she would not falsify the paperwork because it  
was illegal to do so. The last time Ms. Taylor told Ms. Calendar that she would not  
falsify documents was Thursday, May 28, 2015.

The following Monday, June 1, 2015, Ms. Taylor was informed by Mr. Dawson that  
she was terminated. Mr. Dawson could not give her a reason for terminating her.  
Without a Human Resource department to handle employee complaints, Ms. Taylor  
reported that day to Ms. Calendar that she had been sexually harassed by Mr.

1 David. Ms. Calendar shockingly asked Ms. Taylor what she had done to invite the  
2 sexual harassment and ultimately refused to take Ms. Taylor`s sexual harassment  
3 complaint.

3 Ms. Taylor emailed her sexual harassment and insurance fraud complaints to Ms.  
4 Calendar later that evening.

4 Defendants terminated Ms. Taylor in retaliation for her rebuffing of Mr. Davids sexual  
5 advances, her protest of being held upside-down by Mr. David, her refusals to sign  
6 the fraudulent insurance documents and because of her disability.

6 On September 19, 2017, after this Court already struck his extortion cross-claim, Mr.  
7 David posted an article on his website "Shock Ya," entitled "Extortion Ring Foiled by  
8 Hologram media mogul Alki David." The article claims that Ms. Taylor is "known for  
9 having attempted to extort money from her previous employer[.]" This allegation was  
10 false and designed to frighten and intimidate Ms. Taylor into dropping her claims.

10 On November 7, 2018, Mr. David harassed Ms. Taylor who sat quietly across from  
11 him at his deposition. He exploited the close proximity to Ms. Taylor that his  
12 deposition offered him to directly address her with the following harassing insults: "I  
13 don't like this fat woman. I don't want this horrible, disgusting, pimply asshole -- you  
14 know, you are." "So fuck you for what you did to me" and "You fatty, pimply, fatty,  
15 disgusting, fucking crazy person. You make me so fucking sick." These comments  
16 were were directed solely at Ms. Taylor. These comments were designed to frighten  
17 and intimidate Ms. Taylor into dropping her claims.

13 On August 12, 2019, in the morning of the first day of trial, Mr. David posted a video  
14 to his 120,000 Instagram followers declaring that he had wanted to get rid of Ms.  
15 Taylor the moment he met her because she was "mental." In this same video, Mr.  
16 David called Ms. Taylor's attorney a "formidable cunt." These comments were  
17 designed to frighten and intimidate Ms. Taylor into dropping her claims.

16 On August 20, 2019, the evening before Ms. Taylor's second day of cross-  
17 examination, Mr. David posted an Instagram photograph of Ms. Taylor and her  
18 counsel with blood and "X"s on their faces with a bloody knife next to them with the  
19 phrase "#SLAYTHEDRAGON" underneath.

18 On or around August 22, 2019, Mr. David walked over to Ms. Taylor in the gallery  
19 and told her, menacingly, "I will bury you." Ms. Taylor feared for her physical safety,  
20 remembering the photograph of her with the bloody knife Mr. David had posted on  
21 Instagram shortly before.

21 Beginning on September 16, 2019, two weeks after the conclusion of trial, Ms.  
22 Taylor began receiving harassing and threatening Instagram messages from Mr.  
23 David from an account he named "iamsebastianthebeast." Mr. David said, "you'll  
24 see me but not in court. trust me. Therell be noone to help you," "you're simply a  
25 retarded gold digging ho," "I'm glad you have my IP address, so you can come by  
26 and suck me off," "go suck some more dick bitch," and "nobody would wanna have a  
27 baby with ya ugly ass."

25 On November 26, 2019, Mr. David sent Ms. Taylor a photograph of an erect male  
26 penis and said "next time I see ya ass imma fuck you up badly."

1 In November 2019, Mr. David created an Instagram account entitled  
2 “elizabethformetoo” with a username description of: “I was sexually harassed and  
3 didn’t report it until I was fired for never showing up to work! #MeToo.” Mr. David  
4 posted embarrassing photographs of Ms. Taylor on this account and included  
5 #AlkiDavid on many of its posts.

6 On or about November 2, 2019, Mr. David created an account entitled  
7 “elizabethfanpage86.” On this account, Mr. David posted the following Instagram  
8 story: “What do you get when you treat people like shit, judge everyone you meet  
9 even though you’re a dirty filthy whore, and make false accusations for financial  
10 gain? Elizabeth Taylor!”

11 On or about November 2, 2019, Mr. David created an account entitled  
12 “metooelizabethfanpage.” On this account, Mr. David posted the following  
13 Instagram story: “I’ll be back @eliztaylor [Ms. Taylor’s username][.]” Tagging  
14 someone’s username on Instagram creates an alert on her account’s page, ensuring  
15 she will see the post. Ms. Taylor saw the post and was frightened by Mr. David’s  
16 threat.

17 Mr. David’s continuing harassing conduct has caused Ms. Taylor immense pain and  
18 suffering. Ms. Taylor has insomnia, severe depression, and anxiety which prevents  
19 her from living a normal life. Ms. Taylor suffers from debilitating panic attacks and  
20 finds it difficult to leave her home. Ms. Taylor is currently in therapy trying to  
21 improve her mental health, but lives in constant fear of what Mr. David will do next to  
22 harm her.

1 VERIFICATION

2 I, **Elizabeth Taylor**, am the in the above-entitled complaint. I have read the foregoing  
3 complaint and know the contents thereof. The same is true of my own knowledge,  
4 except as to those matters which are therein alleged on information and belief, and as  
to those matters, I believe it to be true.

5 On January 22, 2020, I declare under penalty of perjury under the laws of the State of  
6 California that the foregoing is true and correct.

7 **Jacksonville, FL**

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# EXHIBIT B

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9 ELIZABETH TAYLOR and CHASITY JONES

10 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
11 COUNTY OF LOS ANGELES, CENTRAL DIVISION

12 ELIZABETH TAYLOR, an individual,  
13 CHASITY JONES, an individual,  
14  
15 Plaintiffs,

16 v.

17 ALKIVIADES DAVID, an individual,  
18 HOLOGRAM USA, INC., a Delaware corp.,  
19 HOLOGRAM USA ENTERTAINMENT,  
20 INC., a Delaware corp., FILMON MEDIA  
21 HOLDINGS, INC., a Delaware corp.,  
22 FILMON.TV, INC., a Delaware corp.,  
23 FILMON.TV NETWORKS, INC., a Delaware  
24 corp., ALKI DAVID PRODUCTIONS, INC.,  
25 a Delaware corp., ANAKANDO MEDIA  
26 GROUP USA, an unknown business entity,  
27 and DOES 1 through 25, inclusive.

28 Defendants.

CASE NO.: BC 649025

HON. RAFAEL A. ONGEKO  
DEPT.: 73

**[PROPOSED] SECOND AMENDED  
COMPLAINT FOR DAMAGES**

1. EMPLOYMENT DISCRIMINATION-  
SEXUAL HARASSMENT IN  
VIOLATION OF FEHA
2. WRONGFUL TERMINATION IN  
VIOLATION OF FEHA
3. WRONGFUL TERMINATION IN  
VIOLATION OF PUBLIC POLICY
4. RETALIATION IN VIOLATION OF  
FEHA
5. RETALIATION IN VIOLATION OF CA  
GOV. CODE § 12653
6. SEXUAL BATTERY IN VIOLATION  
OF CA CIV. CODE § 1708.5
7. COMMON LAW BATTERY
8. SEXUAL ASSAULT
9. INTENTIONAL INFLICTION OF  
EMOTIONAL DISTRESS

**DEMAND FOR JURY TRIAL**

1 Plaintiffs ELIZABETH TAYLOR and CHASITY JONES (collectively, “Plaintiffs”)  
2 bring the instant action against Defendant ALKIVIADES DAVID (“Mr. David”),  
3 HOLOGRAM USA, INC., HOLOGRAM USA ENTERTAINMENT, INC., FILMON MEDIA  
4 HOLDINGS, INC., FILMON.TV NETWORKS, INC., ALKI DAVID PRODUCTIONS, INC.,  
5 ANAKANDO MEDIA GROUP USA and FILMON.TV, INC. (collectively “Defendants”) and  
6 alleges as follows:

7 **PARTIES**

8 1. Plaintiff ELIZABETH TAYLOR (“Ms. Taylor”) is, and at all times herein  
9 mentioned was, an individual residing in the County of Los Angeles.

10 2. Plaintiff CHASITY JONES (“Ms. Jones”) is, and at all times herein mentioned  
11 was, an individual residing in the County of Los Angeles.

12 3. Defendant ALKIVIADES DAVID (“Mr. David”) is, and at all times herein  
13 mentioned was, an individual residing in the County of Los Angeles. Plaintiffs are informed and  
14 believe that at all relevant times herein, Mr. David was the President, CEO and managing agent  
15 of Defendants HOLOGRAM USA, INC., HOLOGRAM USA ENTERTAINMENT, INC.,  
16 FILMON MEDIA HOLDINGS, INC., FILMON.TV NETWORKS, INC., ALKI DAVID  
17 PRODUCTIONS, INC., ANAKANDO MEDIA GROUP USA and FILMON.TV, INC.

18 4. Plaintiffs are informed and believe and thereon allege that Defendant  
19 HOLOGRAM USA, INC. (“Hologram”) is, and at all times relevant herein was doing  
20 substantial business in the County of Los Angeles, State of California. Hologram employs more  
21 than five employees within the meaning of California Government Code § 12926 and is thus  
22 subject to suit under FEHA, Government Code section 12900, *et seq.*

23 5. Plaintiffs are informed and believe and thereon allege that Defendant  
24 HOLOGRAM USA ENTERTAINMENT, INC. (“Hologram Entertainment”) is, and at all times  
25 relevant herein was doing substantial business in the County of Los Angeles, State of  
26 California. Hologram Entertainment employs more than five employees within the meaning of  
27

1 California Government Code § 12926 and is thus subject to suit under FEHA, Government  
2 Code section 12900, *et seq.*

3           6.       Plaintiffs are informed and believe and thereon allege that Defendant FILMON  
4 MEDIA HOLDINGS, INC. is, and at all times relevant herein was doing substantial business in  
5 the County of Los Angeles, State of California. It employs more than five employees within the  
6 meaning of California Government Code § 12926 and is thus subject to suit under FEHA,  
7 Government Code section 12900, *et seq.*

8           7.       Plaintiffs are informed and believe and thereon allege that Defendant  
9 FILMON.TV NETWORKS, INC. is, and at all times relevant herein was doing substantial  
10 business in the County of Los Angeles, State of California. It employs more than five  
11 employees within the meaning of California Government Code § 12926 and is thus subject to  
12 suit under FEHA, Government Code section 12900, *et seq.*

13           8.       Plaintiffs are informed and believe and thereon allege that Defendant ALKI  
14 DAVID PRODUCTIONS, INC. is, and at all times relevant herein was doing substantial  
15 business in the County of Los Angeles, State of California. It employs more than five  
16 employees within the meaning of California Government Code § 12926 and is thus subject to  
17 suit under FEHA, Government Code section 12900, *et seq.*

18           9.       Plaintiffs are informed and believe and thereon allege that Defendant  
19 ANAKANDO MEDIA GROUP USA is, and at all times relevant herein was doing substantial  
20 business in the County of Los Angeles, State of California. It employs more than five  
21 employees within the meaning of California Government Code § 12926 and is thus subject to  
22 suit under FEHA, Government Code section 12900, *et seq.*

23           10.      Plaintiffs are informed and believe and thereon allege that Defendant  
24 FILMON.TV, INC. (FilmOn”) is, and at all times relevant herein was doing substantial business  
25 in the County of Los Angeles, State of California. FilmOn employs more than five employees  
26 within the meaning of California Government Code § 12926 and is thus subject to suit under  
27 FEHA, Government Code section 12900, *et seq.*

28



- 1 • An Instagram video of Mr. David grabbing his crotch. **Exhibit 3.**
- 2 • An Instagram meme of Caitlyn Jenner in an unflattering pose that reads, “When
- 3 you play with your vagina for the first time.” Mr. David captioned the post,
- 4 “Enough said. #vagina.” **Exhibit 4.**
- 5 • An Instagram photo depicting a woman’s cleavage; Mr. David captioned the post,
- 6 “Boom! There go my shorts again.” **Exhibit 5.**
- 7 • An Instagram photo of himself wearing just underwear that reads, “Fuck Off.”
- 8 **Exhibit 6.**
- 9 • An Instagram photo depicting a heavy-set woman with her buttocks exposed.
- 10 **Exhibit 7.**
- 11 • An Instagram photo of Mr. David at the gym in front of a mirror with an erect
- 12 penis under his pants. **Exhibit 8.**
- 13 • An Instagram photo depicting a “Two Girls, One Cup” chocolate birthday cake
- 14 with cake-toppers in the form of two naked women recreating the abhorrent
- 15 pornographic scene of women eating excrement. **Exhibit 9.**
- 16 • An Instagram photo depicting two naked men having sex. **Exhibit 10.**
- 17 • An Instagram meme depicting various penises atop cupcakes which reads, “tag a
- 18 mate that loves cupcakes!!!” **Exhibit 11.**
- 19 • An Instagram photo depicting a pig with large testicles. **Exhibit 12.**
- 20 • An Instagram photo depicting Mr. David gripping a woman’s nipple between his
- 21 thumb and index finger over her clothing. **Exhibit 13.**
- 22 • An Instagram photo depicting Mr. David’s legs while he is sitting in a bathtub.
- 23 **Exhibit 14.**
- 24 • An Instagram photo depicting Mr. David licking and/or sucking a cat’s genitals.
- 25 **Exhibit 15.**
- 26 • An Instagram photo depicting Mr. David pointing to his penis. **Exhibit 16.**

27 Each of these posts was shocking, disturbing and offensive to Plaintiffs.

28

1           16. Mr. David hired a stripper for an office birthday party. The stripper danced nude and  
2 gave a lap dance in Defendants' conference room during business hours. **Exhibit 17.**

3           17. Mr. David arranged a sex-themed party for "battle rappers" in the office. He placed  
4 open boxes of condoms and "Super Fun Penis Candy" in the front of the office. **Exhibit 18.**

5           18. Mr. David placed electric shock collars, typically used for helpless, abused dogs, on  
6 his employees' necks. **Exhibit 19.**

7           19. Defendants did not maintain a serious Human Resources department. In fact, an HR  
8 department was considered a joke to Defendants who posted a sign on an office door that read,  
9 "Her-ASS" followed by, "We Will Give You Just The Tip." The picture on the sign depicts a  
10 man grabbing a woman's breasts. Immediately below the picture, the sign reads, "HR  
11 Headquarters." **Exhibit 20.**

12           20. The aforementioned conduct and behavior were all shocking, disturbing and  
13 offensive to Plaintiffs. The severity and pervasiveness of Mr. David's sexually harassing acts  
14 and behavior prompted multiple other female employees to come forward with sexual  
15 harassment allegations against Mr. David. Yet, Mr. David continued to flout the law  
16 maliciously. He even bragged to Ms. Jones about his settled lawsuit with employee Mary Rizzo,  
17 describing Ms. Rizzo as a "wild, wild girl" as if she was well worth the price of the settlement.

18 **Mr. David Sexually Harasses, Assaults and Imprisons Ms. Taylor**

19           21. On January 21, 2015, Mr. David and Carl Dawson ("Mr. Dawson"), Vice-President  
20 of Marketing and Plaintiffs' direct supervisor, brought Ms. Taylor down to the hologram  
21 demonstration room. On the way down, Mr. David held Ms. Taylor's hand multiple times  
22 without first obtaining her consent. In the demonstration room, Mr. David ordered Ms. Taylor to  
23 dance on the stage. From Ms. Taylor's vantage point, she could not see the holograms alongside  
24 her. Mr. David was laughing hysterically throughout the "performance." Ms. Taylor learned that  
25 the holograms beside her portrayed two naked women.

1           22. In late January 2015, Mr. David called Ms. Taylor to his office and closed the door.  
2 While she was standing, he put his hand on her lower back, crept his hand down to her  
3 buttocks and then grabbed her buttocks. She quickly backed up into a chair and sat down.

4           23. In March 2015, Ms. Taylor was sitting in her chair. Mr. David came from behind  
5 her, put his arms over her, reached under her upper thighs (she was wearing a short dress) and  
6 picked her up off her chair. Mr. David then maneuvered his hands to her ankles and held her  
7 upside down. While Ms. Taylor was held in the upside-down position with her underwear  
8 exposed, Mr. David carried her across the office with other staff present. Ms. Taylor screamed  
9 for help. Mr. David dropped her off in a tiny office and locked the door. Mr. David stood over  
10 Ms. Taylor and laughed. Ms. Taylor was in utter shock. After over a minute inside, she  
11 managed to escape the office.

12           24. In April 2015, Mr. David tied Ms. Taylor up with computer wire and tied her to a  
13 chair. He pushed the chair to a place where no one could see her and went off to a meeting.  
14 When her co-workers found her, they had to lay the chair on its side with Ms. Taylor still tied to  
15 it in order to free her from the chair. Ms. Taylor's underwear was exposed as her co-workers  
16 untied her.

17 **Mr. David Sexually Harasses and Assaults Ms. Jones**

18           25. On April 5, 2015, Ms. Jones posted a video of herself in a bathing suit on her  
19 personal Instagram account. The next day, Mr. David said to her, "ooh, post more pictures like  
20 the one in the bathing suit, I like them."

21           26. On numerous occasions, Mr. David would inappropriately rub Ms. Jones' neck and  
22 shoulders without her consent.

23           27. In late April 2015, Mr. David invited Ms. Jones to his office for an espresso. After  
24 he closed his office door, he came behind her and, while clothed, rubbed his crotch against her  
25 rear end and rubbed his right hand on her dress directly over her vaginal area. Ms. Jones moved  
26 away, left the office and immediately reported the sexual assault to Mary Rizzo, her co-worker.

27  
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1 28. Ms. Jones feared reporting the sexual assault to management because she feared Mr.  
2 David would retaliate against her by firing her. Ms. Jones could not risk losing her job because  
3 her mother was sick with cancer and Ms. Jones was a single mother.

4 29. In October 2015, during a conference call with Foxwoods Resorts, Mr. David sat  
5 next to Ms. Jones and he stroked his hand up and down Ms. Jones' leg and directly over the area  
6 of her clothing which covered her vagina.

7 30. In October 2016, while working in Defendants' remote office, Mr. David lured Ms.  
8 Jones to the main office asking her to join him for an espresso. Ms. Jones complied and sat in a  
9 chair in his office. After Mr. David asked Ms. Jones about her sick mother, he pushed her legs  
10 open and rubbed his hand up under her skirt and over her underwear. Ms. Jones, upset and  
11 horrified, stormed out of his office.

#### 12 **Defendants Engage in Insurance Fraud**

13 31. In May 2015, Defendants directed Ms. Taylor to falsify health insurance paperwork  
14 to indicate that she had been hired in March 2015, when in fact she had been hired two months  
15 earlier. Defendants wanted her to falsify the data so it would appear that the company had met  
16 the federal and state deadline for enrolling eligible employees for healthcare coverage within 90  
17 days of hire. Ms. Taylor told Financial Controller, Yelena Calendar ("Ms. Calendar"), multiple  
18 times that she would not falsify the paperwork because it was illegal to do so. The last time Ms.  
19 Taylor told Ms. Calendar that she would not falsify documents was Thursday, May 28, 2015.

#### 20 **Ms. Taylor is Terminated on the Day She Complains** 21 **about Sexual Harassment and Insurance Fraud**

22 32. The following Monday, June 1, 2015, Ms. Taylor was informed by Mr. Dawson that  
23 she was terminated. Mr. Dawson could not give her a reason for terminating her.

24 33. Without a Human Resource department to handle employee complaints, Ms. Taylor  
25 reported that day to Ms. Calendar that she had been sexually harassed by Mr. David. Ms.  
26 Calendar shockingly asked Ms. Taylor what she had done to invite the sexual harassment and  
27 ultimately refused to take Ms. Taylor's sexual harassment complaint.

1           34. Ms. Taylor emailed her sexual harassment and insurance fraud complaints to Ms.  
2 Calendar later that evening.

3           35. Mr. Dawson’s subsequent explanation for her firing was for “lack of production,  
4 malingering, and constantly being late to work.” Ms. Taylor led the sales team in completed  
5 sales during her time there. Ms. Taylor had arrived late to work on some occasions because of  
6 her brain injury and resulting disability, a matter known to Defendants. Prior to her termination,  
7 Defendants had never admonished Ms. Taylor for arriving late to work. Defendants terminated  
8 Ms. Taylor in retaliation for her rebuffing of Mr. David’s sexual advances, her protest of being  
9 held upside-down by Mr. David, her refusals to sign the fraudulent insurance documents and  
10 because of her disability.

11           36. Shortly after Ms. Taylor complained of sexual harassment, Mr. David further  
12 retaliated against Ms. Taylor on his Instagram account by publicly stating the following in a  
13 message to his employee Mahim Khan: “Dear MK Seriously sorry if you felt I was over the top  
14 in reacting to Elizabeth Taylor’s nuttiness.” Mr. David’s Instagram account is followed by  
15 hundreds of thousands of followers.

16 **Defendants Order Ms. Jones to Sign a Declaration against Ms. Taylor**

17           37. In October of 2015, Defendants, through their attorney, ordered Ms. Jones and other  
18 employees to sign declarations stating that they did not see Mr. David harass Ms. Taylor and  
19 that they were not personally harassed by Mr. David. Ms. Jones did not want to sign the  
20 document because it was inaccurate. Mr. David personally called Ms. Jones numerous times at  
21 her home and asked her numerous times in the office to sign the declaration. On one occasion,  
22 while being harassed, intimidated and pressured by Mr. David to sign the false declaration, Ms.  
23 Jones escaped to the ladies’ restroom with Mary Rizzo to figure out how to handle the stressful  
24 situation. Mr. David barged into the ladies’ restroom to continue the conversation. Ms. Jones  
25 was shocked and intimidated. In addition, as long as she refused to sign the declaration, Mr.  
26 David withheld a substantial commission owed to her in connection to the lucrative Foxwoods  
27  
28

1 Resorts deal. Only after Ms. Jones signed the declaration under duress did she receive her owed  
2 commission.

3 **Ms. Jones is Terminated after Rebuffing Mr. David's Sexual Advances**

4 38. On November 15, 2016, Ms. Jones was terminated in retaliation for having rebuffed  
5 Mr. David's sexual assault the prior month. Ms. Jones was fired despite being an exemplary  
6 employee who was awarded a 23% raise in her salary earlier in the year.

7 **Mr. David Reports A False Criminal Extortion Claim against Ms. Taylor**

8 39. In January of 2016, attorney Samuel Cleaver represented Ms. Taylor in presenting  
9 her prospective civil claims to Defendants.

10 40. At the end of several weeks of negotiations regarding Ms. Taylor's civil claims, Mr.  
11 Rothman, on behalf of Defendants, requested that Mr. Cleaver add a provision in the proposed  
12 settlement agreement stating that Ms. Taylor would not file criminal charges against Mr. David.  
13 Defendants stated that "[t]here must be specific language in this [5<sup>th</sup>] paragraph that states that  
14 as a material inducement for the Defendants to enter into this Agreement and in consideration  
15 for the settlement sum, your clients will not initiate any criminal claims against any of the  
16 Defendants and if any criminal claims are initiated against the Defendants by a third party, your  
17 clients will not voluntarily testify." Defendants continued, "It is crucial that this language be  
18 included in the Settlement Agreement" and then provides several reasons. This was the first  
19 time any party mentioned criminal proceedings. Near the end of the letter, Rothman requested  
20 "[c]ould you please revise the Settlement Agreement in conformance with this letter. I look  
21 forward to your response."

22 41. On February 11, 2016, after Mr. Cleaver added this provision upon Defendants'  
23 insistence, Mr. Rothman went to the Beverly Hills Police Department on behalf of Defendants  
24 and filed a false extortion charge against both Mr. Cleaver and Ms. Taylor. What plaintiff and  
25 her counsel believed were good faith settlement negotiations was actually defendants' attempt  
26 to set her up for a false extortion criminal charge. This set up attempt was done in retaliation for  
27 her protected activity of asserting claims of sexual harassment and wrongful termination.  
28



1 **FIRST CAUSE OF ACTION**  
2 **(EMPLOYMENT DISCRIMINATION-SEXUAL HARASSMENT**  
3 **IN VIOLATION OF FEHA AGAINST ALL DEFENDANTS)**

4 47. Plaintiffs restate and incorporate by reference, as though fully set forth herein, the  
5 allegations contained in each of the paragraphs above.

6 48. Ms. Taylor is an “employee” under California Government Code § 12940(j).

7 49. Ms. Jones is an “employee” under California Government Code § 12940(j).

8 50. Defendants are “employers” under California Government Code § 12940(j).

9 51. Mr. David is a “person” under California Government Code § 12940(j).

10 52. Plaintiffs were subjected to unwanted harassing conduct on the basis of their gender  
11 in violation of the California Fair Employment and Housing Act, California Government Code  
12 § 12940 *et seq.* (“FEHA”).

13 53. Defendants participated in, assisted or encouraged the harassing conduct. Mr. David  
14 is also personally liable for such harassment under Gov. Code § 12940(j).

15 54. The conduct of Defendants, as alleged in this Complaint, was so severe, widespread  
16 or persistent to alter the terms and conditions of employment and was sufficiently severe and/or  
17 pervasive such that it created a hostile and abusive work environment.

18 55. The conduct of the Defendants, as alleged in this Complaint, was so severe,  
19 widespread or persistent that a reasonable person in Plaintiffs’ circumstances would have  
20 considered the work environment to be hostile or abusive.

21 56. Plaintiffs perceived and considered the work environment to be hostile and abusive  
22 as a result of the conduct of Defendants, as alleged in this Complaint.

23 57. Defendants are liable and responsible for the acts of their agents, supervisors and  
24 employees under Government Code § 12940(j) because Defendants knew of or had constructive  
25 knowledge of said conduct and failed to take timely and appropriate corrective action.

26 58. Defendants created, fostered, tolerated, and condoned a work environment that was  
27 pervasively and/or severely hostile to Plaintiffs on account of their gender, and Defendants and  
28 each of them incited others to harass Plaintiffs.

1 59. Defendants ratified the conduct of Mr. David in failing to take immediate and  
2 appropriate corrective action.

3 60. Defendants knew or should have known of the conduct but failed to take immediate  
4 and appropriate corrective action by failing and refusing to remedy the hostile work  
5 environment and by failing and refusing to take all reasonable steps to prevent harassment from  
6 occurring by permitting Mr. David to continuously harass Plaintiffs because of their gender.

7 61. Defendants committed their tortious and wrongful acts in the course and scope of  
8 their employment.

9 62. The conduct of Defendants was a substantial factor in causing Plaintiffs' harm.

10 63. Defendants are also liable for the discrimination and harassment of Plaintiffs under  
11 principles of vicarious liability, including the doctrine of *respondeat superior*, and are  
12 responsible for damages caused by said conduct.

13 64. As a direct and proximate result of the Defendants' actions as herein alleged,  
14 Plaintiffs have suffered and continue to suffer extreme physical and emotional distress,  
15 financial hardship, wage losses, humiliation, mental and physical pain, and other damages in  
16 an amount to be proven at trial.

17 65. The above referenced acts of Defendants were authorized or ratified by officers or  
18 managing agents of Defendants, and were done intentionally and with malice, entitling Plaintiffs  
19 to an award of punitive damages in an amount appropriate to punish and make an example of  
20 said Defendants.

21 66. As a further direct and proximate result of Defendants' actions, as herein alleged,  
22 Plaintiffs have incurred, and continues to incur, legal fees, costs, and other expenses in the  
23 prosecution of this matter.

24 **SECOND CAUSE OF ACTION**  
25 **(WRONGFUL TERMINATION IN VIOLATION OF FEHA AGAINST ALL**  
26 **DEFENDANTS)**

27 67. Plaintiffs restate and incorporate by reference, as though fully set forth herein, the  
28 allegations contained in each of the paragraphs above.



1 75. It is the public policy of the State of California , as expressed in the California  
2 Government Code § 12900 *et seq.*, that employees shall not be subjected to sexual harassment  
3 and shall be allowed to work in a workplace free of harassment.

4 76. It is the public policy of the State of California, as expressed in the California  
5 Insurance Code Section 1871, subsection (h), to avoid health insurance fraud which account for  
6 billions of dollars annually in added care costs nationally and which causes losses in premium  
7 dollars and increased health care costs.

8 77. As a direct and proximate result of the Defendants’ wrongful termination of  
9 Plaintiffs in violation of public policy as herein alleged, Plaintiffs have suffered and continue to  
10 suffer extreme physical and emotional distress, financial hardship, wage losses, humiliation,  
11 mental and physical pain, and other damages in an amount to be proven at trial.

12 78. Defendants acted intentionally and with malice for the purpose of causing Plaintiffs  
13 to suffer financial loss and severe emotional distress, entitling Plaintiffs to an award of punitive  
14 damages in an amount appropriate to punish and make an example of said Defendants.

15 79. As a further direct and proximate result of Defendants’ actions, as herein alleged,  
16 Plaintiffs have incurred, and continues to incur, legal fees, costs, and other expenses in the  
17 prosecution of this matter.

18 **FOURTH CAUSE OF ACTION**  
19 **(RETALIATION IN VIOLATION OF FEHA AGAINST ALL DEFENDANTS)**

20 80. Plaintiffs restate and incorporate by reference, as though fully set forth herein, the  
21 allegations contained in each of the paragraphs above.

22 81. Plaintiffs opposed Defendants’ discriminatory and sexually harassing acts by  
23 rebuffing, rejecting and protesting the aforementioned offensive touchings and conduct.

24 82. Ms. Taylor opposed Defendants’ insurance fraud activities by refusing to sign  
25 documents that falsified their employment start date.

26 83. Defendants terminated Plaintiffs’ employment in retaliation for their rejection of  
27 unwanted sexual behavior and, in the case of Ms. Taylor, for her refusal to sign the false  
28 insurance documents in violation of CA Government Code § 12940(h).

1 84. Defendants attempted to file a false and bogus criminal extortion charge against Ms.  
2 Taylor in retaliation for Ms. Taylor’s reporting of and opposition to sexual harassment.

3 85. As a result of Defendants’ retaliation against them, Plaintiffs have suffered and  
4 continue to suffer damages, in the form of lost wages and other employment benefits, and  
5 severe emotional and physical distress.

6 86. Defendants acted intentionally and with malice for the purpose of causing Plaintiffs  
7 to suffer financial loss and severe emotional distress, entitling Plaintiffs to an award of punitive  
8 damages in an amount appropriate to punish and make an example of said Defendants.

9 **FIFTH CAUSE OF ACTION**  
10 **(RETALIATION IN VIOLATION OF CALIFORNIA GOVERNMENT CODE § 12653**  
11 **AGAINST ALL DEFENDANTS)**

12 87. Plaintiffs restate and incorporate by reference, as though fully set forth herein, the  
13 allegations contained in each of the paragraphs above.

14 88. Plaintiff are “employees” under CA Government Code § 12653.

15 89. Plaintiffs opposed Defendants’ discriminatory and sexually harassing acts by  
16 rebuffing, rejecting and protesting the aforementioned offensive touchings and conduct.

17 90. Ms. Taylor opposed Defendants’ insurance fraud activities by refusing to sign  
18 documents that falsified their employment start date.

19 91. Defendants terminated Plaintiffs’ employment in retaliation for their rejection of  
20 unwanted sexual behavior and, in the case of Ms. Taylor, for her refusal to sign the false  
21 insurance documents in violation of CA Government Code § 12653.

22 92. Defendants attempted to file a false and bogus criminal extortion charge against Ms.  
23 Taylor in retaliation for Ms. Taylor’s reporting of and opposition to sexual harassment.

24 93. As a result of Defendants’ retaliation against them, Plaintiffs have suffered and  
25 continue to suffer damages, in the form of lost wages and other employment benefits, and  
26 severe emotional and physical distress.  
27  
28

1 94. Defendants acted intentionally and with malice for the purpose of causing Plaintiffs  
2 to suffer financial loss and severe emotional distress, entitling Plaintiffs to an award of punitive  
3 damages in an amount appropriate to punish and make an example of said Defendants.

4  
5 **SIXTH CAUSE OF ACTION**  
6 **(SEXUAL BATTERY IN VIOLATION OF CALIFORNIA CIVIL CODE § 1708.5**  
7 **AGAINST DEFENDANT DAVID ONLY)**

8 95. Plaintiffs restate and incorporate by reference, as though fully set forth herein, the  
9 allegations contained in each of the paragraphs above.

10 96. Mr. David is a “person” under California Civil Code § 1708.5.

11 97. In doing the acts described herein, Mr. David acted with the intent to make offensive  
12 contact with intimate parts of Plaintiffs. He did, in fact, bring himself into offensive and  
13 unwelcome sexual contact with Plaintiffs as described hereinabove.

14 98. As described more fully above, Mr. David subjected Plaintiffs to unconsented and  
15 intentional invasions of their rights to be free from sexually offensive and harmful physical  
16 contact.

17 99. As a direct and proximate result of Mr. David’s actions, Plaintiffs have suffered and  
18 will continue to suffer pain and suffering, extreme and severe mental anguish and emotional  
19 distress; and Plaintiffs have suffered and will continue to suffer a loss of earnings and other  
20 employment benefits and job opportunities.

21 100. Mr. David’s conduct was malicious and oppressive, and done with a conscious  
22 disregard of Plaintiffs’ rights. Because Mr. David acted in his capacity as President and CEO,  
23 he abused and betrayed his special relationship of trust and confidence to Plaintiffs. Plaintiffs  
24 are entitled to punitive damages from Mr. David in an amount to be determined at trial.

25 **SEVENTH CAUSE OF ACTION**  
26 **(COMMON LAW BATTERY AGAINST DEFENDANT DAVID ONLY)**

27 101. Plaintiffs restate and incorporate by reference, as though fully set forth herein, the  
28 allegations contained in each of the paragraphs above.



1 109. Mr. David’s conduct was malicious and oppressive, and done with a conscious  
2 disregard of Plaintiffs’ rights. Because Mr. David acted in his capacity as President and CEO,  
3 he abused and betrayed his special relationship of trust and confidence to Plaintiffs. Plaintiffs  
4 are entitled to punitive damages from Mr. David in an amount to be determined at trial.

5  
6 **NINTH CAUSE OF ACTION**  
7 **(INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS AGAINST DEFENDANT**  
8 **DAVID ONLY)**

9 110. Plaintiffs restate and incorporate by reference, as though fully set forth herein, the  
10 allegations contained in each of the paragraphs above.

11 111. As alleged herein, Mr. David engaged in outrageous conduct towards Plaintiffs,  
12 with intention to cause, or with reckless disregard of the probability of causing, Plaintiffs to  
13 suffer severe physical, emotional and psychological distress.

14 112. As a direct and proximate result of Mr. David’s actions, Plaintiffs have suffered  
15 and will continue to suffer pain and suffering, extreme and severe mental anguish and emotional  
16 distress; and Plaintiffs have suffered and will continue to suffer a loss of earnings and other  
17 employment benefits and job opportunities.

18 113. Mr. David’s conduct was malicious and oppressive, and done with a conscious  
19 disregard of Plaintiffs’ rights. Because Mr. David acted in his capacity as President and CEO,  
20 he abused and betrayed his special relationship of trust and confidence to Plaintiffs. Plaintiffs  
21 are entitled to punitive damages from Defendants in an amount to be determined at trial.

22 **PRAYER FOR RELIEF**

23 **WHEREFORE**, Plaintiffs pray for judgment and damages against each of the  
24 Defendants as follows:

- 25 1. General damages in an amount to be determined by proof at trial;
- 26 2. Past and future medical and related expenses in an amount to be determined by proof  
27 at trial;
- 28 3. Past and future lost earnings in an amount to be determined by proof at trial;

- 1 4. Impairment of earning capacity in an amount to be determined by proof at trial;  
2 5. Punitive damages pursuant to applicable law;  
3 6. Reasonable attorneys' fees pursuant to applicable law;  
4 7. Prejudgment and post-judgment interest, including but not limited to, California  
5 Civil Code § 3288; and  
6 8. Any other and further relief that the Court considers just and proper.

7  
8 **DEMAND FOR JURY TRIAL**

9 Plaintiffs hereby request a trial by jury as to all claims for monetary damages.

10  
11 DATED: February \_\_, 2020

\_\_\_\_\_  
12 Lisa Bloom  
13 THE BLOOM FIRM  
14 Attorneys for Plaintiffs  
15 ELIZABETH TAYLOR and CHASITY JONES  
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# EXHIBIT 1



# 2 Girls 1 Cup

From Wikipedia, the free encyclopedia

*2 Girls 1 Cup* is the unofficial nickname of the trailer for *Hungry Bitches*, a 2007 Brazilian scat-fetish pornographic film produced by MFX Media. The trailer features two women conducting themselves in fetishistic intimate relations, including defecating into a cup, taking turns in what appears to be consuming the excrement, and vomiting into each other's mouths.<sup>[1]</sup> *Lovers Theme* by Hervé Roy plays throughout the video.<sup>[2]</sup>

The video went viral and became one of the best known shock videos in itself and for the reactions its graphic content elicited from viewers who had not seen such content before.<sup>[3]</sup><sup>[4]</sup> Around mid-October 2007, video-sharing sites including YouTube were flooded with videos depicting others' reactions to watching the video for the first time.<sup>[5]</sup> Many other reaction videos have now appeared for similarly shocking and extreme videos.

## Contents

- 1 Production
- 2 Background
- 3 Reaction videos
- 4 Impact
- 5 Media recognition
- 6 References
- 7 External links

## Production

It is unknown exactly how the graphic scenes in the video were produced. Many people believe that the apparent feces is composed of a mixture of food substances such as chocolate, coffee cream, peanut butter. One theory states that the woman cleaned her bowels before introducing the substance. Her rectum then instantly rejected it, creating the appearance of defecation. Some speculate that the vomit is real, but was regurgitated before reaching the stomach and does not contain any gastric acids. In the video, the majority of the vomit does not enter the mouths. However, some believe that all of these scenes were created with advanced computer graphics.<sup>[6]</sup>

## Background

*Hungry Bitches*

DVD cover

<b>Directed by</b>	Marco Antônio Fiorito (as Marco Villanova)
<b>Produced by</b>	MFX Media
<b>Starring</b>	Karla, Latifa
<b>Music by</b>	Hervé Roy
<b>Cinematography</b>	Roger Wu
<b>Production company</b>	MFX Video
<b>Distributed by</b>	Marco Fiorito
<b>Release date</b>	January 5, 2007
<b>Running time</b>	62 minutes
<b>Country</b>	Brazil
<b>Language</b>	Portuguese

The video originated from a Brazilian distributor and pornographer Marco Antônio Fiorito (born July 1, 1971 in Sao Paulo),<sup>[7]</sup> who describes himself as a "compulsive fetishist".<sup>[1]</sup> Fiorito started having interest producing films in 1994, and in 1996, with his wife, Joelma Brito, using her artistic name Leticia Miller, he began a fetish film business<sup>[7]</sup> and soon moved on to coprophagia. The film was produced by MFX Video, one of several companies owned by Fiorito.<sup>[1]</sup>

Authorities in the United States have branded some of Fiorito's films as obscene and filed charges against Danilo Croce, a Brazilian lawyer living in Florida, listed as an officer of a company distributing Fiorito's films in the United States. Fiorito explained that had he known that selling his films in the U.S. was illegal, he would have stopped. In his declaration he quotes:

"I would have stopped because the money is not the main reason that I make these films." He then added, "I have already made fetish movies with scat/feces using chocolate instead of feces. Many actors make scat films but they don't agree to eat feces."<sup>[1]</sup>

The first few seconds of the *2 Girls 1 Cup* video contain the text "MFX 1209" (the production code for *Hungry Bitches*) and the URL [mfxvideos.com](http://mfxvideos.com), the website of Fiorito's MFX Video, leading some in the media to incorrectly believe the video is one of the many Croce had to surrender to the Department of Justice but was somehow leaked in the process.<sup>[8][9]</sup>

## Reaction videos

The popularity of *2 Girls 1 Cup* was aided by a series of reaction videos, that is, videos depicting people reacting to watching it.<sup>[10]</sup> Many videos exist on YouTube of users showing the original video (off-camera) to their friends and filming their reactions, although some may be staged.<sup>[3][4][10]</sup> Even Joe Rogan, host of *Fear Factor*, a show notorious for the disgusting things its contestants are dared to eat, had to turn away in a reaction video posted to his blog.<sup>[11]</sup> A reaction video starring a Kermit the Frog puppet proved very popular on the community-based website Digg.<sup>[12]</sup>

In January 2008, *Slate* documented the reaction video phenomenon with a slideshow featuring various reactions.<sup>[13]</sup> Violet Blue, an author, described this website as becoming "the new 'tubgirl' and goatse all in one disgusting moment of choco-poo-love" in a *San Francisco Chronicle* article.<sup>[14]</sup>

Veteran porn star Ron Jeremy walked off while watching the video on *The Playhouse*.<sup>[15]</sup> On the same program, singer Wyclef Jean sat through the whole thing without looking away or showing any apparent reaction, all while eating corn on the cob.<sup>[16]</sup> Ace Frehley, formerly of Kiss, was shown the video on *The Opie and Anthony Show* in July 2009, and was unfazed, declaring, "Crazier things than that have happened on the road."<sup>[17]</sup> "Genuine Nerd" Toby Radloff was so disgusted by the clip that he had to immediately watch it again.<sup>[18]</sup>

## Impact

The video has led to many parodies and other shock videos with similar content. One of the most popular so-called "sequels" is *4 Girls Fingerpaint*, which consists of four women conducting themselves in similar scat-fetishistic activities.<sup>[19]</sup> The title has also contributed to the titles and nicknames of other shock videos, including *2 Girls 1 Finger*, *8 Girls No Cup*, *1 Guy 1 Jar*, *1 Guy 1 Screwdriver*, *3 Orangutans 1 Blender*, and *1 Girl 1 Cake*, the nickname for the 2008 viral shock video *Cake Farts*.<sup>[19]</sup> A short film by guitarist John Mayer to his blog entitled *2 Guys 1 Cup* where Mayer and *Best Week Ever* correspondent Sherrod Small enjoy Pinkberry frozen yogurt in the

same manner that the women in the original consumed the feces.<sup>[20][21]</sup> Comedian Conan O'Brien created a parody called *One Guy, Two Bowls* starring Andy Richter, which shows Andy eating two bowls of soup. This video was created for O'Brien's comedic website, Conan.XXX (<http://www.conan.xxx/>).<sup>[22]</sup> Filmmakers Justin Roiland and Christian Le Guilloux made a five-minute series called *2 Girls, 1 Cup: The Show* for the short film competition site Channel 101. It debuted in first place on January 27, 2008.<sup>[23]</sup> Brandon Hardesty posted a video called *I guy I lunchable*, in which he eats the "taco filling" from a Mini-Taco Lunchable.<sup>[24]</sup> Canadian comedian Jon Lajoie also made a song named "2 Girls 1 Cup song", which described the activities in the video as if the two women were expressing their love for each other. The music video was instantly popular, gaining over 10 million views on YouTube.<sup>[25]</sup>

In 2013, German company MediaMarkt marketed a cupcake maker dubbed "2 Girls 1 Cup-Cake Maker". The product's slogan was that it made cupcakes "So good that it's impossible to film."<sup>[26]</sup>

The video was referenced in the British comedy series *The Inbetweeners*, in the series 2 episode *A Night Out in London*, where Jay brings it up on his new laptop, with Will reacting by saying "that can't be real, that's got to be chocolate!"<sup>[27]</sup>

## Media recognition

In the media the video has been used as an example of the poor content quality of YouTube and similar video-sharing websites, and their tendency towards deliberately shocking content.<sup>[3][4][28]</sup> *Esquire* magazine showed the video to actor George Clooney during an interview, prompting him to compare it to a rodeo, saying the point of the video was to see "how long you can last."<sup>[29]</sup> In an episode of *Tosh.0*, the entire audience is filmed reacting to this video. Host Daniel Tosh called it the World's Largest Reaction Video in terms of number of people being filmed.<sup>[30]</sup> The cast of *Avenue Q*, responding to The Muppets' version of "Bohemian Rhapsody", made a video of "We Will Rock You"/"We Are the Champions" (known as "We Will Rock Q"), ending with Nicky surfing the internet, finding *2 Girls 1 Cup* (indicated by the soundtrack), and vomiting as the screen fades to black.<sup>[31]</sup>

The site was featured in a Dr Pepper Facebook promotion open to minors,<sup>[32]</sup> which resulted in The Coca-Cola Company terminating its relationship with the digital marketing agency responsible.<sup>[33]</sup> Jim Edwards of *BNET* said that Coca-Cola has full responsibility for allowing the situation to occur, arguing that Coca-Cola selected an advertising agency that openly advertised "profane" advertising campaigns and that the Coca-Cola executive who approved the *2 Girls 1 Cup* line failed to do research on what the name meant.<sup>[34]</sup>

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## External links

- "2 Girls 1 Cup" trailer at 2girls1cup.ca (<http://2girls1cup.ca/>)
- *Hungry Bitches* (<http://www.imdb.com/title/tt1765847/>) at the Internet Movie Database
- *Hungry Bitches* (<http://www.iafd.com/title.rme/title=Hungry+Bitches/year=2007>) at the Internet Adult Film Database

Retrieved from "[https://en.wikipedia.org/w/index.php?title=2\\_Girls\\_1\\_Cup&oldid=762866777](https://en.wikipedia.org/w/index.php?title=2_Girls_1_Cup&oldid=762866777)"

Categories: Portuguese-language films | 2000s pornographic films | 2007 films | Brazilian films  
| Brazilian pornography | Feces | Internet memes | Viral videos | Obscenity controversies | Sexual fetishism  
| Shock sites | Lesbian pornographic films

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## EXHIBIT 2

Search Search

Get the app Log in



alkidavid

FOLLOW



2,218 likes

15w

alkidavid Ok haters. #hate! Rip dat bra.



## EXHIBIT 3

VIDEO- ALKI GRABBING CROTCH

# EXHIBIT 4

Search Search

Get the app Log in



alkidavid

FOLLOW

When you play with your vagina for the first time.



2,085 likes

28w

alkidavid Enough said. #vagina

# EXHIBIT 5

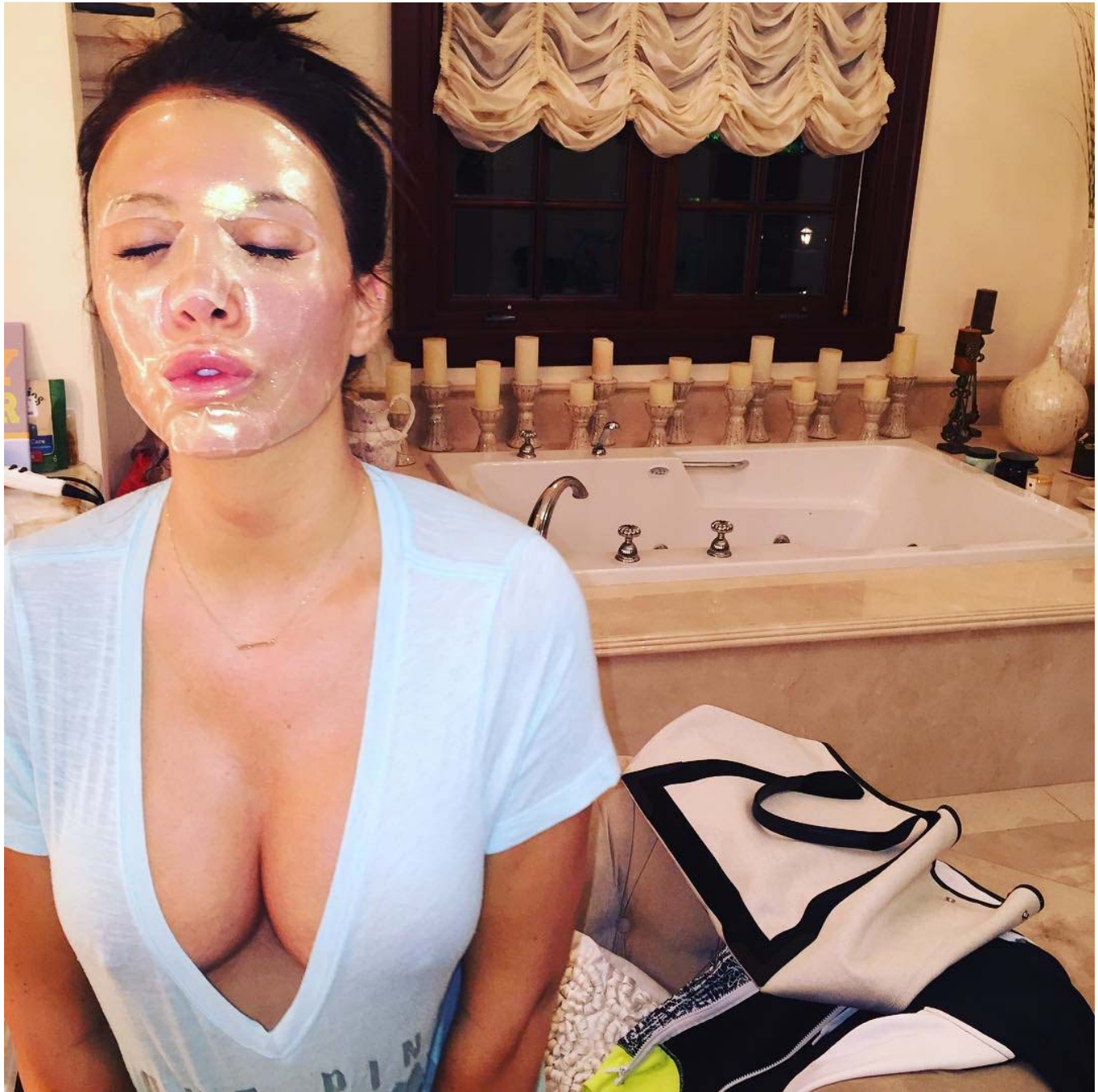
Search Search

Get the app Log in



alkidavid  
Beverly Hills, Ca 90120

FOLLOW



1,862 likes

9w

alkidavid Boom! There go my shorts again. @jenniferstano

# EXHIBIT 6



# EXHIBIT 7



# EXHIBIT 8



# EXHIBIT 9

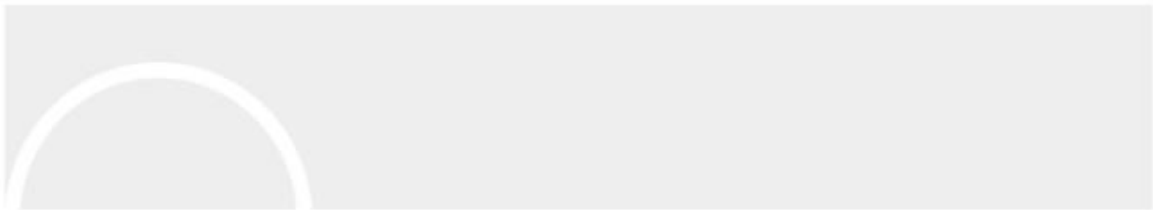
**2 GIRLS**



**1 CUP..... CAKE**

# EXHIBIT 10

Alki David \_ Beverly Hills (@alkidavid) • Instagram photos and videos



<https://instagram.com/p/08uWWgBNmt/?taken-by=alkidavid>[6/28/2015 5:45:12 PM]

# EXHIBIT 11

Close

Search

Get the app

Follow



alkidavid

Follow

292 likes

6d



itsmeshaebae @justme\_lor @jo.cole @stellaaanyc dude! Of course you would find this!!!!

jo.cole Well, ya'll know which one I want.. @justme\_lor @itsmeshaebae @stellaaanyc @meggo1207

cezar973 Hahahahaha. .

caro1222 @justme\_lor @cezar973

megann\_heil @nate\_navs

crystalprofeiro @ashley\_pro8484

ashley\_pro8484 @\_kristalxo\_

aallii\_g @danielleexxo #dildo

tlb.mario @samantha\_1077

danielleexxo @aallii\_g

miriamkristen @hannahfrette

hannahfrette @miriamkristen

jackieon04 @monieonofre

monieonofre @jackieon04

laurentott @paddymac19

alessiapalucci\_ @bribernier

keekthecheeks @edrap85

bribernier @alessiapalucci\_

# EXHIBIT 12



# EXHIBIT 13



# EXHIBIT 14



# EXHIBIT 15



MOST RECENT  
FILMON.TV



mooshuthesphynx  
Filmon.tv

2w



@alkidavid



Repost & Regram App



12 likes



# EXHIBIT 16



# EXHIBIT 17



# EXHIBIT 18



# SUPER FUN PENIS CANDY

TASTY  
FRUIT  
FLAVORED

MAX  
TASTY  
THICKNESS



W. F. W. W.  
Film  
©  
W. F. W. W.



# EXHIBIT 19

MOST RECENT  
FILMON.TV

alliarigatobotto  
Filmon.tv

7w



24 likes

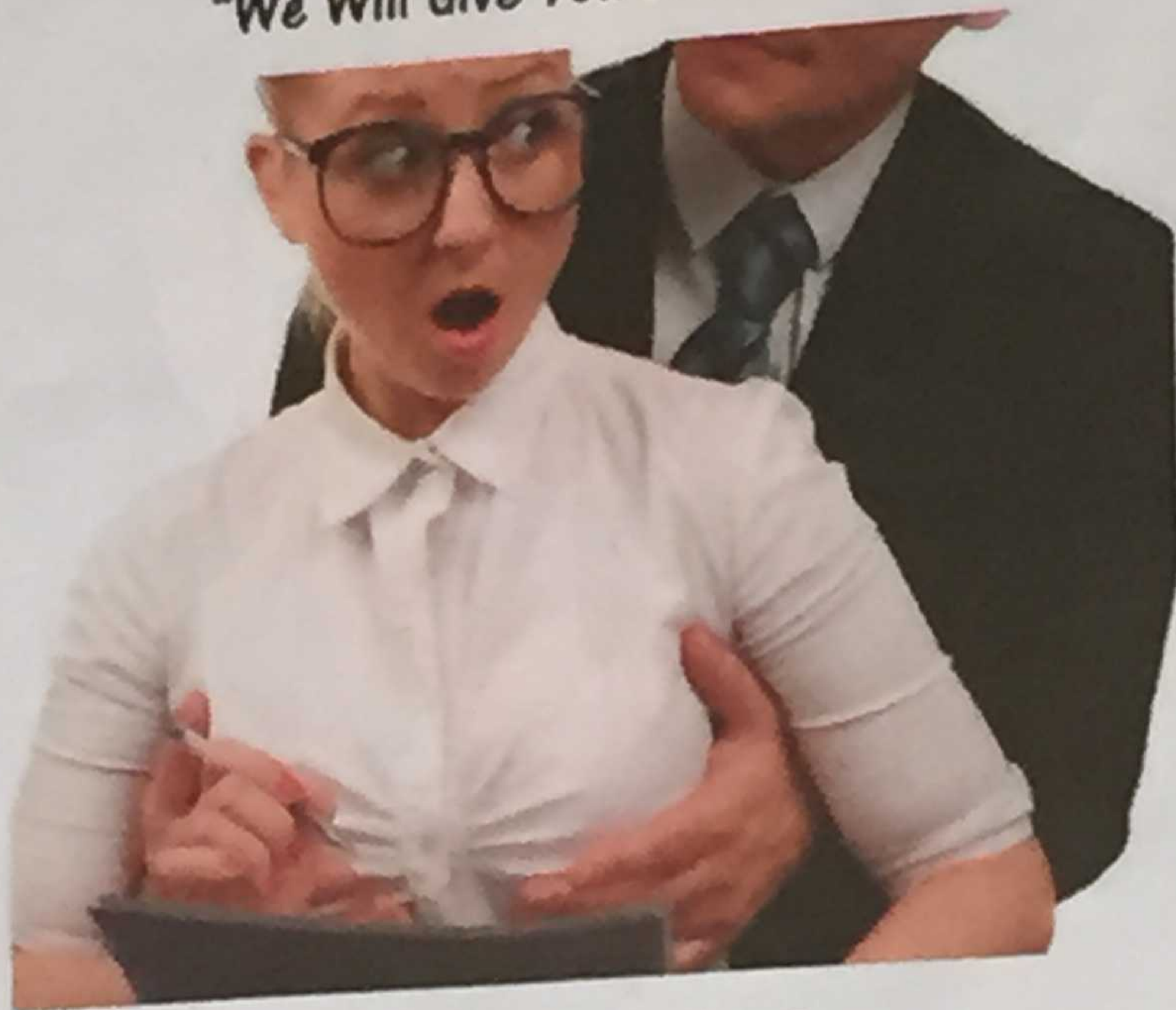
alliarigatobotto ⚡ Electric shock collars aren't just for dogs ⚡ #itstherapyright #birdsofafeather #whenwackosworktogether #whatthisdoesnthappeninyouroffice #bestjobever #mycrazyboss @alkidavid #battlecam #hologramusa #electricshock @mylesbeltran @lushoneca #wtf



# EXHIBIT 20

# Her-ASS

"We Will Give You Just The Tip"



HR Headquarters

Alli Botto

Janel Bauer

# EXHIBIT 21



**DEPARTMENT OF FAIR EMPLOYMENT & HOUSING**

2218 Kausen Drive, Suite 100 | Elk Grove | CA | 95758  
800-884-1684 | TDD 800-700-2320  
www.dfeh.ca.gov | email: contact.center@dfeh.ca.gov

DIRECTOR KEVIN KISH

February 03, 2016

**RE: Notice to Complainant or Complainant's Attorney**

DFEH Matter Number: 739969-207321

Right to Sue: Taylor / FilmOn.TV Inc.

Dear Complainant or Complainant's Attorney:

Attached is a copy of your complaint of discrimination filed with the Department of Fair Employment and Housing (DFEH) pursuant to the California Fair Employment and Housing Act, Government Code section 12900 et seq. Also attached is a copy of your Notice of Case Closure and Right to Sue. Pursuant to Government Code section 12962, DFEH will not serve these documents on the employer. You or your attorney must serve the complaint. If you do not have an attorney, you must serve the complaint yourself. Please refer to the attached Notice of Case Closure and Right to Sue for information regarding filing a private lawsuit in the State of California.

Be advised that the DFEH does not review or edit the complaint form to ensure that it meets procedural or statutory requirements.

Sincerely,

Department of Fair Employment and Housing



**DEPARTMENT OF FAIR EMPLOYMENT & HOUSING**

2218 Kausen Drive, Suite 100 | Elk Grove | CA | 95758  
800-884-1684 | TDD 800-700-2320  
www.dfeh.ca.gov | email: contact.center@dfeh.ca.gov

DIRECTOR KEVIN KISH

February 03, 2016

**RE: Notice of Filing of Discrimination Complaint**

DFEH Matter Number: 739969-207321

Right to Sue: Taylor / FilmOn.TV Inc.

To All Respondent(s):

Enclosed is a copy of a complaint of discrimination that has been filed with the Department of Fair Employment and Housing (DFEH) in accordance with Government Code section 12960. This constitutes service of the complaint pursuant to Government Code section 12962. The complainant has requested an authorization to file a lawsuit. This case is not being investigated by DFEH and is being closed immediately. A copy of the Notice of Case Closure and Right to Sue is enclosed for your records.

Please refer to the attached complaint for a list of all respondent(s) and their contact information.

**No response to DFEH is requested or required.**

Sincerely,

Department of Fair Employment and Housing



**DEPARTMENT OF FAIR EMPLOYMENT & HOUSING**

2218 Kausen Drive, Suite 100 | Elk Grove | CA | 95758  
800-884-1684 | TDD 800-700-2320  
www.dfeh.ca.gov | email: contact.center@dfeh.ca.gov

DIRECTOR KEVIN KISH

February 03, 2016

Elizabeth Taylor  
8700 Burton Way 302  
Los Angeles, California 90048

**RE: Notice of Case Closure and Right to Sue**  
DFEH Matter Number: 739969-207321  
Right to Sue: Taylor / FilmOn.TV Inc.

Dear Elizabeth Taylor,

This letter informs you that the above-referenced complaint was filed with the Department of Fair Employment and Housing (DFEH) has been closed effective February 03, 2016 because an immediate Right to Sue notice was requested. DFEH will take no further action on the complaint.

This letter is also your Right to Sue notice. According to Government Code section 12965, subdivision (b), a civil action may be brought under the provisions of the Fair Employment and Housing Act against the person, employer, labor organization or employment agency named in the above-referenced complaint. The civil action must be filed within one year from the date of this letter.

To obtain a federal Right to Sue notice, you must visit the U.S. Equal Employment Opportunity Commission (EEOC) to file a complaint within 30 days of receipt of this DFEH Notice of Case Closure or within 300 days of the alleged discriminatory act, whichever is earlier.

Sincerely,

Department of Fair Employment and Housing



**DEPARTMENT OF FAIR EMPLOYMENT & HOUSING**

2218 Kausen Drive, Suite 100 | Elk Grove | CA | 95758  
800-884-1684 | TDD 800-700-2320  
www.dfeh.ca.gov | email: [contact.center@dfeh.ca.gov](mailto:contact.center@dfeh.ca.gov)

DIRECTOR KEVIN KISH

**Enclosures**

cc: Alki David

Anakando Media Group

Alki David Productions Inc.

Hologram USA Inc.

Hologram USA Productions Inc.

Hologram USA Entertainment Inc.



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**Co-Respondents:**

Alki David  
301 N. Canon Drive Ste 208  
Beverly Hills California 90210

Anakando Media Group

301 N. Canon Drive Ste 208  
Beverly Hills California 90210

Alki David Productions Inc.

338 N. Canon Drive 3rd Floor  
Beverly Hills California 90210

Hologram USA Inc.

301 N. Canon Drive Ste 208  
Beverly Hills California 90210

Hologram USA Productions Inc.

338 N. Canon Drive 3rd Floor  
Beverly Hills California 90210

Hologram USA Entertainment Inc.

338 N. Canon Drive 3rd Floor  
Beverly Hills California 90210

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**Additional Complaint Details:**

Complainant worked for Respondents Alki David ("David"), FilmOn.TV Inc., Hologram USA, Inc., Hologram USA Productions, Inc., Hologram USA Entertainment, Inc., Anakando Media Group USA, and Alki David Productions (collectively "Respondents"). During her employment, Complainant was continually subject to unwanted sexual advances and other harassment and discrimination from Respondents. Among other acts, Mr. David who was the CEO of one or all of Respondents grabbed and slapped Complainants buttocks on multiple occasions. Mr. David would leer at Plaintiff and stand near her so that she could see his eyes looking up and down her body. Mr. David regularly harassed other female employees in Complainants workplace, grabbing their breasts and buttocks. Complainants supervisor told her to dress attractively so that she could attract male clients. Respondents actions created a hostile work environment for Complaint and Respondents other female employees and constituted gender discrimination. When Complainant complained about the harassment, her supervisors and Respondents human resources representative refused or failed to investigate. Instead the representative asked Complainant what she had done to cause Mr. David to harass her. Respondents thus failed to prevent harassment and discrimination from occurring. After Complainant complained to Respondents Human Resources Department, Mr. David retaliated against her by threatening to take legal action against her.

**VERIFICATION**

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I, **Elizabeth Taylor**, am the Complainant in the above-entitled complaint. I have read the foregoing complaint and know the contents thereof. The same is true of my own knowledge, except as to those matters which are therein alleged on information and belief, and as to those matters, I believe it to be true.

On February 03, 2016, I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

**Los Angeles, CA  
Elizabeth Taylor**

# EXHIBIT 22



**DEPARTMENT OF FAIR EMPLOYMENT & HOUSING**

2218 Kausen Drive, Suite 100 | Elk Grove | CA | 95758  
800-884-1684 | TDD 800-700-2320  
www.dfeh.ca.gov | email: contact.center@dfeh.ca.gov

DIRECTOR KEVIN KISH

**AMENDED**

January 31, 2017

Lisa Bloom  
20700 Ventura Blvd, Suite 301  
Woodland Hills California 91364

**RE: Notice to Complainant or Complainant's Attorney**  
DFEH Matter Number: 852881-272913  
Right to Sue: Taylor / Alkiviades David Alkiviades David, An Individual

Dear Complainant or Complainant's Attorney:

Attached is a copy of your complaint of discrimination filed with the Department of Fair Employment and Housing (DFEH) pursuant to the California Fair Employment and Housing Act, Government Code section 12900 et seq. Also attached is a copy of your Notice of Case Closure and Right to Sue. Pursuant to Government Code section 12962, DFEH will not serve these documents on the employer. You or your attorney must serve the complaint. If you do not have an attorney, you must serve the complaint yourself. Please refer to the attached Notice of Case Closure and Right to Sue for information regarding filing a private lawsuit in the State of California.

Be advised that the DFEH does not review or edit the complaint form to ensure that it meets procedural or statutory requirements.

Sincerely,

Department of Fair Employment and Housing



**DEPARTMENT OF FAIR EMPLOYMENT & HOUSING**

DIRECTOR KEVIN KISH

2218 Kausen Drive, Suite 100 | Elk Grove | CA | 95758  
800-884-1684 | TDD 800-700-2320  
www.dfeh.ca.gov | email: contact.center@dfeh.ca.gov

**AMENDED**

January 31, 2017

**RE: Notice of Filing of Discrimination Complaint**

DFEH Matter Number: 852881-272913

Right to Sue: Taylor / Alkiviades David Alkiviades David, An Individual

To All Respondent(s):

Enclosed is a copy of a complaint of discrimination that has been filed with the Department of Fair Employment and Housing (DFEH) in accordance with Government Code section 12960. This constitutes service of the complaint pursuant to Government Code section 12962. The complainant has requested an authorization to file a lawsuit. This case is not being investigated by DFEH and is being closed immediately. A copy of the Notice of Case Closure and Right to Sue is enclosed for your records.

Please refer to the attached complaint for a list of all respondent(s) and their contact information.

**No response to DFEH is requested or required.**

Sincerely,

Department of Fair Employment and Housing



**DEPARTMENT OF FAIR EMPLOYMENT & HOUSING**

DIRECTOR KEVIN KISH

2218 Kausen Drive, Suite 100 | Elk Grove | CA | 95758  
800-884-1684 | TDD 800-700-2320  
www.dfeh.ca.gov | email: contact.center@dfeh.ca.gov

**AMENDED**

January 31, 2017

Elizabeth Taylor  
329 S. Rexford Drive, Unit 5  
Beverly Hills, California 90212

**RE: Notice of Case Closure and Right to Sue**  
DFEH Matter Number: 852881-272913  
Right to Sue: Taylor / Alkiviades David Alkiviades David, An Individual

Dear Elizabeth Taylor,

This letter informs you that the above-referenced complaint was filed with the Department of Fair Employment and Housing (DFEH) has been closed effective January 31, 2017 because an immediate Right to Sue notice was requested. DFEH will take no further action on the complaint.

This letter is also your Right to Sue notice. According to Government Code section 12965, subdivision (b), a civil action may be brought under the provisions of the Fair Employment and Housing Act against the person, employer, labor organization or employment agency named in the above-referenced complaint. The civil action must be filed within one year from the date of this letter.

To obtain a federal Right to Sue notice, you must visit the U.S. Equal Employment Opportunity Commission (EEOC) to file a complaint within 30 days of receipt of this DFEH Notice of Case Closure or within 300 days of the alleged discriminatory act, whichever is earlier.

Sincerely,

Department of Fair Employment and Housing



**DEPARTMENT OF FAIR EMPLOYMENT & HOUSING**

DIRECTOR KEVIN KISH

2218 Kausen Drive, Suite 100 | Elk Grove | CA | 95758  
800-884-1684 | TDD 800-700-2320  
www.dfeh.ca.gov | email: contact.center@dfeh.ca.gov

**AMENDED**

Enclosures

cc: Hologram USA, Inc Alkiviades David

Hologram USA Entertainment, Inc Alkiviades David

Alki David Productions, Inc Alkiviades David

Anakando Media Holdings, Inc Alkiviades David

Anakando Media Group USA Alkiviades David

FilmOn Media Holdings, Inc Alkiviades David

FilmOn TV, Inc Alkiviades David

FilmOn TV Networks, Inc Alkiviades David

1                                   **COMPLAINT OF EMPLOYMENT DISCRIMINATION**  
2                                   **BEFORE THE STATE OF CALIFORNIA**  
3                                   **DEPARTMENT OF FAIR EMPLOYMENT AND HOUSING**  
4                                   **Under the California Fair Employment and Housing Act**  
5                                   **(Gov. Code, § 12900 et seq.)**

6 In the Matter of the Complaint of  
7 Elizabeth Taylor, Complainant.  
8 329 S. Rexford Drive, Unit 5  
9 Beverly Hills, California 90212

DFEH No. 852881-272913

vs.

10 Alkiviades David Alkiviades David, An  
11 Individual, Respondent.  
12 338 N. Canon Drive, Third Floor  
13 Beverly Hills, California 90210

---

14 Complainant alleges:

15 1. Respondent **Alkiviades David, An Individual** is a **Private Employer** subject to  
16 suit under the California Fair Employment and Housing Act (FEHA) (Gov. Code, §  
17 12900 et seq.). Complainant believes respondent is subject to the FEHA.

18 2. On or around **May 30, 2015**, complainant alleges that respondent took the  
19 following adverse actions against complainant: **Discrimination, Harassment,**  
20 **Retaliation Terminated**, . Complainant believes respondent committed these  
21 actions because of their: **Disability, Sex - Gender** .

22 3. Complainant **Elizabeth Taylor** resides in the City of **Beverly Hills**, State of  
**California**. If complaint includes co-respondents please see below.

1  
2 **Additional Complaint Details:**

3 In late January 2015, Mr. David called Ms. Taylor to his office and closed the door.  
4 While she was standing, he put his hand on her lower back, crept his hand down to  
5 her buttocks and then grabbed her buttocks. She quickly backed up into a chair and sat  
6 down.

7 In March 2015, Ms. Taylor was sitting in her chair. Mr. David came from behind her, put  
8 his arms over her, reached under her upper thighs (she was wearing a short dress) and  
9 picked her up off her chair. Mr. David then maneuvered his hands to her ankles and  
10 held her upside down. While Ms. Taylor was held in the upside-down position with her  
11 underwear exposed, Mr. David carried her across the office with other staff present. Ms.  
12 Taylor screamed for help. Mr. David dropped her off in a tiny office and locked the door.  
13 Mr. David stood over Ms. Taylor and laughed. Ms. Taylor was in utter shock. After over  
14 a minute inside, she managed to escape the office.

15 In April 2015, Mr. David tied Ms. Taylor up with computer wire and tied her to a chair.  
16 He pushed the chair to a place where no one could see her and went off to a meeting.  
17 When her co-workers found her, they had to lay the chair on its side with Ms. Taylor still  
18 tied to it in order to free her from the chair. Ms. Taylor's underwear was exposed as her  
19 co-workers untied her.

20 In May 2015, Defendants directed Ms. Taylor to falsify health insurance paperwork to  
21 indicate that she had been hired in March 2015, when in fact she had been hired two  
22 months earlier. Defendants wanted her to falsify the data so it would appear that the  
company had met the federal and state deadline for enrolling eligible employees for  
healthcare coverage within 90 days of hire. Ms. Taylor told Financial Controller, Yelena  
Calendar multiple times that she would not falsify the paperwork because it was illegal  
to do so. The last time Ms. Taylor told Ms. Calendar that she would not falsify  
documents was Thursday, May 28, 2015.

23 The following Monday, June 1, 2015, Ms. Taylor was informed by Mr. Dawson that she  
24 was terminated. Mr. Dawson could not give her a reason for terminating her.

25 Without a Human Resource department to handle employee complaints, Ms. Taylor  
26 reported that day to Ms. Calendar that she had been sexually harassed by Mr. David.  
27 Ms. Calendar shockingly asked Ms. Taylor what she had done to invite the sexual  
28 harassment and ultimately refused to take Ms. Taylor's sexual harassment complaint.  
29 Ms. Taylor emailed her sexual harassment and insurance fraud complaints to Ms.  
30 Calendar later that evening.

31 Defendants terminated Ms. Taylor in retaliation for her rebuffing of Mr. David's sexual  
32 advances, her protest of being held upside-down by Mr. David, her refusals to sign the  
fraudulent insurance documents and because of her disability.

33 Shortly after Ms. Taylor complained of sexual harassment, Mr. David further retaliated  
34 against Ms. Taylor on his Instagram account by publicly stating the following in a

message to his employee Mahim Khan: Dear MK Seriously sorry if you felt I was over the top in reacting to Elizabeth Taylor`s nuttiness. Mr. Davids Instagram account is followed by hundreds of thousands of followers.

Date Filed: January 31, 2017

Date Amended: February 01, 2017

1 VERIFICATION

2 I, **Lisa Bloom**, am the Attorney for Complainant in the above-entitled complaint. I  
3 have read the foregoing complaint and know the contents thereof. The same is true  
4 of my own knowledge, except as to those matters which are therein alleged on  
information and belief, and as to those matters, I believe it to be true.

5 On January 31, 2017, I declare under penalty of perjury under the laws of the State  
6 of California that the foregoing is true and correct.

7 **Woodland Hills, CA**  
8 **Lisa Bloom**

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# EXHIBIT 23



## DEPARTMENT OF FAIR EMPLOYMENT & HOUSING

KEVIN KISH, DIRECTOR

2218 Kausen Drive, Suite 100 | Elk Grove | CA | 95758  
(800) 884-1684 (Voice) | (800) 700-2320 (TTY) | California's Relay Service at 711  
<http://www.dfeh.ca.gov> | Email: [contact.center@dfeh.ca.gov](mailto:contact.center@dfeh.ca.gov)

January 22, 2020

Lisa Bloom  
20700 Ventura Blvd, Suite 301  
Woodland Hills, California 91364

RE: **Notice to Complainant's Attorney**  
DFEH Matter Number: 852881-272913  
Right to Sue: Taylor / David

Dear Lisa Bloom:

Attached is a copy of your **amended** complaint of discrimination filed with the Department of Fair Employment and Housing (DFEH) pursuant to the California Fair Employment and Housing Act, Government Code section 12900 et seq.

Pursuant to Government Code section 12962, DFEH will not serve these documents on the employer. You or your client must serve the complaint.

The amended complaint is deemed to have the same filing date of the original complaint. This is not a new Right to Sue letter. The original Notice of Case Closure and Right to Sue issued in this case remains the only such notice provided by the DFEH. (Cal. Code Regs., tit. 2, § 10022.)

Be advised that the DFEH does not review or edit the complaint form to ensure that it meets procedural or statutory requirements.

Sincerely,

Department of Fair Employment and Housing

1                                   **COMPLAINT OF EMPLOYMENT DISCRIMINATION**  
2                                   **BEFORE THE STATE OF CALIFORNIA**  
3                                   **DEPARTMENT OF FAIR EMPLOYMENT AND HOUSING**  
4                                   **Under the California Fair Employment and Housing Act**  
                                      **(Gov. Code, § 12900 et seq.)**

5 **In the Matter of the Complaint of**

Elizabeth Taylor

DFEH No. 852881-272913

6                                   Complainant,

7 vs.

8 Alkiviades David  
9 338 N. Canon Drive, Third Floor  
Beverly Hills, California 90210

10 HOLOGRAM USA, INC.

11 ,

12 HOLOGRAM USA ENTERTAINMENT, INC.

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14 FILMON MEDIA HOLDINGS, INC.

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16 FILMON.TV, INC.

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18 FILMON.TV NETWORKS, INC.

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20 ALKI DAVID PRODUCTIONS, INC.

21 ,

22 ANAKANDO MEDIA GROUP USA

23 ,

                                      Respondents

---

24 1. Respondent **Alkiviades David** is an **employer** subject to suit under the California  
25 Fair Employment and Housing Act (FEHA) (Gov. Code, § 12900 et seq.).

1 2. Complainant **Elizabeth Taylor**, resides in the City of **Beverly Hills** State of  
2 **California**.

3 3. Complainant alleges that on or about **January 2, 2020**, respondent took the  
4 following adverse actions:

5 **Complainant was harassed** because of complainant's sex/gender, sexual  
6 harassment- hostile environment.

7 **Complainant experienced retaliation** because complainant reported or resisted  
8 any form of discrimination or harassment and as a result was terminated, denied any  
9 employment benefit or privilege, other.

10 **Additional Complaint Details:** In late January 2015, Mr. David called Ms. Taylor to  
11 his office and closed the door. While she was standing, he put his hand on her  
12 lower back, crept his hand down to her buttocks and then grabbed her buttocks.  
13 She quickly backed up into a chair and sat down.

14 In March 2015, Ms. Taylor was sitting in her chair. Mr. David came from behind her,  
15 put his arms over her, reached under her upper thighs (she was wearing a short  
16 dress) and picked her up off her chair. Mr. David then maneuvered his hands to her  
17 ankles and held her upside down. While Ms. Taylor was held in the upside-down  
18 position with her underwear exposed, Mr. David carried her across the office with  
19 other staff present. Ms. Taylor screamed for help. Mr. David dropped her off in a tiny  
20 office and locked the door. Mr. David stood over Ms. Taylor and laughed. Ms. Taylor  
21 was in utter shock. After over a minute inside, she managed to escape the office.

22 In April 2015, Mr. David tied Ms. Taylor up with computer wire and tied her to a  
23 chair. He pushed the chair to a place where no one could see her and went off to a  
24 meeting. When her co-workers found her, they had to lay the chair on its side with  
25 Ms. Taylor still tied to it in order to free her from the chair. Ms. Taylor's underwear  
26 was exposed as her co-workers untied her.

27 In May 2015, Defendants directed Ms. Taylor to falsify health insurance paperwork  
28 to indicate that she had been hired in March 2015, when in fact she had been hired  
two months earlier. Defendants wanted her to falsify the data so it would appear that  
the company had met the federal and state deadline for enrolling eligible employees  
for healthcare coverage within 90 days of hire. Ms. Taylor told Financial Controller,  
Yelena Calendar multiple times that she would not falsify the paperwork because it  
was illegal to do so. The last time Ms. Taylor told Ms. Calendar that she would not  
falsify documents was Thursday, May 28, 2015.

The following Monday, June 1, 2015, Ms. Taylor was informed by Mr. Dawson that  
she was terminated. Mr. Dawson could not give her a reason for terminating her.  
Without a Human Resource department to handle employee complaints, Ms. Taylor  
reported that day to Ms. Calendar that she had been sexually harassed by Mr.

1 David. Ms. Calendar shockingly asked Ms. Taylor what she had done to invite the  
2 sexual harassment and ultimately refused to take Ms. Taylor`s sexual harassment  
3 complaint.

3 Ms. Taylor emailed her sexual harassment and insurance fraud complaints to Ms.  
4 Calendar later that evening.

4 Defendants terminated Ms. Taylor in retaliation for her rebuffing of Mr. Davids sexual  
5 advances, her protest of being held upside-down by Mr. David, her refusals to sign  
6 the fraudulent insurance documents and because of her disability.

6 On September 19, 2017, after this Court already struck his extortion cross-claim, Mr.  
7 David posted an article on his website "Shock Ya," entitled "Extortion Ring Foiled by  
8 Hologram media mogul Alki David." The article claims that Ms. Taylor is "known for  
9 having attempted to extort money from her previous employer[.]" This allegation was  
10 false and designed to frighten and intimidate Ms. Taylor into dropping her claims.

10 On November 7, 2018, Mr. David harassed Ms. Taylor who sat quietly across from  
11 him at his deposition. He exploited the close proximity to Ms. Taylor that his  
12 deposition offered him to directly address her with the following harassing insults: "I  
13 don't like this fat woman. I don't want this horrible, disgusting, pimply asshole -- you  
14 know, you are." "So fuck you for what you did to me" and "You fatty, pimply, fatty,  
15 disgusting, fucking crazy person. You make me so fucking sick." These comments  
16 were were directed solely at Ms. Taylor. These comments were designed to frighten  
17 and intimidate Ms. Taylor into dropping her claims.

13 On August 12, 2019, in the morning of the first day of trial, Mr. David posted a video  
14 to his 120,000 Instagram followers declaring that he had wanted to get rid of Ms.  
15 Taylor the moment he met her because she was "mental." In this same video, Mr.  
16 David called Ms. Taylor's attorney a "formidable cunt." These comments were  
17 designed to frighten and intimidate Ms. Taylor into dropping her claims.

16 On August 20, 2019, the evening before Ms. Taylor's second day of cross-  
17 examination, Mr. David posted an Instagram photograph of Ms. Taylor and her  
18 counsel with blood and "X"s on their faces with a bloody knife next to them with the  
19 phrase "#SLAYTHEDRAGON" underneath.

18 On or around August 22, 2019, Mr. David walked over to Ms. Taylor in the gallery  
19 and told her, menacingly, "I will bury you." Ms. Taylor feared for her physical safety,  
20 remembering the photograph of her with the bloody knife Mr. David had posted on  
21 Instagram shortly before.

21 Beginning on September 16, 2019, two weeks after the conclusion of trial, Ms.  
22 Taylor began receiving harassing and threatening Instagram messages from Mr.  
23 David from an account he named "iamsebastianthebeast." Mr. David said, "you'll  
24 see me but not in court. trust me. Therell be noone to help you," "you're simply a  
25 retarded gold digging ho," "I'm glad you have my IP address, so you can come by  
26 and suck me off," "go suck some more dick bitch," and "nobody would wanna have a  
27 baby with ya ugly ass."

25 On November 26, 2019, Mr. David sent Ms. Taylor a photograph of an erect male  
26 penis and said "next time I see ya ass imma fuck you up badly."

1 In November 2019, Mr. David created an Instagram account entitled  
2 “elizabethformetoo” with a username description of: “I was sexually harassed and  
3 didn’t report it until I was fired for never showing up to work! #MeToo.” Mr. David  
4 posted embarrassing photographs of Ms. Taylor on this account and included  
5 #AlkiDavid on many of its posts.

6 On or about November 2, 2019, Mr. David created an account entitled  
7 “elizabethfanpage86.” On this account, Mr. David posted the following Instagram  
8 story: “What do you get when you treat people like shit, judge everyone you meet  
9 even though you’re a dirty filthy whore, and make false accusations for financial  
10 gain? Elizabeth Taylor!”

11 On or about November 2, 2019, Mr. David created an account entitled  
12 “metooelizabethfanpage.” On this account, Mr. David posted the following  
13 Instagram story: “I’ll be back @eliztaylor [Ms. Taylor’s username][.]” Tagging  
14 someone’s username on Instagram creates an alert on her account’s page, ensuring  
15 she will see the post. Ms. Taylor saw the post and was frightened by Mr. David’s  
16 threat.

17 Mr. David’s continuing harassing conduct has caused Ms. Taylor immense pain and  
18 suffering. Ms. Taylor has insomnia, severe depression, and anxiety which prevents  
19 her from living a normal life. Ms. Taylor suffers from debilitating panic attacks and  
20 finds it difficult to leave her home. Ms. Taylor is currently in therapy trying to  
21 improve her mental health, but lives in constant fear of what Mr. David will do next to  
22 harm her.

1 VERIFICATION

2 I, **Elizabeth Taylor**, am the in the above-entitled complaint. I have read the foregoing  
3 complaint and know the contents thereof. The same is true of my own knowledge,  
4 except as to those matters which are therein alleged on information and belief, and as  
to those matters, I believe it to be true.

5 On January 22, 2020, I declare under penalty of perjury under the laws of the State of  
6 California that the foregoing is true and correct.

7 **Jacksonville, FL**

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# EXHIBIT C

1 Lisa Bloom, Esq. (SBN 158458)  
2 THE BLOOM FIRM  
3 20700 Ventura Blvd., Suite 301  
4 Woodland Hills, CA 91364  
5 Telephone: (818) 914-7319  
6 Facsimile: (866) 852-5666  
7 Lisa@TheBloomFirm.com  
8 Attorneys for Plaintiffs  
9 ELIZABETH TAYLOR and CHASITY JONES

7 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
8 COUNTY OF LOS ANGELES, CENTRAL DIVISION

9 \_\_\_\_\_  
10 ELIZABETH TAYLOR, an individual,  
11 CHASITY JONES, an individual,  
12  
13 Plaintiffs,

14 v.

15 ALKIVIADES DAVID, an individual,  
16 HOLOGRAM USA, INC., a Delaware corp.,  
17 HOLOGRAM USA ENTERTAINMENT,  
18 INC., a Delaware corp., FILMON MEDIA  
19 HOLDINGS, INC., a Delaware corp.,  
20 FILMON.TV, INC., a Delaware corp.,  
21 FILMON.TV NETWORKS, INC., a Delaware  
22 corp., ALKI DAVID PRODUCTIONS, INC.,  
23 a Delaware corp., ANAKANDO MEDIA  
24 GROUP USA, an unknown business entity,  
25 and DOES 1 through 25, inclusive.

26 Defendants.

CASE NO.: BC 649025

HON. RAFAEL A. ONGEKO  
DEPT.: 73

**[PROPOSED] SECOND AMENDED**  
**COMPLAINT FOR DAMAGES**

1. EMPLOYMENT DISCRIMINATION-  
SEXUAL HARASSMENT IN  
VIOLATION OF FEHA
- ~~2. DISCRIMINATION BASED UPON  
DISABILITY IN VIOLATION OF FEHA~~
- ~~3. FAILURE TO ACCOMMODATE  
DISABILITY IN VIOLATION OF FEHA~~
- ~~4. WRONGFUL TERMINATION IN  
VIOLATION OF FEHA~~
- ~~5. WRONGFUL TERMINATION IN  
VIOLATION OF PUBLIC POLICY~~
- ~~6. RETALIATION IN VIOLATION OF  
FEHA~~
- ~~7. RETALIATION IN VIOLATION OF  
CA GOV. CODE § 12653~~
- ~~8. SEXUAL BATTERY IN VIOLATION  
OF CA CIV. CODE § 1708.5~~
- ~~9. COMMON LAW BATTERY~~
- ~~10. SEXUAL ASSAULT~~
- ~~11. INTENTIONAL INFLICTION OF  
EMOTIONAL DISTRESS~~

**DEMAND FOR JURY TRIAL**

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1 Plaintiffs ELIZABETH TAYLOR and CHASITY JONES (collectively, “Plaintiffs”)  
2 bring the instant action against ~~Defendants~~Defendant ALKIVIADES DAVID,~~an individual,~~  
3 (“Mr. David”), HOLOGRAM USA, INC., ~~a Delaware corp.,~~ HOLOGRAM USA  
4 ENTERTAINMENT, INC., ~~a Delaware corp.,~~ FILMON MEDIA HOLDINGS, INC., ~~a~~  
5 ~~Delaware corp.,~~ FILMON.TV, INC., a Delaware corp., FILMON.TV NETWORKS, INC., ~~a~~  
6 ~~Delaware corp.,~~ ALKI DAVID PRODUCTIONS, INC., ~~a Delaware corp.,~~ ANAKANDO  
7 MEDIA GROUP USA,~~an unknown business entity,~~ and ~~DOES 1 through 25~~FILMON.TV,  
8 INC. (collectively, “Defendants”) and alleges as follows:

9 **PARTIES**

10 1. ~~1-~~Plaintiff ELIZABETH TAYLOR (“Ms. Taylor”) is, and at all times herein  
11 mentioned was, an individual residing in the County of Los Angeles.

12 2. ~~2-~~Plaintiff CHASITY JONES (“Ms. Jones”) is, and at all times herein  
13 mentioned was, an individual residing in the County of Los Angeles.

14 3. ~~3-~~Defendant ALKIVIADES DAVID (“Mr. David”) is, and at all times herein  
15 mentioned was, an individual residing in the County of Los Angeles. Plaintiffs are informed and  
16 believe that at all relevant times herein, Mr. David was the President, CEO and managing agent  
17 of Defendants HOLOGRAM USA, INC., HOLOGRAM USA ENTERTAINMENT, INC.,  
18 FILMON MEDIA HOLDINGS, INC., ~~FILMON.TV, INC.,~~ ~~FILMON.TV~~ NETWORKS, INC.,  
19 ALKI DAVID PRODUCTIONS, INC., ~~and~~ ANAKANDO MEDIA GROUP USA and  
20 FILMON.TV, INC.

21 4. ~~4-~~Plaintiffs are informed and believe and thereon allege that Defendant  
22 HOLOGRAM USA, INC. (“Hologram”) is, and at all times relevant herein was doing  
23 substantial business in the County of Los Angeles, State of California. Hologram employs more  
24 than five employees within the meaning of California Government Code § 12926 and is thus  
25 subject to suit under FEHA, Government Code section 12900, *et seq.*

26 5. ~~5-~~Plaintiffs are informed and believe and thereon allege that Defendant  
27 HOLOGRAM USA ENTERTAINMENT, INC. (“Hologram Entertainment”) is, and at all times  
28

1 relevant herein was doing substantial business in the County of Los Angeles, State of  
2 California. Hologram Entertainment employs more than five employees within the meaning of  
3 California Government Code § 12926 and is thus subject to suit under FEHA, Government  
4 Code section 12900, *et seq.*

5 ~~6.1. 6.~~ Plaintiffs are informed and believe and thereon allege that Defendant  
6 FILMON MEDIA HOLDINGS, INC. (~~“FilmOn”~~) is, and at all times relevant herein was doing  
7 ~~substantial business in the County of Los Angeles, State of California. FilmOn employs more~~  
8 ~~than five employees within the meaning of California Government Code § 12926 and is thus~~  
9 ~~subject to suit under FEHA, Government Code section 12900, *et seq.*~~

10 6. 7. is, and at all times relevant herein was doing substantial business in the  
11 County of Los Angeles, State of California. It employs more than five employees within the  
12 meaning of California Government Code § 12926 and is thus subject to suit under FEHA,  
13 Government Code section 12900, *et seq.*

14 7. Plaintiffs are informed and believe and thereon allege that Defendant  
15 FILMON.TV NETWORKS, INC. (~~“FilmOn TV”~~) is, and at all times relevant herein was doing  
16 substantial business in the County of Los Angeles, State of California. ~~FilmOn TV~~It employs  
17 more than five employees within the meaning of California Government Code § 12926 and is  
18 thus subject to suit under FEHA, Government Code section 12900, *et seq.*

19 8. Plaintiffs are informed and believe and thereon allege that Defendant ALKI  
20 DAVID PRODUCTIONS, INC. ~~8. Plaintiffs are informed and believe and thereon allege that~~  
21 ~~Defendant FILMON.TV NETWORKS, INC. (“FilmOn Networks”)~~ is, and at all times relevant  
22 herein was doing substantial business in the County of Los Angeles, State of California. ~~FilmOn~~  
23 ~~Networks~~It employs more than five employees within the meaning of California Government  
24 Code § 12926 and is thus subject to suit under FEHA, Government Code section 12900, *et seq.*

25 9. 9. ~~Plaintiffs are informed and believe and thereon allege that Defendant~~  
26 ~~ANAKANDO MEDIA GROUP USA~~ Plaintiffs are informed and believe and thereon allege that  
27 ~~Defendant ALKI DAVID PRODUCTIONS, INC. (“Alki David Productions”)~~ is, and at all

1 times relevant herein was doing substantial business in the County of Los Angeles, State of  
2 California. ~~Alki David Productions~~It employs more than five employees within the meaning of  
3 California Government Code § 12926 and is thus subject to suit under FEHA, Government  
4 Code section 12900, *et seq.*

5 10. ~~10.~~ Plaintiffs are informed and believe and thereon allege that Defendant  
6 ~~ANAKANDO MEDIA HOLDINGS~~FILMON.TV, INC. (FilmOn”) is, and at all times relevant  
7 herein was doing substantial business in the County of Los Angeles, State of California. FilmOn  
8 employs more than five employees within the meaning of California Government Code § 12926  
9 and is thus subject to suit under FEHA, Government Code section 12900, et seq.

10 ~~-, (“Anakando”) is, and at all times herein mentioned was, an offshore holding entity for~~  
11 ~~some or all of the above Defendant corporations. Plaintiffs are informed that Anakando does~~  
12 ~~business in the County of Los Angeles, with at least five employees within the meaning of~~  
13 ~~California Government Code § 12926 and is thus subject to suit under FEHA, Government~~  
14 ~~Code section 12900, et seq.~~

15 ~~10.11. 11.~~ The true names and capacities, whether individual, corporate, associate or  
16 otherwise, of Defendants Does 1 through 25, inclusive, are unknown to Plaintiffs at this time,  
17 who therefore sue said defendants by such fictitious names. When the true names and capacities  
18 of said defendants are ascertained, Plaintiffs will seek leave of court to amend this Complaint to  
19 allege their true names and capacities. Plaintiffs are informed and believe and thereon allege  
20 that each defendant designated herein as a Doe is responsible in some manner for each other  
21 defendant’s acts, omissions, and for the resulting injuries and damages to Plaintiff, as alleged  
22 herein.

23 **VENUE**

24 12. Venue is proper as Defendants conduct business in Los Angeles County. Plaintiffs  
25 are informed and believe that Mr. David resides in Los Angeles County.

26 **FACTUAL ALLEGATIONS**

27 **Defendants Created a Hostile Work Environment**

1           13. In January of 2015, Plaintiffs were hired by Defendants as account executives on the  
2 company's sales team. Throughout the duration of their employment, they were forced to work  
3 in a hostile, misogynistic workplace rife with sexual innuendo and degrading behavior to  
4 women, including without limitation the following:

5           14. On various occasions, Mr. David required Plaintiffs and his other employees to  
6 watch "Two Girls, One Cup" which he played on the conference room projector and on their  
7 computers. "Two Girls, One Cup" is a pornographic video featuring two women in fetishistic  
8 intimate relations, including defecating into a cup, taking turns in what appears to be consuming  
9 the excrement, and vomiting into each other's mouths. **Exhibit 1.**

10           15. Mr. David required Plaintiffs to follow him on social media where he repeatedly  
11 posted disgusting, lewd and sexist photos of himself and other women including, without  
12 limitation, the following:

- 13           • An Instagram photo of Mr. David and a topless woman in a car; Mr. David  
14 captioned the post, "Ok haters. #hate! Rip dat bra." **Exhibit 2.**
- 15           • An Instagram video of Mr. David grabbing his crotch. **Exhibit 3.**
- 16           • An Instagram meme of Caitlyn Jenner in an unflattering pose that reads, "When  
17 you play with your vagina for the first time." Mr. David captioned the post,  
18 "Enough said. #vagina." **Exhibit 4.**
- 19           • An Instagram photo depicting a woman's cleavage; Mr. David captioned the post,  
20 "Boom! There go my shorts again." **Exhibit 5.**
- 21           • An Instagram photo of himself wearing just underwear that reads, "Fuck Off."  
22 **Exhibit 6.**
- 23           • An Instagram photo depicting a heavy-set woman with her buttocks exposed.  
24 **Exhibit 7.**
- 25           • An Instagram photo of Mr. David at the gym in front of a mirror with an erect  
26 penis under his pants. **Exhibit 8.**

- 1 • An Instagram photo depicting a “Two Girls, One Cup” chocolate birthday cake
- 2 with cake-toppers in the form of two naked women recreating the abhorrent
- 3 pornographic scene of women eating excrement. **Exhibit 9.**
- 4 • An Instagram photo depicting two naked men having sex. **Exhibit 10.**
- 5 • An Instagram meme depicting various penises atop cupcakes which reads, “tag a
- 6 mate that loves cupcakes!!!” **Exhibit 11.**
- 7 • An Instagram photo depicting a pig with large testicles. **Exhibit 12.**
- 8 • An Instagram photo depicting Mr. David gripping a woman’s nipple between his
- 9 thumb and index finger over her clothing. **Exhibit 13.**
- 10 • An Instagram photo depicting Mr. David’s legs while he is sitting in a bathtub.
- 11 **Exhibit 14.**
- 12 • An Instagram photo depicting Mr. David licking and/or sucking a cat’s genitals.
- 13 **Exhibit 15.**
- 14 • An Instagram photo depicting Mr. David pointing to his penis. **Exhibit 16.**

15 Each of these posts was shocking, disturbing and offensive to Plaintiffs.

16 16. Mr. David hired a stripper for an office birthday party. The stripper danced nude and  
17 gave a lap dance in Defendants’ conference room during business hours. **Exhibit 17.**

18 17. Mr. David arranged a sex-themed party for “battle rappers” in the office. He placed  
19 open boxes of condoms and “Super Fun Penis Candy” in the front of the office. **Exhibit 18.**

20 18. Mr. David placed electric shock collars, typically used for helpless, abused dogs, on  
21 his employees’ necks. **Exhibit 19.**

22 19. Defendants did not maintain a serious Human Resources department. In fact, an HR  
23 department was considered a joke to Defendants who posted a sign on an office door that read,  
24 “Her-ASS” followed by, “We Will Give You Just The Tip.” The picture on the sign depicts a  
25 man grabbing a woman’s breasts. Immediately below the picture, the sign reads, “HR  
26 Headquarters.” **Exhibit 20.**

1           20. The aforementioned conduct and behavior were all shocking, disturbing and  
2 offensive to Plaintiffs. The severity and pervasiveness of Mr. David’s sexually harassing acts  
3 and behavior prompted multiple other female employees to come forward with sexual  
4 harassment allegations against Mr. David. Yet, Mr. David continued to flout the law  
5 maliciously. He even bragged to Ms. Jones about his settled lawsuit with employee Mary Rizzo,  
6 describing Ms. Rizzo as a “wild, wild girl” as if she was well worth the price of the settlement.

7 **Mr. David Sexually Harasses, Assaults and Imprisons Ms. Taylor**

8           21. On January 21, 2015, Mr. David and Carl Dawson (“Mr. Dawson”), Vice-President  
9 of Marketing and Plaintiffs' direct supervisor, brought Ms. Taylor down to the hologram  
10 demonstration room. On the way down, Mr. David held Ms. Taylor’s hand multiple times  
11 without first obtaining her consent. In the demonstration room, Mr. David ordered Ms. Taylor to  
12 dance on the stage. From Ms. Taylor’s vantage point, she could not see the holograms alongside  
13 her. Mr. David was laughing hysterically throughout the “performance.” Ms. Taylor learned that  
14 the holograms beside her portrayed two naked women.

15           22. In late January 2015, Mr. David called Ms. Taylor to his office and closed the door.  
16 While she was standing, he put his hand on her lower back, crept his hand down to her  
17 buttocks and then grabbed her buttocks. She quickly backed up into a chair and sat down.

18           23. In March 2015, Ms. Taylor was sitting in her chair. Mr. David came from behind  
19 her, put his arms over her, reached under her upper thighs (she was wearing a short dress) and  
20 picked her up off her chair. Mr. David then maneuvered his hands to her ankles and held her  
21 upside down. While Ms. Taylor was held in the upside-down position with her underwear  
22 exposed, Mr. David carried her across the office with other staff present. Ms. Taylor screamed  
23 for help. Mr. David dropped her off in a tiny office and locked the door. Mr. David stood over  
24 Ms. Taylor and laughed. Ms. Taylor was in utter shock. After over a minute inside, she  
25 managed to escape the office.

26           24. In April 2015, Mr. David tied Ms. Taylor up with computer wire and tied her to a  
27 chair. He pushed the chair to a place where no one could see her and went off to a meeting.

1 When her co-workers found her, they had to lay the chair on its side with Ms. Taylor still tied to  
2 it in order to free her from the chair. Ms. Taylor's underwear was exposed as her co-workers  
3 untied her.

4 **Mr. David Sexually Harasses and Assaults Ms. Jones**

5 25. On April 5, 2015, Ms. Jones posted a video of herself in a bathing suit on her  
6 personal Instagram account. The next day, Mr. David said to her, "ooh, post more pictures like  
7 the one in the bathing suit, I like them."

8 26. On numerous occasions, Mr. David would inappropriately rub Ms. Jones' neck and  
9 shoulders without her consent.

10 27. In late April 2015, Mr. David invited Ms. Jones to his office for an espresso. After  
11 he closed his office door, he came behind her and, while clothed, rubbed his crotch against her  
12 rear end and rubbed his right hand on her dress directly over her vaginal area. Ms. Jones moved  
13 away, left the office and immediately reported the sexual assault to Mary Rizzo, her co-worker.

14 28. Ms. Jones feared reporting the sexual assault to management because she feared Mr.  
15 David would retaliate against her by firing her. Ms. Jones could not risk losing her job because  
16 her mother was sick with cancer and Ms. Jones was a single mother.

17 29. In October 2015, during a conference call with Foxwoods Resorts, Mr. David sat  
18 next to Ms. Jones and he stroked his hand up and down Ms. Jones' leg and directly over the area  
19 of her clothing which covered her vagina.

20 30. In October 2016, while working in Defendants' remote office, Mr. David lured Ms.  
21 Jones to the main office asking her to join him for an espresso. Ms. Jones complied and sat in a  
22 chair in his office. After Mr. David asked Ms. Jones about her sick mother, he pushed her legs  
23 open and rubbed his hand up under her skirt and over her underwear. Ms. Jones, upset and  
24 horrified, stormed out of his office.

25 **Defendants Engage in Insurance Fraud**

26 31. In May 2015, Defendants directed Ms. Taylor to falsify health insurance paperwork  
27 to indicate that she had been hired in March 2015, when in fact she had been hired two months  
28

1 earlier. Defendants wanted her to falsify the data so it would appear that the company had met  
2 the federal and state deadline for enrolling eligible employees for healthcare coverage within 90  
3 days of hire. Ms. Taylor told Financial Controller, Yelena Calendar (“Ms. Calendar”), multiple  
4 times that she would not falsify the paperwork because it was illegal to do so. The last time Ms.  
5 Taylor told Ms. Calendar that she would not falsify documents was Thursday, May 28, 2015.

6 **Ms. Taylor is Terminated on the Day She Complains**  
7 **about Sexual Harassment and Insurance Fraud**

8 32. The following Monday, June 1, 2015, Ms. Taylor was informed by Mr. Dawson that  
9 she was terminated. Mr. Dawson could not give her a reason for terminating her.

10 33. Without a Human Resource department to handle employee complaints, Ms. Taylor  
11 reported that day to Ms. Calendar that she had been sexually harassed by Mr. David. Ms.  
12 Calendar shockingly asked Ms. Taylor what she had done to invite the sexual harassment and  
13 ultimately refused to take Ms. Taylor’s sexual harassment complaint.

14 34. Ms. Taylor emailed her sexual harassment and insurance fraud complaints to Ms.  
15 Calendar later that evening.

16 35. Mr. Dawson’s subsequent explanation for her firing was for “lack of production,  
17 malingering, and constantly being late to work.” Ms. Taylor led the sales team in completed  
18 sales during her time there. Ms. Taylor had arrived late to work on some occasions because of  
19 her brain injury and resulting disability, a matter known to Defendants. Prior to her termination,  
20 Defendants had never admonished Ms. Taylor for arriving late to work. Defendants terminated  
21 Ms. Taylor in retaliation for her rebuffing of Mr. David’s sexual advances, her protest of being  
22 held upside-down by Mr. David, her refusals to sign the fraudulent insurance documents and  
23 because of her disability.

24 36. Shortly after Ms. Taylor complained of sexual harassment, Mr. David further  
25 retaliated against Ms. Taylor on his Instagram account by publicly stating the following in a  
26 message to his employee Mahim Khan: “Dear MK Seriously sorry if you felt I was over the top  
27  
28

1 in reacting to Elizabeth Taylor’s nuttiness.” Mr. David’s Instagram account is followed by  
2 hundreds of thousands of followers.

3 **Defendants Order Ms. Jones to Sign a Declaration against Ms. Taylor**

4 37. In October of 2015, Defendants, through their attorney, ordered Ms. Jones and other  
5 employees to sign declarations stating that they did not see Mr. David harass Ms. Taylor and  
6 that they were not personally harassed by Mr. David. Ms. Jones did not want to sign the  
7 document because it was inaccurate. Mr. David personally called Ms. Jones numerous times at  
8 her home and asked her numerous times in the office to sign the declaration. On one occasion,  
9 while being harassed, intimidated and pressured by Mr. David to sign the false declaration, Ms.  
10 Jones escaped to the ladies’ restroom with Mary Rizzo to figure out how to handle the stressful  
11 situation. Mr. David barged into the ladies’ restroom to continue the conversation. Ms. Jones  
12 was shocked and intimidated. In addition, as long as she refused to sign the declaration, Mr.  
13 David withheld a substantial commission owed to her in connection to the lucrative Foxwoods  
14 Resorts deal. Only after Ms. Jones signed the declaration under duress did she receive her owed  
15 commission.

16 **Ms. Jones is Terminated after Rebuffing Mr. David’s Sexual Advances**

17 38. On November 15, 2016, Ms. Jones was terminated in retaliation for having rebuffed  
18 Mr. David’s sexual assault the prior month. Ms. Jones was fired despite being an exemplary  
19 employee who was awarded a 23% raise in her salary earlier in the year.

20 **Mr. David Reports A False Criminal Extortion Claim against Ms. Taylor**

21 39. In January of 2016, attorney Samuel Cleaver represented Ms. Taylor in presenting  
22 her prospective civil claims to Defendants.

23 40. At the end of several weeks of negotiations regarding Ms. Taylor’s civil claims, Mr.  
24 Rothman, on behalf of Defendants, requested that Mr. Cleaver add a provision in the proposed  
25 settlement agreement stating that Ms. Taylor would not file criminal charges against Mr. David.  
26 Defendants stated that “[t]here must be specific language in this [5<sup>th</sup>] paragraph that states that  
27

1 as a material inducement for the Defendants to enter into this Agreement and in consideration  
2 for the settlement sum, your clients will not initiate any criminal claims against any of the  
3 Defendants and if any criminal claims are initiated against the Defendants by a third party, your  
4 clients will not voluntarily testify.” Defendants continued, “It is crucial that this language be  
5 included in the Settlement Agreement” and then provides several reasons. This was the first  
6 time any party mentioned criminal proceedings. Near the end of the letter, Rothman requested  
7 “[c]ould you please revise the Settlement Agreement in conformance with this letter. I look  
8 forward to your response.”

9 41. On February 11, 2016, after Mr. Cleaver added this provision upon Defendants’  
10 insistence, Mr. Rothman went to the Beverly Hills Police Department on behalf of Defendants  
11 and filed a false extortion charge against both Mr. Cleaver and Ms. Taylor. What plaintiff and  
12 her counsel believed were good faith settlement negotiations was actually defendants’ attempt  
13 to set her up for a false extortion criminal charge. This set up attempt was done in retaliation for  
14 her protected activity of asserting claims of sexual harassment and wrongful termination.

15 42. The police called Ms. Taylor into the station and questioned her for a long time in an  
16 interrogation room. Ms. Taylor, a sexual harassment victim, was humiliated and treated like a  
17 common criminal. Ultimately, the police dropped the investigation and the District Attorney  
18 rejected the case, as it was meritless.

19 43. Mr. David’s continuing harassing conduct has caused Ms. Taylor immense pain and  
20 suffering. Ms. Taylor has insomnia, severe depression, and anxiety which prevents her from  
21 living a normal life. Ms. Taylor suffers from debilitating panic attacks and finds it difficult to  
22 leave her home. Ms. ##

23 ##  
24 Taylor is currently in therapy trying to improve her mental health, but lives in constant fear of  
25 what Mr. David will do next to harm her.

26 **EXHAUSTION OF ADMINISTRATIVE REMEDIES**

1           3944. Prior to the initiation of this lawsuit, Ms. Taylor filed with the California  
2 Department of Fair Employment and Housing (DFEH) a complaint charging all Defendants  
3 (aside from Defendant FilmOn) with denying Ms. Taylor a work environment free of  
4 discrimination, harassment and retaliation based on her gender. On February 3, 2016, the DFEH  
5 issued to Ms. Taylor a Right to Sue letter. On January 31, 2017, Ms. Taylor amended her  
6 DFEH Complaint to include the FilmOn defendants and to add her disability-based  
7 discrimination claim. On January 31, 2017, the DFEH issued to Ms. Taylor an Amended Right  
8 to Sue letter. **Exhibit 21.**

9           4045. Prior to the initiation of this lawsuit, Ms. Jones filed with the DFEH a complaint  
10 charging Defendants FilmOn and Mr. David with denying Ms. Jones a work environment free  
11 of discrimination, harassment and retaliation based on her gender. On December 1, 2016, the  
12 DFEH issued to Ms. Jones a Right to Sue letter. On January 31, 2017, Ms. Jones amended her  
13 DFEH Complaint to include Defendants Hologram, Hologram Entertainment, FilmOn TV, Inc.,  
14 FilmOn TV Networks, Inc., Alki David Productions and Anakando. On January 31, 2017, the  
15 DFEH issued to Ms. Jones an Amended Right to Sue letter. **Exhibit 22.**

16           46. On January 22, 2020, Ms. Taylor amended her DFEH Complaint to include her  
17 allegations of post-termination retaliation, including the criminal extortion attempt. On January  
18 22, 2020, the DFEH issued to Ms. Taylor an Amended Right to Sue letter. Exhibit 23.

19  
20                                   **FIRST CAUSE OF ACTION**  
21                                   **(EMPLOYMENT DISCRIMINATION-SEXUAL HARASSMENT**  
22                                   **IN VIOLATION OF FEHA AGAINST ALL DEFENDANTS)**

23           4147. Plaintiffs restate and incorporate by reference, as though fully set forth herein, the  
24 allegations contained in each of the paragraphs above.

25           4248. Ms. Taylor is an “employee” under California Government Code § 12940(j).

26           4349. Ms. Jones is an “employee” under California Government Code § 12940(j).

27           4450. Defendants are “employers” under California Government Code § 12940(j).

28           4551. Mr. David is a “person” under California Government Code § 12940(j).

1           4652. Plaintiffs were subjected to unwanted harassing conduct on the basis of their  
2 gender in violation of the California Fair Employment and Housing Act, California Government  
3 Code § 12940 *et seq.* (“FEHA”).

4           4753. Defendants participated in, assisted or encouraged the harassing conduct. Mr.  
5 David is also personally liable for such harassment under Gov. Code § 12940(j).

6           4854. The conduct of Defendants, as alleged in this Complaint, was so severe,  
7 widespread or persistent to alter the terms and conditions of employment and was sufficiently  
8 severe and/or pervasive such that it created a hostile and abusive work environment.

9           4955. The conduct of the Defendants, as alleged in this Complaint, was so severe,  
10 widespread or persistent that a reasonable person in Plaintiffs’ circumstances would have  
11 considered the work environment to be hostile or abusive.

12           5056. Plaintiffs perceived and considered the work environment to be hostile and  
13 abusive as a result of the conduct of Defendants, as alleged in this Complaint.

14           5157. Defendants are liable and responsible for the acts of their agents, supervisors and  
15 employees under Government Code § 12940(j) because Defendants knew of or had constructive  
16 knowledge of said conduct and failed to take timely and appropriate corrective action.

17           5258. Defendants created, fostered, tolerated, and condoned a work environment that  
18 was pervasively and/or severely hostile to Plaintiffs on account of their gender, and Defendants  
19 and each of them incited others to harass Plaintiffs.

20           5359. Defendants ratified the conduct of Mr. David in failing to take immediate and  
21 appropriate corrective action.

22           5460. Defendants knew or should have known of the conduct but failed to take  
23 immediate and appropriate corrective action by failing and refusing to remedy the hostile work  
24 environment and by failing and refusing to take all reasonable steps to prevent harassment from  
25 occurring by permitting Mr. David to continuously harass Plaintiffs because of their gender.

26           5561. Defendants committed their tortious and wrongful acts in the course and scope of  
27 their employment.

1 ~~5662~~. The conduct of Defendants was a substantial factor in causing Plaintiffs' harm.

2 ~~5763~~. Defendants are also liable for the discrimination and harassment of Plaintiffs  
3 under principles of vicarious liability, including the doctrine of *respondeat superior*, and are  
4 responsible for damages caused by said conduct.

5 ~~5864~~. As a direct and proximate result of the Defendants' actions as herein alleged,  
6 Plaintiffs have suffered and continue to suffer extreme physical and emotional distress,  
7 financial hardship, wage losses, humiliation, mental and physical pain, and other damages in  
8 an amount to be proven at trial.

9 ~~5965~~. The above referenced acts of Defendants were authorized or ratified by officers or  
10 managing agents of Defendants, and were done intentionally and with malice, entitling Plaintiffs  
11 to an award of punitive damages in an amount appropriate to punish and make an example of  
12 said Defendants.

13 ~~6066~~. As a further direct and proximate result of Defendants' actions, as herein alleged,  
14 Plaintiffs have incurred, and continues to incur, legal fees, costs, and other expenses in the  
15 prosecution of this matter.

16 **SECOND CAUSE OF ACTION**  
17 **(WRONGFUL TERMINATION IN VIOLATION OF FEHA AGAINST ALL**  
18 **DEFENDANTS)**  
19 **(DISCRIMINATION BASED UPON DISABILITY IN VIOLATION**  
20 **OF FEHA AGAINST ALL DEFENDANTS)**

21 ~~6167~~. Plaintiffs restate and incorporate by reference, as though fully set forth herein, the  
22 allegations contained in each of the paragraphs above.

23 ~~62~~. ~~Defendants discriminated against Ms. Taylor on the basis of her disability in~~  
24 ~~violation of FEHA through numerous illegal acts, including, without limitation, those set forth~~  
25 ~~in above.~~

26 ~~63. As a direct and proximate result of the Defendants' actions as herein alleged, Ms.~~  
27 ~~Taylor has suffered and continue to suffer extreme physical and emotional distress, financial~~  
28

1 ~~hardship, wage losses, humiliation, mental and physical pain, and other damages in an amount~~  
2 ~~to be proven at trial.~~

3 ~~64. The above referenced acts of Defendants were authorized or ratified by officers or~~  
4 ~~managing agents of Defendants, and were done intentionally and with malice, entitling Ms.~~  
5 ~~Taylor to an award of punitive damages in an amount appropriate to punish and make an~~  
6 ~~example of said Defendants.~~

7 ~~65. As a further direct and proximate result of Defendants' actions, as herein alleged,~~  
8 ~~Ms. Taylor has incurred, and continues to incur, legal fees, costs, and other expenses in the~~  
9 ~~prosecution of this matter~~

10 ~~66. As a further direct and proximate result of Defendants' actions, as herein alleged,~~  
11 ~~Ms. Taylor has incurred, and continues to incur, legal fees, costs, and other expenses in the~~  
12 ~~prosecution of this matter.~~

13 ~~**THIRD CAUSE OF ACTION**~~  
14 ~~**(FAILURE TO ACCOMMODATE DISABILITY IN VIOLATION OF FEHA AGAINST**~~  
15 ~~**ALL DEFENDANTS**~~

16 ~~67. Ms. Taylor restates and incorporates by reference, as though fully set forth herein,~~  
17 ~~the allegations contained in each of the paragraphs above.~~

18 ~~68. California Government Code section 12940(m) makes it unlawful "[f]or an employer~~  
19 ~~... to fail to make reasonable accommodation for the known physical or mental disability of an~~  
20 ~~applicant or employee."~~

21 ~~69. Defendants knew of Ms. Taylor's physical and mental disability and failed to~~  
22 ~~accommodate her disability. Rather than restructuring her work schedule, Defendants~~  
23 ~~terminated Ms. Taylor for "arriving late to work."~~

24 ~~70. As a direct and proximate result of the Defendants' actions as herein alleged, Ms.~~  
25 ~~Taylor has suffered and continues to suffer extreme physical and emotional distress, financial~~  
26 ~~hardship, wage losses, humiliation, mental and physical pain, and other damages in an amount~~  
27 ~~to be proven at trial.~~

1 ~~71. The above referenced acts of Defendants were authorized or ratified by officers or~~  
2 ~~managing agents of Defendants, and were done intentionally and with malice, entitling Ms.~~  
3 ~~Taylor to an award of punitive damages in an amount appropriate to punish and make an~~  
4 ~~example of said Defendants.~~

5 ~~72. As a further direct and proximate result of Defendants' actions, as herein alleged,~~  
6 ~~Ms. Taylor has incurred, and continues to incur, legal fees, costs, and other expenses in the~~  
7 ~~prosecution of this matter.~~

8 ~~**FOURTH CAUSE OF ACTION**~~  
9 ~~**(WRONGFUL TERMINATION IN VIOLATION OF FEHA AGAINST ALL**~~  
10 ~~**DEFENDANTS)**~~

11 ~~73. Plaintiffs restate and incorporate by reference, as though fully set forth herein, the~~  
12 ~~allegations contained in each of the paragraphs above.~~

13 ~~74. Plaintiffs are informed and believe that they were wrongfully terminated for~~  
14 ~~rebuffing Defendants' sexual advances and on account of Defendants' gender-based~~  
15 ~~discrimination in violation of FEHA and for objecting to Defendants' requests to falsify~~  
16 ~~insurance documents.~~

17 ~~7569. Ms. Taylor is informed and believes that she was also wrongfully terminated on~~  
18 ~~account of Defendants' disability-based discrimination in violation of FEHA.~~

19 ~~7670. As a direct and proximate result of the Defendants' wrongful termination of~~  
20 ~~Plaintiffs as herein alleged, Plaintiffs have suffered and continue to suffer extreme physical and~~  
21 ~~emotional distress, financial hardship, wage losses, humiliation, mental and physical pain, and~~  
22 ~~other damages in an amount to be proven at trial.~~

23 ~~7771. Defendants acted intentionally and with malice for the purpose of causing Plaintiffs~~  
24 ~~to suffer financial loss and severe emotional distress, entitling Plaintiffs to an award of punitive~~  
25 ~~damages in an amount appropriate to punish and make an example of said Defendants.~~

26 ~~72. As a further direct and proximate result of Defendants' actions, as herein alleged,~~  
27 ~~Plaintiffs have incurred, and continues to incur, legal fees, costs, and other expenses in the~~  
28 ~~prosecution of this matter.~~

1 **THIRD CAUSE OF ACTION**

2 ~~78. As a further direct and proximate result of Defendants’ actions, as herein alleged,~~  
3 ~~Plaintiffs have incurred, and continues to incur, legal fees, costs, and other expenses in the~~  
4 ~~prosecution of this matter.~~

5 **FIFTH CAUSE OF ACTION**

6 **(WRONGFUL TERMINATION IN VIOLATION OF PUBLIC POLICY AGAINST ALL**  
7 **DEFENDANTS)**

8 ~~79.~~73. Plaintiffs restate and incorporate by reference, as though fully set forth herein, the  
9 allegations contained in each of the paragraphs above.

10 ~~74. Plaintiffs restate and incorporate by reference, as though fully set forth herein, the~~  
11 ~~allegations contained in each of the paragraphs above.~~

12 ~~80.~~Plaintiffs are informed and believe that as set forth above, they were wrongfully  
13 terminated for rebuffing Defendants’ sexual advances, on account of Defendants’ gender-based  
14 discrimination in violation of FEHA, on account of Defendants’ disability based discrimination  
15 (as to Ms. Taylor only) in violation of FEHA and for objecting to Defendants’ requests to  
16 falsify insurance documents.

17 ~~81.~~75. It is the public policy of the State of California , as expressed in the California  
18 Government Code § 12900 *et seq.*, that employees shall not be subjected to sexual harassment  
19 and shall be allowed to work in a workplace free of harassment.

20 ~~82.~~76. It is the public policy of the State of California, as expressed in the California  
21 Insurance Code Section 1871, subsection (h), to avoid health insurance fraud which account for  
22 billions of dollars annually in added care costs nationally and which causes losses in premium  
23 dollars and increased health care costs.

24 ~~83.~~77. As a direct and proximate result of the Defendants’ wrongful termination of  
25 Plaintiffs in violation of public policy as herein alleged, Plaintiffs have suffered and continue to  
26 suffer extreme physical and emotional distress, financial hardship, wage losses, humiliation,  
27 mental and physical pain, and other damages in an amount to be proven at trial.

1 8478. Defendants acted intentionally and with malice for the purpose of causing  
2 Plaintiffs to suffer financial loss and severe emotional distress, entitling Plaintiffs to an award of  
3 punitive damages in an amount appropriate to punish and make an example of said Defendants.

4 ~~8579. As a further direct and proximate result of Defendants' actions, as herein alleged,~~  
5 ~~Plaintiffs have incurred, and continues to incur, legal fees, costs, and other expenses in the~~  
6 ~~prosecution of this matter.~~

7 **SIXTH CAUSE OF ACTION**

8 As a further direct and proximate result of Defendants' actions, as herein alleged,  
9 Plaintiffs have incurred, and continues to incur, legal fees, costs, and other expenses in the  
10 prosecution of this matter.

11 **FOURTH CAUSE OF ACTION**  
12 **(RETALIATION IN VIOLATION OF FEHA AGAINST ALL DEFENDANTS)**

13 ~~86. Plaintiffs restate and incorporate by reference, as though fully set forth herein, the~~  
14 ~~allegations contained in each of the paragraphs above.~~

15 80. Plaintiffs restate and incorporate by reference, as though fully set forth herein, the  
16 allegations contained in each of the paragraphs above.

17 8781. Plaintiffs opposed Defendants' discriminatory and sexually harassing acts by  
18 rebuffing, rejecting and protesting the aforementioned offensive touchings and conduct.

19 8882. Ms. Taylor opposed Defendants' insurance fraud activities by refusing to sign  
20 documents that falsified their employment start date.

21 8983. Defendants terminated Plaintiffs' employment in retaliation for their rejection of  
22 unwanted sexual behavior and, in the case of Ms. Taylor, for her refusal to sign the false  
23 insurance documents in violation of CA Government Code § 12940(h).

24 ~~90. As a result of Defendants' retaliation against them, Plaintiffs have suffered and~~  
25 ~~continue to suffer damages, in the form of lost wages and other employment benefits, and~~  
26 ~~severe emotional and physical distress.~~

27 84. Defendants attempted to file a false and bogus criminal extortion charge against Ms.  
28 Taylor in retaliation for Ms. Taylor's reporting of and opposition to sexual harassment.

1 85. As a result of Defendants’ retaliation against them, Plaintiffs have suffered and  
2 continue to suffer damages, in the form of lost wages and other employment benefits, and  
3 severe emotional and physical distress.

4 9486. Defendants acted intentionally and with malice for the purpose of causing  
5 Plaintiffs to suffer financial loss and severe emotional distress, entitling Plaintiffs to an award of  
6 punitive damages in an amount appropriate to punish and make an example of said Defendants.

7  
8 **FIFTH CAUSE OF ACTION**

9 **SEVENTH CAUSE OF ACTION**

10 **(RETALIATION IN VIOLATION OF CALIFORNIA GOVERNMENT CODE § 12653**  
11 **AGAINST ALL DEFENDANTS)**

12 9287. Plaintiffs restate and incorporate by reference, as though fully set forth herein, the  
13 allegations contained in each of the paragraphs above.

14 9388. Plaintiff are “employees” under CA Government Code § 12653.

15 9489. Plaintiffs opposed Defendants’ discriminatory and sexually harassing acts by  
16 rebuffing, rejecting and protesting the aforementioned offensive touchings and conduct.

17 9590. Ms. Taylor opposed Defendants’ insurance fraud activities by refusing to sign  
18 documents that falsified their employment start date.

19 9691. Defendants terminated Plaintiffs’ employment in retaliation for their rejection of  
20 unwanted sexual behavior and, in the case of Ms. Taylor, for her refusal to sign the false  
21 insurance documents in violation of CA Government Code § 12653.

22 92. Defendants attempted to file a false and bogus criminal extortion charge against Ms.  
23 Taylor in retaliation for Ms. Taylor’s reporting of and opposition to sexual harassment.

24 93. As a result of Defendants’ retaliation against them, Plaintiffs have suffered and  
25 continue to suffer damages, in the form of lost wages and other employment benefits, and  
26 severe emotional and physical distress.

1 ~~9794. As a result of Defendants' retaliation against them, Plaintiffs have suffered and~~  
2 ~~continue to suffer damages, in the form of lost wages and other employment benefits, and~~  
3 ~~severe emotional and physical distress.~~

4 98. Defendants acted intentionally and with malice for the purpose of causing Plaintiffs  
5 to suffer financial loss and severe emotional distress, entitling Plaintiffs to an award of punitive  
6 damages in an amount appropriate to punish and make an example of said Defendants.

7  
8 **EIGHTHSIXTH CAUSE OF ACTION**  
9 **(SEXUAL BATTERY IN VIOLATION OF CALIFORNIA CIVIL CODE § 1708.5**  
10 **AGAINST DEFENDANT DAVID ONLY)**

11 9995. Plaintiffs restate and incorporate by reference, as though fully set forth herein, the  
12 allegations contained in each of the paragraphs above.

13 ~~10096.~~ Mr. David is a "person" under California Civil Code § 1708.5.

14 ~~10197.~~ In doing the acts described herein, Mr. David acted with the intent to make  
15 offensive contact with intimate parts of Plaintiffs. He did, in fact, bring himself into offensive  
16 and unwelcome sexual contact with Plaintiffs as described hereinabove.

17 ~~98. As described more fully above, Mr. David subjected Plaintiffs to unconsented and~~  
18 ~~intentional invasions of their rights to be free from sexually offensive and harmful physical~~  
19 ~~contact.~~

20 ~~99.102. As described more fully above, Mr. David subjected Plaintiffs to unconsented~~  
21 ~~and intentional invasions of their rights to be free from sexually offensive and harmful physical~~  
22 ~~contact.~~

23 ~~103.~~ As a direct and proximate result of Mr. David's actions, Plaintiffs have suffered  
24 and will continue to suffer pain and suffering, extreme and severe mental anguish and emotional  
25 distress; and Plaintiffs have suffered and will continue to suffer a loss of earnings and other  
26 employment benefits and job opportunities.

27 ~~100. Mr. David's conduct was malicious and oppressive, and done with a conscious~~  
28 ~~disregard of Plaintiffs' rights. Because Mr. David acted in his capacity as President and CEO,~~

1 he abused and betrayed his special relationship of trust and confidence to Plaintiffs. Plaintiffs  
2 are entitled to punitive damages from Mr. David in an amount to be determined at trial.

3  
4 **SEVENTH CAUSE OF ACTION**  
5 **(COMMON LAW BATTERY AGAINST DEFENDANT DAVID ONLY)**

6 101. Plaintiffs restate and incorporate by reference, as though fully set forth herein, the  
7 allegations contained in each of the paragraphs above.

8 102. In doing the acts described herein, Mr. David acted with the intent to make  
9 offensive contact with Plaintiffs. He did, in fact, bring himself into offensive and unwelcome  
10 sexual contact with Plaintiffs as described hereinabove.

11 103. As described more fully above, Mr. David subjected Plaintiffs to unconsented and  
12 intentional invasions of their rights to be free from sexually offensive and harmful physical  
13 contact.

14 104. As a direct and proximate result of Mr. David's actions, Plaintiffs have suffered  
15 and will continue to suffer pain and suffering, extreme and severe mental anguish and emotional  
16 distress; and Plaintiffs have suffered and will continue to suffer a loss of earnings and other  
17 employment benefits and job opportunities.

18 104.105. Mr. David's conduct was malicious and oppressive, and done with a conscious  
19 disregard of Plaintiffs' rights. Because Mr. David acted in his capacity as President and CEO,  
20 he abused and betrayed his special relationship of trust and confidence to Plaintiffs. Plaintiffs  
21 are entitled to punitive damages from Mr. David in an amount to be determined at trial.

22 **EIGHTH CAUSE OF ACTION**  
23 **(SEXUAL ASSAULT AGAINST DEFENDANT DAVID ONLY)**

24 106. Plaintiffs restate and incorporate by reference, as though fully set forth herein, the  
25 allegations contained in each of the paragraphs above.

26 107. Mr. David committed the aforementioned acts with intent to cause Plaintiffs  
27 apprehension of immediate offensive touching. As a result of the conduct alleged above,  
28

1 Plaintiffs had a reasonable apprehension of immediate touching. Plaintiffs did not consent to  
2 any of the aforementioned acts of Mr. David.

3 **NINTH CAUSE OF ACTION**

4 ~~**(COMMON LAW BATTERY AGAINST DEFENDANT DAVID ONLY)**~~

5 ~~105. Plaintiffs restate and incorporate by reference, as though fully set forth herein, the~~  
6 ~~allegations contained in each of the paragraphs above.~~

7 ~~106. In doing the acts described herein, Mr. David acted with the intent to make~~  
8 ~~offensive contact with Plaintiffs. He did, in fact, bring himself into offensive and unwelcome~~  
9 ~~sexual contact with Plaintiffs as described hereinabove.~~

10 ~~107. As described more fully above, Mr. David subjected Plaintiffs to unconsented and~~  
11 ~~intentional invasions of their rights to be free from sexually offensive and harmful physical~~  
12 ~~contact.~~

13 108. As a direct and proximate result of Mr. David's actions, Plaintiffs have suffered  
14 and will continue to suffer pain and suffering, extreme and severe mental anguish and emotional  
15 distress; and Plaintiffs have suffered and will continue to suffer a loss of earnings and other  
16 employment benefits and job opportunities.

17 109. Mr. David's conduct was malicious and oppressive, and done with a conscious  
18 disregard of Plaintiffs' rights. Because Mr. David acted in his capacity as President and CEO,  
19 he abused and betrayed his special relationship of trust and confidence to Plaintiffs. Plaintiffs  
20 are entitled to punitive damages from Mr. David in an amount to be determined at trial.

21 **TENTH CAUSE OF ACTION**

22 **NINTH CAUSE OF ACTION**

23 **(INTENTIONAL INFLECTION OF EMOTIONAL DISTRESS AGAINST DEFENDANT**  
24 **DAVID ONLY)**

25 ~~**(SEXUAL ASSAULT AGAINST DEFENDANT DAVID ONLY)**~~

26 110. Plaintiffs restate and incorporate by reference, as though fully set forth herein, the  
27 allegations contained in each of the paragraphs above.



1 ~~117. Mr. David's conduct was malicious and oppressive, and done with a conscious~~  
2 ~~disregard of Plaintiffs' rights. Because Mr. David acted in his capacity as President and CEO,~~  
3 ~~he abused and betrayed his special relationship of trust and confidence to Plaintiffs.~~ Plaintiffs  
4 are entitled to punitive damages from Defendants in an amount to be determined at trial.

5 **PRAYER FOR RELIEF**

6 **WHEREFORE**, Plaintiffs pray for judgment and damages against each of the  
7 Defendants as follows:

- 8 1. General damages in an amount to be determined by proof at trial;
- 9 2. Past and future medical and related expenses in an amount to be determined by proof  
10 at trial;
- 11 3. Past and future lost earnings in an amount to be determined by proof at trial;
- 12 4. Impairment of earning capacity in an amount to be determined by proof at trial;
- 13 5. Punitive damages pursuant to applicable law;
- 14 6. Reasonable attorneys' fees pursuant to applicable law;
- 15 7. Prejudgment and post-judgment interest, including but not limited to, California  
16 Civil Code § 3288; and
- 17 8. Any other and further relief that the Court considers just and proper.

18  
19 **DEMAND FOR JURY TRIAL**

20 Plaintiffs hereby request a trial by jury as to all claims for monetary damages.

21  
22 DATED: February ~~1, 2017~~   , 2020

23 \_\_\_\_\_  
24 Lisa Bloom  
25 THE BLOOM FIRM  
26 Attorneys for Plaintiffs  
27 ELIZABETH TAYLOR and CHASITY JONES  
28

# EXHIBIT D

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Superior Court of California  
County of Los Angeles

FEB 02 2017

Sherri R. Carter, Executive Officer/Clerk  
By: Judi Lara, Deputy

7 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
8 COUNTY OF LOS ANGELES, CENTRAL DIVISION

CASE NO.:

**BC 6 4 9 0 2 5**

10 ELIZABETH TAYLOR, an individual,  
11 CHASITY JONES, an individual,

12 Plaintiffs,

13 v.

14 ALKIVIADES DAVID, an individual,  
15 HOLOGRAM USA, INC., a Delaware corp.,  
16 HOLOGRAM USA ENTERTAINMENT,  
17 INC., a Delaware corp., FILMON MEDIA  
18 HOLDINGS, INC., a Delaware corp.,  
19 FILMON.TV, INC., a Delaware corp.,  
20 FILMON.TV NETWORKS, INC., a Delaware  
21 corp., ALKI DAVID PRODUCTIONS, INC.,  
22 a Delaware corp., ANAKANDO MEDIA  
23 GROUP USA, an unknown business entity,  
24 and DOES 1 through 25, inclusive.

25 Defendants.

**COMPLAINT FOR DAMAGES**

1. EMPLOYMENT DISCRIMINATION-  
SEXUAL HARASSMENT IN  
VIOLATION OF FEHA
2. DISCRIMINATION BASED UPON  
DISABILITY IN VIOLATION OF FEHA
3. FAILURE TO ACCOMMODATE  
DISABILITY IN VIOLATION OF FEHA
4. WRONGFUL TERMINATION IN  
VIOLATION OF FEHA
5. WRONGFUL TERMINATION IN  
VIOLATION OF PUBLIC POLICY
6. RETALIATION IN VIOLATION OF  
FEHA
7. RETALIATION IN VIOLATION OF CA  
GOV. CODE § 12653
8. SEXUAL BATTERY IN VIOLATION  
OF CA CIV. CODE § 1708.5
9. COMMON LAW BATTERY
10. SEXUAL ASSAULT
11. INTENTIONAL INFLICTION OF  
EMOTIONAL DISTRESS

**DEMAND FOR JURY TRIAL**

27 Plaintiffs ELIZABETH TAYLOR and CHASITY JONES (collectively, "Plaintiffs")  
28 bring the instant action against Defendants ALKIVIADES DAVID, an individual,

1 HOLOGRAM USA, INC., a Delaware corp., HOLOGRAM USA ENTERTAINMENT, INC., a  
2 Delaware corp., FILMON MEDIA HOLDINGS, INC., a Delaware corp., FILMON.TV, INC., a  
3 Delaware corp., FILMON.TV NETWORKS, INC., a Delaware corp., ALKI DAVID  
4 PRODUCTIONS, INC., a Delaware corp., ANAKANDO MEDIA GROUP USA, an unknown  
5 business entity, and DOES 1 through 25 (collectively, "Defendants") and alleges as follows:

6 **PARTIES**

7 1. Plaintiff ELIZABETH TAYLOR ("Ms. Taylor") is, and at all times herein mentioned  
8 was, an individual residing in the County of Los Angeles.

9 2. Plaintiff CHASITY JONES ("Ms. Jones") is, and at all times herein mentioned was,  
10 an individual residing in the County of Los Angeles.

11 3. Defendant ALKIVIADES DAVID ("Mr. David") is, and at all times herein  
12 mentioned was, an individual residing in the County of Los Angeles. Plaintiffs are informed and  
13 believe that at all relevant times herein, Mr. David was the President, CEO and managing agent  
14 of Defendants HOLOGRAM USA, INC., HOLOGRAM USA ENTERTAINMENT, INC.,  
15 FILMON MEDIA HOLDINGS, INC., FILMON.TV, INC., FILMON.TV NETWORKS, INC.,  
16 ALKI DAVID PRODUCTIONS, INC., and ANAKANDO MEDIA GROUP USA.

17 4. Plaintiffs are informed and believe and thereon allege that Defendant HOLOGRAM  
18 USA, INC. ("Hologram") is, and at all times relevant herein was doing substantial business in  
19 the County of Los Angeles, State of California. Hologram employs more than five employees  
20 within the meaning of California Government Code § 12926 and is thus subject to suit under  
21 FEHA, Government Code section 12900, *et seq.*

22 5. Plaintiffs are informed and believe and thereon allege that Defendant HOLOGRAM  
23 USA ENTERTAINMENT, INC. ("Hologram Entertainment") is, and at all times relevant  
24 herein was doing substantial business in the County of Los Angeles, State of California.  
25 Hologram Entertainment employs more than five employees within the meaning of California  
26 Government Code § 12926 and is thus subject to suit under FEHA, Government Code section  
27 12900, *et seq.*

1           6. Plaintiffs are informed and believe and thereon allege that Defendant FILMON  
2 MEDIA HOLDINGS, INC. (“FilmOn”) is, and at all times relevant herein was doing substantial  
3 business in the County of Los Angeles, State of California. FilmOn employs more than five  
4 employees within the meaning of California Government Code § 12926 and is thus subject to  
5 suit under FEHA, Government Code section 12900, *et seq.*

6           7. Plaintiffs are informed and believe and thereon allege that Defendant FILMON.TV,  
7 INC. (“FilmOn TV”) is, and at all times relevant herein was doing substantial business in the  
8 County of Los Angeles, State of California. FilmOn TV employs more than five employees  
9 within the meaning of California Government Code § 12926 and is thus subject to suit under  
10 FEHA, Government Code section 12900, *et seq.*

11           8. Plaintiffs are informed and believe and thereon allege that Defendant FILMON.TV  
12 NETWORKS, INC. (“FilmOn Networks”) is, and at all times relevant herein was doing  
13 substantial business in the County of Los Angeles, State of California. FilmOn Networks  
14 employs more than five employees within the meaning of California Government Code § 12926  
15 and is thus subject to suit under FEHA, Government Code section 12900, *et seq.*

16           9. Plaintiffs are informed and believe and thereon allege that Defendant ALKI DAVID  
17 PRODUCTIONS, INC. (“Alki David Productions”) is, and at all times relevant herein was  
18 doing substantial business in the County of Los Angeles, State of California. Alki David  
19 Productions employs more than five employees within the meaning of California Government  
20 Code § 12926 and is thus subject to suit under FEHA, Government Code section 12900, *et seq.*

21           10. Plaintiffs are informed and believe and thereon allege that Defendant ANAKANDO  
22 MEDIA HOLDINGS, INC., (“Anakando”) is, and at all times herein mentioned was, an  
23 offshore holding entity for some or all of the above Defendant corporations. Plaintiffs are  
24 informed that Anakando does business in the County of Los Angeles, with at least five  
25 employees within the meaning of California Government Code § 12926 and is thus subject to  
26 suit under FEHA, Government Code section 12900, *et seq.*

27           11. The true names and capacities, whether individual, corporate, associate or otherwise,  
28 of Defendants Does 1 through 25, inclusive, are unknown to Plaintiffs at this time, who

1 therefore sue said defendants by such fictitious names. When the true names and capacities of  
2 said defendants are ascertained, Plaintiffs will seek leave of court to amend this Complaint to  
3 allege their true names and capacities. Plaintiffs are informed and believe and thereon allege  
4 that each defendant designated herein as a Doe is responsible in some manner for each other  
5 defendant's acts, omissions, and for the resulting injuries and damages to Plaintiff, as alleged  
6 herein.

7 **VENUE**

8 12. Venue is proper as Defendants conduct business in Los Angeles County. Plaintiffs  
9 are informed and believe that Mr. David resides in Los Angeles County.

10 **FACTUAL ALLEGATIONS**

11 **Defendants Created a Hostile Work Environment**

12 13. In January of 2015, Plaintiffs were hired by Defendants as account executives on the  
13 company's sales team. Throughout the duration of their employment, they were forced to work  
14 in a hostile, misogynistic workplace rife with sexual innuendo and degrading behavior to  
15 women, including without limitation the following:

16 14. On various occasions, Mr. David required Plaintiffs and his other employees to  
17 watch "Two Girls, One Cup" which he played on the conference room projector and on their  
18 computers. "Two Girls, One Cup" is a pornographic video featuring two women in fetishistic  
19 intimate relations, including defecating into a cup, taking turns in what appears to be consuming  
20 the excrement, and vomiting into each other's mouths. **Exhibit 1.**

21 15. Mr. David required Plaintiffs to follow him on social media where he repeatedly  
22 posted disgusting, lewd and sexist photos of himself and other women including, without  
23 limitation, the following:

- 24 • An Instagram photo of Mr. David and a topless woman in a car; Mr. David  
25 captioned the post, "Ok haters. #hate! Rip dat bra." **Exhibit 2.**
- 26 • An Instagram video of Mr. David grabbing his crotch. **Exhibit 3.**

- 1 • An Instagram meme of Caitlyn Jenner in an unflattering pose that reads, “When  
2 you play with your vagina for the first time.” Mr. David captioned the post,  
3 “Enough said. #vagina.” **Exhibit 4.**
- 4 • An Instagram photo depicting a woman’s cleavage; Mr. David captioned the post,  
5 “Boom! There go my shorts again.” **Exhibit 5.**
- 6 • An Instagram photo of himself wearing just underwear that reads, “Fuck Off.”  
7 **Exhibit 6.**
- 8 • An Instagram photo depicting a heavy-set woman with her buttocks exposed.  
9 **Exhibit 7.**
- 10 • An Instagram photo of Mr. David at the gym in front of a mirror with an erect  
11 penis under his pants. **Exhibit 8.**
- 12 • An Instagram photo depicting a “Two Girls, One Cup” chocolate birthday cake  
13 with cake-toppers in the form of two naked women recreating the abhorrent  
14 pornographic scene of women eating excrement. **Exhibit 9.**
- 15 • An Instagram photo depicting two naked men having sex. **Exhibit 10.**
- 16 • An Instagram meme depicting various penises atop cupcakes which reads, “tag a  
17 mate that loves cupcakes!!!” **Exhibit 11.**
- 18 • An Instagram photo depicting a pig with large testicles. **Exhibit 12.**
- 19 • An Instagram photo depicting Mr. David gripping a woman’s nipple between his  
20 thumb and index finger over her clothing. **Exhibit 13.**
- 21 • An Instagram photo depicting Mr. David’s legs while he is sitting in a bathtub.  
22 **Exhibit 14.**
- 23 • An Instagram photo depicting Mr. David licking and/or sucking a cat’s genitals.  
24 **Exhibit 15.**
- 25 • An Instagram photo depicting Mr. David pointing to his penis. **Exhibit 16.**

26 Each of these posts was shocking, disturbing and offensive to Plaintiffs.

27 16. Mr. David hired a stripper for an office birthday party. The stripper danced nude and  
28 gave a lap dance in Defendants’ conference room during business hours. **Exhibit 17.**

1 17. Mr. David arranged a sex-themed party for “battle rappers” in the office. He placed  
2 open boxes of condoms and “Super Fun Penis Candy” in the front of the office. **Exhibit 18.**

3 18. Mr. David placed electric shock collars, typically used for helpless, abused dogs, on  
4 his employees’ necks. **Exhibit 19.**

5 19. Defendants did not maintain a serious Human Resources department. In fact, an HR  
6 department was considered a joke to Defendants who posted a sign on an office door that read,  
7 “Her-ASS” followed by, “We Will Give You Just The Tip.” The picture on the sign depicts a  
8 man grabbing a woman’s breasts. Immediately below the picture, the sign reads, “HR  
9 Headquarters.” **Exhibit 20.**

10 20. The aforementioned conduct and behavior were all shocking, disturbing and  
11 offensive to Plaintiffs. The severity and pervasiveness of Mr. David’s sexually harassing acts  
12 and behavior prompted multiple other female employees to come forward with sexual  
13 harassment allegations against Mr. David. Yet, Mr. David continued to flout the law  
14 maliciously. He even bragged to Ms. Jones about his settled lawsuit with employee Mary Rizzo,  
15 describing Ms. Rizzo as a “wild, wild girl” as if she was well worth the price of the settlement.

16 **Mr. David Sexually Harasses, Assaults and Imprisons Ms. Taylor**

17 21. On January 21, 2015, Mr. David and Carl Dawson (“Mr. Dawson”), Vice-President  
18 of Marketing and Plaintiffs’ direct supervisor, brought Ms. Taylor down to the hologram  
19 demonstration room. On the way down, Mr. David held Ms. Taylor’s hand multiple times  
20 without first obtaining her consent. In the demonstration room, Mr. David ordered Ms. Taylor to  
21 dance on the stage. From Ms. Taylor’s vantage point, she could not see the holograms alongside  
22 her. Mr. David was laughing hysterically throughout the “performance.” Ms. Taylor learned that  
23 the holograms beside her portrayed two naked women.

24 22. In late January 2015, Mr. David called Ms. Taylor to his office and closed the door.  
25 While she was standing, he put his hand on her lower back, crept his hand down to her  
26 buttocks and then grabbed her buttocks. She quickly backed up into a chair and sat down.

27 23. In March 2015, Ms. Taylor was sitting in her chair. Mr. David came from behind  
28 her, put his arms over her, reached under her upper thighs (she was wearing a short dress) and

1 picked her up off her chair. Mr. David then maneuvered his hands to her ankles and held her  
2 upside down. While Ms. Taylor was held in the upside-down position with her underwear  
3 exposed, Mr. David carried her across the office with other staff present. Ms. Taylor screamed  
4 for help. Mr. David dropped her off in a tiny office and locked the door. Mr. David stood over  
5 Ms. Taylor and laughed. Ms. Taylor was in utter shock. After over a minute inside, she  
6 managed to escape the office.

7 24. In April 2015, Mr. David tied Ms. Taylor up with computer wire and tied her to a  
8 chair. He pushed the chair to a place where no one could see her and went off to a meeting.  
9 When her co-workers found her, they had to lay the chair on its side with Ms. Taylor still tied to  
10 it in order to free her from the chair. Ms. Taylor's underwear was exposed as her co-workers  
11 untied her.

12 **Mr. David Sexually Harasses and Assaults Ms. Jones**

13 25. On April 5, 2015, Ms. Jones posted a video of herself in a bathing suit on her  
14 personal Instagram account. The next day, Mr. David said to her, "ooh, post more pictures like  
15 the one in the bathing suit, I like them."

16 26. On numerous occasions, Mr. David would inappropriately rub Ms. Jones' neck and  
17 shoulders without her consent.

18 27. In late April 2015, Mr. David invited Ms. Jones to his office for an espresso. After  
19 he closed his office door, he came behind her and, while clothed, rubbed his crotch against her  
20 rear end and rubbed his right hand on her dress directly over her vaginal area. Ms. Jones moved  
21 away, left the office and immediately reported the sexual assault to Mary Rizzo, her co-worker.

22 28. Ms. Jones feared reporting the sexual assault to management because she feared Mr.  
23 David would retaliate against her by firing her. Ms. Jones could not risk losing her job because  
24 her mother was sick with cancer and Ms. Jones was a single mother.

25 29. In October 2015, during a conference call with Foxwoods Resorts, Mr. David sat  
26 next to Ms. Jones and he stroked his hand up and down Ms. Jones' leg and directly over the area  
27 of her clothing which covered her vagina.

1           30. In October 2016, while working in Defendants' remote office, Mr. David lured Ms.  
2 Jones to the main office asking her to join him for an espresso. Ms. Jones complied and sat in a  
3 chair in his office. After Mr. David asked Ms. Jones about her sick mother, he pushed her legs  
4 open and rubbed his hand up under her skirt and over her underwear. Ms. Jones, upset and  
5 horrified, stormed out of his office.

6 **Defendants Engage in Insurance Fraud**

7           31. In May 2015, Defendants directed Ms. Taylor to falsify health insurance paperwork  
8 to indicate that she had been hired in March 2015, when in fact she had been hired two months  
9 earlier. Defendants wanted her to falsify the data so it would appear that the company had met  
10 the federal and state deadline for enrolling eligible employees for healthcare coverage within 90  
11 days of hire. Ms. Taylor told Financial Controller, Yelena Calendar ("Ms. Calendar"), multiple  
12 times that she would not falsify the paperwork because it was illegal to do so. The last time Ms.  
13 Taylor told Ms. Calendar that she would not falsify documents was Thursday, May 28, 2015.

14 **Ms. Taylor is Terminated on the Day She Complains**

15 **about Sexual Harassment and Insurance Fraud**

16           32. The following Monday, June 1, 2015, Ms. Taylor was informed by Mr. Dawson that  
17 she was terminated. Mr. Dawson could not give her a reason for terminating her.

18           33. Without a Human Resource department to handle employee complaints, Ms. Taylor  
19 reported that day to Ms. Calendar that she had been sexually harassed by Mr. David. Ms.  
20 Calendar shockingly asked Ms. Taylor what she had done to invite the sexual harassment and  
21 ultimately refused to take Ms. Taylor's sexual harassment complaint.

22           34. Ms. Taylor emailed her sexual harassment and insurance fraud complaints to Ms.  
23 Calendar later that evening.

24           35. Mr. Dawson's subsequent explanation for her firing was for "lack of production,  
25 malingering, and constantly being late to work." Ms. Taylor led the sales team in completed  
26 sales during her time there. Ms. Taylor had arrived late to work on some occasions because of  
27 her brain injury and resulting disability, a matter known to Defendants. Prior to her termination,  
28 Defendants had never admonished Ms. Taylor for arriving late to work. Defendants terminated

1 Ms. Taylor in retaliation for her rebuffing of Mr. David’s sexual advances, her protest of being  
2 held upside-down by Mr. David, her refusals to sign the fraudulent insurance documents and  
3 because of her disability.

4 36. Shortly after Ms. Taylor complained of sexual harassment, Mr. David further  
5 retaliated against Ms. Taylor on his Instagram account by publicly stating the following in a  
6 message to his employee Mahim Khan: “Dear MK Seriously sorry if you felt I was over the top  
7 in reacting to Elizabeth Taylor’s nuttiness.” Mr. David’s Instagram account is followed by  
8 hundreds of thousands of followers.

9 **Defendants Order Ms. Jones to Sign a Declaration against Ms. Taylor**

10 37. In October of 2015, Defendants, through their attorney, ordered Ms. Jones and other  
11 employees to sign declarations stating that they did not see Mr. David harass Ms. Taylor and  
12 that they were not personally harassed by Mr. David. Ms. Jones did not want to sign the  
13 document because it was inaccurate. Mr. David personally called Ms. Jones numerous times at  
14 her home and asked her numerous times in the office to sign the declaration. On one occasion,  
15 while being harassed, intimidated and pressured by Mr. David to sign the false declaration, Ms.  
16 Jones escaped to the ladies’ restroom with Mary Rizzo to figure out how to handle the stressful  
17 situation. Mr. David barged into the ladies’ restroom to continue the conversation. Ms. Jones  
18 was shocked and intimidated. In addition, as long as she refused to sign the declaration, Mr.  
19 David withheld a substantial commission owed to her in connection to the lucrative Foxwoods  
20 Resorts deal. Only after Ms. Jones signed the declaration under duress did she receive her owed  
21 commission.

22 **Ms. Jones is Terminated after Rebuffing Mr. David’s Sexual Advances**

23 38. On November 15, 2016, Ms. Jones was terminated in retaliation for having rebuffed  
24 Mr. David’s sexual assault the prior month. Ms. Jones was fired despite being an exemplary  
25 employee who was awarded a 23% raise in her salary earlier in the year.

26 ///

27 ///

28

1 **EXHAUSTION OF ADMINISTRATIVE REMEDIES**

2 39. Prior to the initiation of this lawsuit, Ms. Taylor filed with the California Department  
3 of Fair Employment and Housing (DFEH) a complaint charging all Defendants (aside from  
4 Defendant FilmOn) with denying Ms. Taylor a work environment free of discrimination,  
5 harassment and retaliation based on her gender. On February 3, 2016, the DFEH issued to Ms.  
6 Taylor a Right to Sue letter. On January 31, 2017, Ms. Taylor amended her DFEH Complaint  
7 to include the FilmOn defendants and to add her disability-based discrimination claim. On  
8 January 31, 2017, the DFEH issued to Ms. Taylor an Amended Right to Sue letter. **Exhibit 21.**

9 40. Prior to the initiation of this lawsuit, Ms. Jones filed with the DFEH a complaint  
10 charging Defendants FilmOn and Mr. David with denying Ms. Jones a work environment free  
11 of discrimination, harassment and retaliation based on her gender. On December 1, 2016, the  
12 DFEH issued to Ms. Jones a Right to Sue letter. On January 31, 2017, Ms. Jones amended her  
13 DFEH Complaint to include Defendants Hologram, Hologram Entertainment, FilmOn TV, Inc.,  
14 FilmOn TV Networks, Inc., Alki David Productions and Anakando. On January 31, 2017, the  
15 DFEH issued to Ms. Jones an Amended Right to Sue letter. **Exhibit 22.**

16 **FIRST CAUSE OF ACTION**  
17 **(EMPLOYMENT DISCRIMINATION-SEXUAL HARASSMENT**  
18 **IN VIOLATION OF FEHA AGAINST ALL DEFENDANTS)**

19 41. Plaintiffs restate and incorporate by reference, as though fully set forth herein, the  
20 allegations contained in each of the paragraphs above.

21 42. Ms. Taylor is an “employee” under California Government Code § 12940(j).

22 43. Ms. Jones is an “employee” under California Government Code § 12940(j).

23 44. Defendants are “employers” under California Government Code § 12940(j).

24 45. Mr. David is a “person” under California Government Code § 12940(j).

25 46. Plaintiffs were subjected to unwanted harassing conduct on the basis of their gender  
26 in violation of the California Fair Employment and Housing Act, California Government Code  
27 § 12940 *et seq.* (“FEHA”).  
28

1           47. Defendants participated in, assisted or encouraged the harassing conduct. Mr. David  
2 is also personally liable for such harassment under Gov. Code § 12940(j).

3           48. The conduct of Defendants, as alleged in this Complaint, was so severe, widespread  
4 or persistent to alter the terms and conditions of employment and was sufficiently severe and/or  
5 pervasive such that it created a hostile and abusive work environment.

6           49. The conduct of the Defendants, as alleged in this Complaint, was so severe,  
7 widespread or persistent that a reasonable person in Plaintiffs' circumstances would have  
8 considered the work environment to be hostile or abusive.

9           50. Plaintiffs perceived and considered the work environment to be hostile and abusive  
10 as a result of the conduct of Defendants, as alleged in this Complaint.

11           51. Defendants are liable and responsible for the acts of their agents, supervisors and  
12 employees under Government Code § 12940(j) because Defendants knew of or had constructive  
13 knowledge of said conduct and failed to take timely and appropriate corrective action.

14           52. Defendants created, fostered, tolerated, and condoned a work environment that was  
15 pervasively and/or severely hostile to Plaintiffs on account of their gender, and Defendants and  
16 each of them incited others to harass Plaintiffs.

17           53. Defendants ratified the conduct of Mr. David in failing to take immediate and  
18 appropriate corrective action.

19           54. Defendants knew or should have known of the conduct but failed to take immediate  
20 and appropriate corrective action by failing and refusing to remedy the hostile work  
21 environment and by failing and refusing to take all reasonable steps to prevent harassment from  
22 occurring by permitting Mr. David to continuously harass Plaintiffs because of their gender.

23           55. Defendants committed their tortious and wrongful acts in the course and scope of  
24 their employment.

25           56. The conduct of Defendants was a substantial factor in causing Plaintiffs' harm.

26           57. Defendants are also liable for the discrimination and harassment of Plaintiffs under  
27 principles of vicarious liability, including the doctrine of *respondeat superior*, and are  
28 responsible for damages caused by said conduct.





1 **FOURTH CAUSE OF ACTION**  
2 **(WRONGFUL TERMINATION IN VIOLATION OF FEHA AGAINST ALL**  
3 **DEFENDANTS)**

4 73. Plaintiffs restate and incorporate by reference, as though fully set forth herein, the  
5 allegations contained in each of the paragraphs above.

6 74. Plaintiffs are informed and believe that they were wrongfully terminated for  
7 rebuffing Defendants' sexual advances and on account of Defendants' gender-based  
8 discrimination in violation of FEHA and for objecting to Defendants' requests to falsify  
9 insurance documents.

10 75. Ms. Taylor is informed and believes that she was also wrongfully terminated on  
11 account of Defendants' disability-based discrimination in violation of FEHA.

12 76. As a direct and proximate result of the Defendants' wrongful termination of  
13 Plaintiffs as herein alleged, Plaintiffs have suffered and continue to suffer extreme physical and  
14 emotional distress, financial hardship, wage losses, humiliation, mental and physical pain, and  
15 other damages in an amount to be proven at trial.

16 77. Defendants acted intentionally and with malice for the purpose of causing Plaintiffs  
17 to suffer financial loss and severe emotional distress, entitling Plaintiffs to an award of punitive  
18 damages in an amount appropriate to punish and make an example of said Defendants.

19 78. As a further direct and proximate result of Defendants' actions, as herein alleged,  
20 Plaintiffs have incurred, and continues to incur, legal fees, costs, and other expenses in the  
21 prosecution of this matter.

22 **FIFTH CAUSE OF ACTION**  
23 **(WRONGFUL TERMINATION IN VIOLATION OF PUBLIC POLICY AGAINST ALL**  
24 **DEFENDANTS)**

25 79. Plaintiffs restate and incorporate by reference, as though fully set forth herein, the  
26 allegations contained in each of the paragraphs above.

27 80. Plaintiffs are informed and believe that as set forth above, they were wrongfully  
28 terminated for rebuffing Defendants' sexual advances, on account of Defendants' gender-based  
discrimination in violation of FEHA, on account of Defendants' disability based discrimination

1 (as to Ms. Taylor only) in violation of FEHA and for objecting to Defendants' requests to  
2 falsify insurance documents.

3 81. It is the public policy of the State of California , as expressed in the California  
4 Government Code § 12900 *et seq.*, that employees shall not be subjected to sexual harassment  
5 and shall be allowed to work in a workplace free of harassment.

6 82. It is the public policy of the State of California, as expressed in the California  
7 Insurance Code Section 1871, subsection (h), to avoid health insurance fraud which account for  
8 billions of dollars annually in added care costs nationally and which causes losses in premium  
9 dollars and increased health care costs.

10 83. As a direct and proximate result of the Defendants' wrongful termination of  
11 Plaintiffs in violation of public policy as herein alleged, Plaintiffs have suffered and continue to  
12 suffer extreme physical and emotional distress, financial hardship, wage losses, humiliation,  
13 mental and physical pain, and other damages in an amount to be proven at trial.

14 84. Defendants acted intentionally and with malice for the purpose of causing Plaintiffs  
15 to suffer financial loss and severe emotional distress, entitling Plaintiffs to an award of punitive  
16 damages in an amount appropriate to punish and make an example of said Defendants.

17 85. As a further direct and proximate result of Defendants' actions, as herein alleged,  
18 Plaintiffs have incurred, and continues to incur, legal fees, costs, and other expenses in the  
19 prosecution of this matter.

20 **SIXTH CAUSE OF ACTION**  
21 **(RETALIATION IN VIOLATION OF FEHA AGAINST ALL DEFENDANTS)**

22 86. Plaintiffs restate and incorporate by reference, as though fully set forth herein, the  
23 allegations contained in each of the paragraphs above.

24 87. Plaintiffs opposed Defendants' discriminatory and sexually harassing acts by  
25 rebuffing, rejecting and protesting the aforementioned offensive touchings and conduct.

26 88. Ms. Taylor opposed Defendants' insurance fraud activities by refusing to sign  
27 documents that falsified their employment start date.  
28

1 89. Defendants terminated Plaintiffs' employment in retaliation for their rejection of  
2 unwanted sexual behavior and, in the case of Ms. Taylor, for her refusal to sign the false  
3 insurance documents in violation of CA Government Code § 12940(h).

4 90. As a result of Defendants' retaliation against them, Plaintiffs have suffered and  
5 continue to suffer damages, in the form of lost wages and other employment benefits, and  
6 severe emotional and physical distress.

7 91. Defendants acted intentionally and with malice for the purpose of causing Plaintiffs  
8 to suffer financial loss and severe emotional distress, entitling Plaintiffs to an award of punitive  
9 damages in an amount appropriate to punish and make an example of said Defendants.

10 **SEVENTH CAUSE OF ACTION**  
11 **(RETALIATION IN VIOLATION OF CALIFORNIA GOVERNMENT CODE § 12653**  
12 **AGAINST ALL DEFENDANTS)**

13 92. Plaintiffs restate and incorporate by reference, as though fully set forth herein, the  
14 allegations contained in each of the paragraphs above.

15 93. Plaintiff are "employees" under CA Government Code § 12653.

16 94. Plaintiffs opposed Defendants' discriminatory and sexually harassing acts by  
17 rebuffing, rejecting and protesting the aforementioned offensive touchings and conduct.

18 95. Ms. Taylor opposed Defendants' insurance fraud activities by refusing to sign  
19 documents that falsified their employment start date.

20 96. Defendants terminated Plaintiffs' employment in retaliation for their rejection of  
21 unwanted sexual behavior and, in the case of Ms. Taylor, for her refusal to sign the false  
22 insurance documents in violation of CA Government Code § 12653.

23 97. As a result of Defendants' retaliation against them, Plaintiffs have suffered and  
24 continue to suffer damages, in the form of lost wages and other employment benefits, and  
25 severe emotional and physical distress.

26 98. Defendants acted intentionally and with malice for the purpose of causing Plaintiffs  
27 to suffer financial loss and severe emotional distress, entitling Plaintiffs to an award of punitive  
28 damages in an amount appropriate to punish and make an example of said Defendants.

1 **EIGHTH CAUSE OF ACTION**  
2 **(SEXUAL BATTERY IN VIOLATION OF CALIFORNIA CIVIL CODE § 1708.5**  
3 **AGAINST DEFENDANT DAVID ONLY)**

4 99. Plaintiffs restate and incorporate by reference, as though fully set forth herein, the  
5 allegations contained in each of the paragraphs above.

6 100. Mr. David is a “person” under California Civil Code § 1708.5.

7 101. In doing the acts described herein, Mr. David acted with the intent to make  
8 offensive contact with intimate parts of Plaintiffs. He did, in fact, bring himself into offensive  
9 and unwelcome sexual contact with Plaintiffs as described hereinabove.

10 102. As described more fully above, Mr. David subjected Plaintiffs to unconsented and  
11 intentional invasions of their rights to be free from sexually offensive and harmful physical  
12 contact.

13 103. As a direct and proximate result of Mr. David’s actions, Plaintiffs have suffered  
14 and will continue to suffer pain and suffering, extreme and severe mental anguish and emotional  
15 distress; and Plaintiffs have suffered and will continue to suffer a loss of earnings and other  
16 employment benefits and job opportunities.

17 104. Mr. David’s conduct was malicious and oppressive, and done with a conscious  
18 disregard of Plaintiffs’ rights. Because Mr. David acted in his capacity as President and CEO,  
19 he abused and betrayed his special relationship of trust and confidence to Plaintiffs. Plaintiffs  
20 are entitled to punitive damages from Mr. David in an amount to be determined at trial.

21 **NINTH CAUSE OF ACTION**  
22 **(COMMON LAW BATTERY AGAINST DEFENDANT DAVID ONLY)**

23 105. Plaintiffs restate and incorporate by reference, as though fully set forth herein, the  
24 allegations contained in each of the paragraphs above.

25 106. In doing the acts described herein, Mr. David acted with the intent to make  
26 offensive contact with Plaintiffs. He did, in fact, bring himself into offensive and unwelcome  
27 sexual contact with Plaintiffs as described hereinabove.  
28



1 **ELEVENTH CAUSE OF ACTION**  
2 **(INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS AGAINST DEFENDANT**  
3 **DAVID ONLY)**

4 114. Plaintiffs restate and incorporate by reference, as though fully set forth herein, the  
5 allegations contained in each of the paragraphs above.

6 115. As alleged herein, Mr. David engaged in outrageous conduct towards Plaintiffs,  
7 with intention to cause, or with reckless disregard of the probability of causing, Plaintiffs to  
8 suffer severe physical, emotional and psychological distress.

9 116. As a direct and proximate result of Mr. David's actions, Plaintiffs have suffered  
10 and will continue to suffer pain and suffering, extreme and severe mental anguish and emotional  
11 distress; and Plaintiffs have suffered and will continue to suffer a loss of earnings and other  
12 employment benefits and job opportunities.

13 117. Mr. David's conduct was malicious and oppressive, and done with a conscious  
14 disregard of Plaintiffs' rights. Because Mr. David acted in his capacity as President and CEO,  
15 he abused and betrayed his special relationship of trust and confidence to Plaintiffs. Plaintiffs  
16 are entitled to punitive damages from Defendants in an amount to be determined at trial.

17 **PRAYER FOR RELIEF**

18 **WHEREFORE**, Plaintiffs pray for judgment and damages against each of the  
19 Defendants as follows:


- 20 1. General damages in an amount to be determined by proof at trial;
- 21 2. Past and future medical and related expenses in an amount to be determined by proof  
22 at trial;
- 23 3. Past and future lost earnings in an amount to be determined by proof at trial;
- 24 4. Impairment of earning capacity in an amount to be determined by proof at trial;
- 25 5. Punitive damages pursuant to applicable law;
- 26 6. Reasonable attorneys' fees pursuant to applicable law;
- 27 7. Prejudgment and post-judgment interest, including but not limited to, California  
28 Civil Code § 3288; and

1 8. Any other and further relief that the Court considers just and proper.  
2

3 **DEMAND FOR JURY TRIAL**

4 Plaintiffs hereby request a trial by jury as to all claims for monetary damages.  
5

6 DATED: February 1, 2017

7   
8 Lisa Bloom  
9 THE BLOOM FIRM  
10 Attorneys for Plaintiffs  
11 ELIZABETH TAYLOR and CHASITY JONES  
12  
13  
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# EXHIBIT E

**BARRY K. ROTHMAN**

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OF ORIGINAL FILED  
Los Angeles Superior Court

**MAR 15 2017**

Sherri R. Carter, Executive Officer/clerk  
By Shaunya Bolden, Deputy

State Bar No. 47107

Attorneys for Defendants and  
Defendant and Cross-Complainant  
Alkiviades David

SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF LOS ANGELES

ELIZABETH TAYLOR, an individual,  
CHRISTY JONES, an individual,

Plaintiffs,

vs.

ALKIVIADES DAVID, an individual, HOLOGRAM  
USA, INC., a Delaware corp., HOLOGRAM USA  
ENTERTAINMENT, INC., a Delaware corp., FILMON  
MEDIA HOLDINGS, INC., a Delaware corp.,  
FILMON.TV, INC., a Delaware corp., FILMON.TV  
NETWORKS, INC., a Delaware corp., ALKI DAVID  
PRODUCTIONS, INC., a Delaware corp., ANAKANDO  
MEDIA GROUP USA, an unknown business entity, and  
DOES 1 through 25, inclusive,

Defendants.

ALKIVIADES DAVID, an individual,

Cross-Complainant.

vs.

ELIZABETH TAYLOR, an individual; GEORGE  
SAMUEL CLEAVER, an individual; and ROES 1  
through 25, inclusive,

Cross-Defendants.

CASE NO. BC 649025  
(Assigned for all purposes to the  
Honorable Rafael A. Ongkeko, Judge,  
Department 73)

**CROSS-COMPLAINT FOR  
DAMAGES FOR:**  
**1. CIVIL EXTORTION; AND**  
**2. INTENTIONAL**  
**INFLECTION OF**  
**EMOTIONAL DISTRESS.**

COPY

1 Defendant and Cross-Complainant Alkiviades David alleges as follows:

2 **COMMON ALLEGATIONS**

3 1. Cross-Complainant Alkiviades David is, and at all times mentioned herein was, an  
4 adult individual residing in the County of Los Angeles, State of California.

5 2. Cross-Complainant Alkiviades David is informed and believes and based on such  
6 information and belief alleges that Cross-Defendant Elizabeth Taylor is, and at all times mentioned  
7 herein was, an adult individual residing in the County of Los Angeles, State of California.

8 3. Cross-Complainant Alkiviades David is informed and believes and based on such  
9 information and belief alleges that Cross-Defendant George Samuel Cleaver is, and at all times  
10 mentioned herein was, an adult individual residing in the County of Los Angeles, State of  
11 California. Further, Cross-Complainant Alkiviades David is informed and believes and based on  
12 such information and belief alleges that Cross-Defendant George Samuel Cleaver is, and at all  
13 times mentioned herein was, an attorney at law licensed to practice in the State of California.  
14 Cross-Complainant Alkiviades David is informed and believes and based on such information and  
15 belief alleges that Cross-Defendant George Samuel Cleaver was, at all times mentioned herein, the  
16 attorney for Cross-Defendant Elizabeth Taylor and that, in acting as alleged herein, Cross-  
17 Defendant George Samuel Cleaver acted with the consent and knowledge of Cross-Defendant  
18 Elizabeth Taylor and at her direction.

19 4. Cross-Complainant Alkiviades David is ignorant of the true names and capacities  
20 of the cross-defendants sued herein under the fictitious names ROES 1 through 25, inclusive, and  
21 sues ROES 1 through 25 pursuant to *California Code of Civil Procedure* section 474. When the  
22 true identities of ROES 1 through 25 are determined, this Cross-Complaint will be amended  
23 accordingly. Cross-Complainant Alkiviades David is informed and believes and based on such  
24 information and belief alleges that the cross-defendants sued herein under the fictitious names  
25 ROES 1 through 25 are responsible in some way for the acts complained of herein and that the  
26 wrongful acts complained of herein were committed by such cross-defendants, and each of them.

27 5. Cross-Complainant Alkiviades David is informed and believes and thereon alleges  
28 that, at all times herein alleged, each of the Cross-Defendants named in this Cross- Complaint was

1 the agent, employee, partner, co-venturer, and/or co-conspirator of each of the remaining Cross-  
2 Defendants, and, in doing the things herein alleged, was acting within the course and scope of such  
3 agency, employment, partnership, venture, and/or conspiracy, each with the permission, consent,  
4 or ratification of each of the other Cross-Defendants.

5  
6 **FIRST CAUSE OF ACTION FOR CIVIL EXTORTION**

7 **(By Cross-Complainant Alkiviades David Against Cross-Defendants Elizabeth Taylor**  
8 **and George Samuel Cleaver)**

9 6. Cross-Complainant Alkiviades David incorporates by this reference each and all  
10 of the allegations contained in Paragraphs 1 through 5, inclusive, of this Cross-Complaint, as fully  
11 as though set forth at length herein.

12 7. In January, February, March, and April 2016, Cross-Defendant Elizabeth Taylor and  
13 her attorney, Cross-Defendant George Samuel Cleaver, attempted to extort money from Cross-  
14 Complainant Alkiviades David. Cross-Defendants Elizabeth Taylor and George Samuel Cleaver  
15 attempted to coerce the payment of \$2,200,00.00 from Cross-Complainant Alkiviades David by  
16 threatening the institution of legal proceedings against Alkiviades David on the basis of specious  
17 and false claims of sexual harassment, sexual battery, assault and battery, retaliation, defamation,  
18 wrongful termination, false imprisonment, invasion of privacy, wiretapping, and wage and hour  
19 violations.

20 8. On or about January 11, 2016, Cross-Defendant George Samuel Cleaver sent a  
21 demand letter on behalf of Cross-Defendant Elizabeth Taylor and another claimant setting forth  
22 various specious claims against Cross-Complainant Alkiviades David and threatening legal action  
23 if Cross-Complainant Alkiviades did not pay money to resolve the matter. At the time of the  
24 demand letter, both Cross-Defendant Elizabeth Taylor and Cross-Defendant George Samuel  
25 Cleaver knew that the claims of Elizabeth Taylor against Cross-Complainant Alkiviades David  
26 were false and meritless.

27 9. From January 2016 to April 2016, despite their knowledge of the falsity of the  
28 claims by Cross-Defendant Elizabeth Taylor, Cross-Defendant George Samuel Cleaver and Cross-

1 Defendant Elizabeth Taylor asserted the claims in communications to the attorneys for Cross-  
2 Complainant Alkiviades David and demanded the payment of monies to Cross-Defendant Elizabeth  
3 Taylor by Cross-Complainant Alkiviades David. These communications constituted wrongful  
4 threats of civil and criminal prosecution and, thus, constituted civil extortion.

5 10. In March 2016, Cross-Defendant George Samuel Cleaver and Cross- Defendant  
6 Elizabeth Taylor reduced their threats of civil and criminal prosecution to writing in a settlement  
7 agreement signed by both Cross-Defendants.

8 11. As a proximate result of Cross-Defendants' extortion, Cross-Complainant  
9 Alkiviades David was damaged. Cross-Complainant incurred attorney's fees in dealing with the  
10 wrongful threats of civil and criminal prosecution. Additionally, as a proximate result of Cross-  
11 Defendants' extortion, Cross-Complainant Alkiviades David suffered severe emotional distress  
12 including suffering, anguish, nervousness, worry, and shock.

13 12. Cross-Defendants' conduct was willful, intentional, malicious, and despicable, done  
14 with intent to harm and damage Cross-Complainant Alkiviades David and with conscious disregard  
15 of his rights. Cross-Defendants, and each of them, acted with oppression, fraud, and malice. Said  
16 conduct justifies the awarding of punitive damages.

17  
18 **SECOND CAUSE OF ACTION FOR INTENTIONAL INFLICTION OF EMOTIONAL**  
19 **DISTRESS**

20 **(By Cross-Complainant Alkiviades David Against Cross-Defendants Elizabeth Taylor**  
21 **and George Samuel Cleaver)**

22 13. Cross-Complainant Alkiviades David incorporates by this reference each and all  
23 of the allegations contained in Paragraphs 1 through 12, inclusive, of this Cross-Complaint, as fully  
24 as though set forth at length herein.

25 14. Cross-Defendants' actions in attempting to coerce the payments of monies to Cross-  
26 Defendant Elizabeth Taylor by Cross-Complainant Alkiviades David by wrongful threats of civil  
27 and criminal prosecution based on false and meritless claims were extreme and outrageous conduct  
28 by Cross-Defendants, and each of them, with the intention of causing emotional distress to Cross-

1 Complainant Alkiviades David so as to force Cross-Complainant Alkiviades David to pay monies  
2 to Cross-Defendant Elizabeth Taylor or in reckless disregard of the probability of causing  
3 emotional distress to Cross-Complainant Alkiviades David.

4 15. As a direct and proximate result of Cross-Defendants' extreme and outrageous  
5 conduct, Cross-Complainant Alkiviades David suffered severe emotional distress including  
6 suffering, anguish, nervousness, worry, and shock. Thus, Cross-Complainant has been damaged  
7 by Cross-Defendants' extreme and outrageous conduct.

8 16. Cross-Defendants' extreme and outrageous conduct was willful, intentional,  
9 malicious, and despicable, done with intent to harm and damage Cross-Complainant Alkiviades  
10 David and with conscious disregard of his rights. Cross-Defendants, and each of them, acted with  
11 oppression, fraud, and malice. Said conduct justifies the awarding of punitive damages.

12  
13 Wherefore, Cross-Complainant Alkiviades David prays for judgment as follows:

14 ON THE FIRST CAUSE OF ACTION FOR CIVIL EXTORTION:

- 15 1. For compensatory damages according to proof;  
16 2. For punitive damages in an amount sufficient to punish Cross-Defendants, and each  
17 of them, and deter others from engaging in similar misconduct;

18 ON THE SECOND CAUSE OF ACTION FOR INTENTIONAL INFLICTION OF  
19 EMOTIONAL DISTRESS:

- 20 3. For compensatory damages according to proof;  
21 4. For punitive damages in an amount sufficient to punish Cross-Defendants, and each  
22 of them, and deter others from engaging in similar misconduct;

23 ON ALL CAUSES OF ACTION:

- 24 5. For costs of suit incurred herein; and,  
25 6. For such other and further relief as the court may deem just and proper.

26 //

27 //

28 //

1 Dated: March 15, 2017

LAW OFFICES OF BARRY K. ROTHMAN

2  
3  
4 By: 

5 Barry K. Rothman  
6 Attorneys for Defendant and Cross-Complainant  
7 Alkiviades David and for Defendants Hologram  
8 USA, Inc., Hologram USA Entertainment, Inc.,  
9 FilmOn Media Holdings, Inc., FilmOn.TV, Inc.,  
10 FilmOn Networks, Inc., Alki David Productions,  
11 Inc., and Anakando Media Group USA

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LAW OFFICES OF  
BARRY K. ROTHMAN  
1901 AVENUE OF THE STARS, SUITE 370  
LOS ANGELES, CALIFORNIA 90067

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BARRY K. ROTHMAN  
1901 AVENUE OF THE STARS, SUITE 370  
LOS ANGELES, CALIFORNIA 90067

**PROOF OF SERVICE**

I, Gordon J. Zuiderweg, declare as follows:

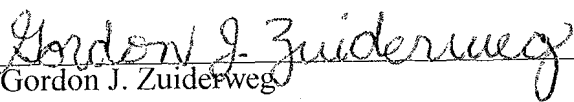
I am an attorney at law duly licensed to practice before all the courts of the State of California, and I am a member of the Law Offices of Barry K. Rothman, attorneys for Defendants and Cross-Complainant herein. I am over the age of 18 and not a party herein. My business address is the Law Offices of Barry K. Rothman, 1901 Avenue of the Stars, Suite 370, Los Angeles, California 90067.

On March 15, 2017, I deposited in the mail at Los Angeles, California, a true and correct copy of the foregoing CROSS-COMPLAINT, in a sealed envelope, with postage prepaid, addressed to:

Lisa Bloom, Esq.  
THE BLOOM FIRM  
20700 Ventura Boulevard  
Suite 301  
Woodland Hills, California 91364

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed in Los Angeles, California, on March 15, 2017.

  
Gordon J. Zuiderweg

# EXHIBIT F

CELEBRITY GOSSIP

HOME » CELEBRITY GOSSIP » Extortion Ring Foiled by Hologram media mogul Alki David

# Extortion Ring Foiled by Hologram media mogul Alki David



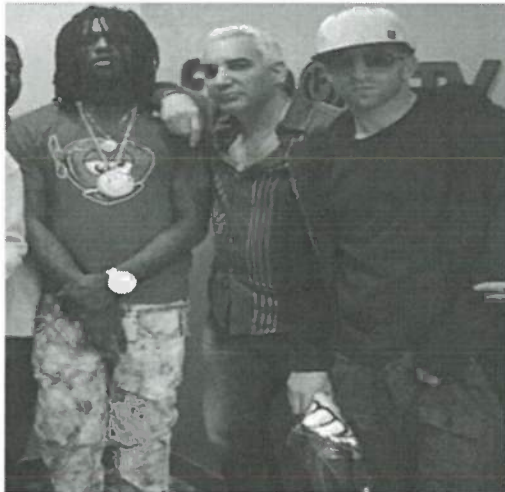
By Jeff Stevens

Published on September 19, 2017

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Ex-convict Grant Zimmerman and pals have been trumping up false allegations and launching garbage lawsuits.

Have you ever lied to a boss who give you a second, and a third chance, and entrusted you with a career-making project? Can you imagine having the audacity to markup your expenses on that project by a factor of ten and pocket the difference? That's what Grant Zimmerman did to Hologram USA CEO Alki David after David rolled the dice again on the three time loser and wannabe gangster.



Chief Keef and Alki David with Grant Zimmerman (right)

In a suit, following criminal charges filed in Beverly Hills, Hologram USA shows how Zimmerman and a partner paid \$750 a month to store some equipment for a new hologram theater, and turned around and charged the company 7500 every month for 7 months. The sad part is Zimmerman had been the beneficiary of David's generosity for years— even getting hired back

after being dismissed for repeated problems with firearms and violent behavior that cost the company lucrative business (including getting a concert at the Palladium in Hollywood cancelled) and harmed relationships with major hip hop stars such as Chief Keef and battle rapper Dizaster.

<b>EXHIBIT 27</b>
A. DAVID
10/27/2017
R. Holmes, CSR

Zimmerman is not alone. He has colluded with other ex-employees to rehash salacious allegations that have been put to rest in the past—and supported their nuisance suits. His own suit asking for \$1 million over phony claims of back pay owed repeated rumors from gossip websites about David and personal life in a bid to further slander David.

Two more fabricated suits involve ex-employees Chasity Jones and Elizabeth Taylor both repped by Lisa Bloom, daughter of Gloria Allred. Taylor is known for having attempted to extort money from her previous employer WME over similar fabricated charges. Jones swore under oath that David did not harass Taylor—but now, under the influence of this unsavory gang, has thrown her own fake suit into the mix.

“It’s typical for billionaires to be the target of all manner of scams,” said David’s attorney Barry Rothman. “What’s different here is that Alki was very generous with all of the parties—he gave Jones extra time off when her mother was battling cancer, and especially in Zimmerman’s case, he took a hard luck kid and tried to make something of him.”

“Alki David’s conduct in the workplace should never have been the subject of litigation,” Rothman continued. “Nobody was compelled to do anything against their will and nobody was harmed or damaged except Alki David, who now has to endure the betrayal and greed of people he trusted, helped in their time of need, and trusted like his family.”

# EXHIBIT G

Superior Court Transcript

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SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF LOS ANGELES

DEPARTMENT 73

HON. CHRISTOPHER LUI, JUDGE

ELIZABETH TAYLOR, AN INDIVIDUAL, )  
CHASITY JONES, AN INDIVIDUAL, )

PLAINTIFFS, )

VS. )

CASE NO. BC 649025

ALKIVIADES DAVID, AN INDIVIDUAL, )  
ET AL., )

DEFENDANTS. )

REPORTER'S TRIAL TRANSCRIPT OF PROCEEDINGS

FRIDAY, AUGUST 23, 2019

APPEARANCES:

FOR PLAINTIFF: THE BLOOM FIRM  
BY: LISA BLOOM, ESQ.  
ARICK FUDALI, ESQ.  
20700 VENTURA BOULEVARD, SUITE 301  
WOODLAND HILLS, CA 91364  
LISA@THEBLOOMFIRM.COM

-AND-

FOR DEFENDANTS VENABLE, LLP  
THE ENTITIES: BY: ELLYN GAROFALO, ESQ.  
AMIR KALTGRAD, ESQ.  
2049 CENTURY PARK EAST, SUITE 2300  
LOS ANGELES, CA 90067

ALKIVIADES DAVID  
IN PRO PER  
23768 MALIBU ROAD  
MALIBU, CA 90265  
310-703-7575

DIANNE M. MCGIVERN, CSR 7576, RDR, CRR, RMR, CLR  
COURT REPORTER PRO TEMPORE

Superior Court Transcript

1 THE WITNESS: YOU DON'T REALIZE THE AMOUNT OF  
2 LIES YOU'VE CONCOCTED.

3 THE COURT: MR. DAVID.  
4 BY MS. BLOOM:

5 Q MR. DAVID, DID ELIZABETH TAYLOR EVER SEXUALLY  
6 ASSAULT YOU?

7 A YES, IN THE WAY THAT YOU -- IN THE WAY THAT YOU  
8 ARE SUGGESTING THAT I SEXUALLY ASSAULTED HER, WHAT SHE  
9 DID TO ME IS A THOUSAND TIMES MORE SEXUALLY MOTIVATED.

10 Q AND WHAT DID SHE DO WHEN SHE SEXUALLY ASSAULTED  
11 YOU?

12 A SHE CAME INTO MY OFFICE AND SHE TRAPPED ME IN  
13 MY OWN OFFICE. THAT'S WHAT SHE DID. YOU WANT TO  
14 CONSIDER REAL LAW, THAT'S REAL LAW.

15 Q OKAY. AND IS THAT THE ENTIRE SET OF FACTS THAT  
16 YOU HAVE IN SUPPORT OF YOUR CLAIM THAT ELIZABETH TAYLOR  
17 SEXUALLY ASSAULTED YOU?

18 A YES.

19 Q AND YOU MADE THAT CLAIM THE FIRST TIME IN  
20 FEBRUARY OF 2018; ISN'T THAT TRUE?

21 A I SUPPOSE THAT'S WHEN BARRY FILED THE  
22 COMPLAINT, PROBABLY, YES.

23 Q AND THAT WAS A YEAR INTO THIS LAWSUIT FOR THE  
24 FIRST TIME YOU ACCUSED HER OF SEXUALLY ASSAULTING YOU?

25 A BECAUSE I SUPPOSE IT SEEMED LIKE A GOOD IDEA TO  
26 DEFEND MYSELF, MADAM.

27 Q AND YOU FIGURED THE BEST DEFENSE IS A GOOD  
28 OFFENSE?

Superior Court Transcript

1 A ABSOLUTELY.

2 Q BECAUSE YOU CAN BE REALLY F'ING VICIOUS?

3 A ABSOLUTELY.

4 MS. GAROFALO: EXCUSE ME, YOUR HONOR.

5 MS. BLOOM: THAT WAS HIS TESTIMONY.

6 THE WITNESS: I DIDN'T SAY "F'ING," I DON'T  
7 THINK, BUT IN --

8 MS. GAROFALO: THAT'S CORRECT.

9 THE COURT: MR. DAVID.

10 THE WITNESS: SHE SHOULD BE ADMONISHED FOR  
11 THAT, YOUR HONOR. TERRIBLE WOMAN, SUPPOSED TO BE  
12 PROFESSIONAL.

13 MS. GAROFALO: I WOULD ASK THAT THE ORDERS WITH  
14 RESPECT TO LANGUAGE APPLY TO COUNSEL AS WELL.

15 THE COURT: IT WAS A QUOTE, SO YES, IN TERMS OF  
16 LANGUAGE, I'LL JUST REMIND EVERYONE, LANGUAGE HAS BEEN  
17 USED OUTSIDE OF THESE PROCEEDINGS WHICH MAY BECOME  
18 RELEVANT TO ISSUES IN THIS CASE. BUT AS I WILL JUST  
19 REMIND EVERYONE NOT TO USE PROFANITY DURING THESE  
20 PROCEEDINGS UNLESS YOU'RE ACTUALLY QUOTING SOMETHING  
21 THAT HAPPENED IN THE PAST.

22 SO I BELIEVE MS. BLOOM WAS CORRECT, IT WAS  
23 CORRECTLY PARAPHRASING OR QUOTING SOMETHING THAT  
24 MR. DAVID PREVIOUSLY SAID.

25 MS. BLOOM: THANK YOU, YOUR HONOR. NOTHING  
26 FURTHER.

27 MR. DAVID: THAT'S IT?  
28

Superior Court Transcript

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IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF LOS ANGELES

DEPARTMENT 73 HON. CHRISTOPHER LUI, JUDGE

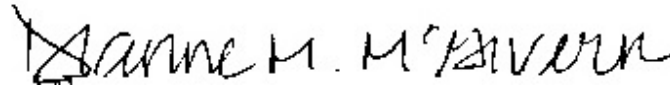
ELIZABETH TAYLOR, AN INDIVIDUAL, )  
CHASITY JONES, AN INDIVIDUAL, )  
 )  
 PLAINTIFFS, )  
 )  
VS. )  
 )  
ALKIVIADES DAVID, AN INDIVIDUAL, )  
ET AL., )  
 )  
 DEFENDANTS. )  
\_\_\_\_\_ )

CASE NO. BC 649025

I, DIANNE M. MCGIVERN, CERTIFIED SHORTHAND  
REPORTER, LICENSE NO. 7576, IN THE STATE OF CALIFORNIA,  
HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND ACCURATE  
TRANSCRIPT OF THE PROCEEDINGS TAKEN BEFORE ME ON FRIDAY,  
AUGUST 23, IN DEPARTMENT CCH 73, AS THEREON STATED.

I DECLARE UNDER PENALTY OF PERJURY THAT THE  
FOREGOING IS TRUE AND CORRECT.

EXECUTED AT SAN PEDRO, CALIFORNIA, ON OCTOBER 31,  
2019.



DIANNE M. MCGIVERN, CSR 7576  
RMR, RDR, CRR, CLR, CRC  
OFFICIAL COURT REPORTER PRO TEMPORE

# EXHIBIT H

1 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
2 COUNTY OF LOS ANGELES, CENTRAL DIVISION

3 **CERTIFIED COPY**

4 ELIZABETH TAYLOR, an )  
individual, CHASITY JONES, )  
5 an individual, )  
6 Plaintiffs, )

) CASE NO. BC649025  
)  
) Volume II  
) Pages 213 to 334

7 VS. )

8 ALKIVIADES DAVID, an )  
individual, HOLOGRAM USA, )  
9 INC., a Delaware corp., )  
HOLOGRAM USA ENTERTAINMENT, )  
10 INC., a Delaware corp., )  
FILMON MEDIA HOLDINGS, INC., )  
11 a Delaware corp., FILMON.TV, )  
INC., a Delaware corp., )  
12 FILMON.TV NETWORKS, INC., a )  
Delaware corp., ALKI DAVID )  
13 PRODUCTIONS, INC., a )  
Delaware corp., ANAKANDO )  
14 MEDIA GROUP USA, an unknown )  
business entity, FILMON.TV )  
15 UK LIMITED, FOTV MEDIA )  
NETWORKS, INC. and DOES 1 )  
16 through 25, inclusive, )

17 Defendants. )

18 AND RELATED CROSS-ACTION. )  
19

20  
21 DEPOSITION OF ALKIVIADES DAVID

22 TAKEN ON

23 TUESDAY, NOVEMBER 6, 2018

24 Reported by: DENISE A. ROSS

25 CSR No. 10687

1 in Switzerland. 10:49:01

2 BY MR. GOLDSTEIN: 10:49:03

3 Q. And do you have any stake in that company? 10:49:03

4 A. I do. 10:49:05

5 Q. Is that a majority stake? 10:49:06

6 A. You know what? 10:49:08

7 MS. GAROFALO: Okay. Hold on. 10:49:09

8 THE WITNESS: You know what? 10:49:10

9 MS. GAROFALO: Objection. 10:49:11

10 THE WITNESS: You know what? 10:49:12

11 I don't feel safe here. I don't like this 10:49:13

12 room. I don't like these people. I don't like this 10:49:15

13 fat woman. I don't want this horrible, disgusting, 10:49:19

14 pimply asshole -- you know, you are -- 10:49:23

15 Every time I look at you now I think about 10:49:24

16 you throwing that used -- what was it? -- tampon. You 10:49:26

17 were so disgusting what you left lying on the floor. 10:49:33

18 And making up and manipulating all these 10:49:36

19 people -- you know, to manipulate this woman, who spoke 10:49:38

20 out against you first and gave a sworn statement first 10:49:42

21 about your behavior -- 10:49:45

22 And then -- and then you go and side with 10:49:47

23 her. And then you go and side with her after -- after 10:49:50

24 you're -- you're pissed on by all the people that you 10:49:54

25 bring in to do -- to do any testimony. 10:49:58

1           Everybody, including Mary Rizzo, calls you 10:50:01  
2   guys a bunch of liars. You know, I've been waiting for 10:50:04  
3   an opportunity to see you in a -- in a safe 10:50:09  
4   environment, because you make me feel really unsafe as 10:50:13  
5   an employer. You make me feel really unsafe as a man. 10:50:17

6           You know, you're a despicable person that 10:50:21  
7   shouldn't be doing this to people. Now, the good news 10:50:25  
8   for me -- right? -- is that what you do doesn't affect 10:50:29  
9   me or anybody else in any consequential way. But for 10:50:36  
10   you, I don't think that -- I don't think that you're 10:50:44  
11   going to benefit in any way from doing this anymore to 10:50:45  
12   me. 10:50:50

13           I will never, ever settle with you. I will 10:50:51  
14   never, ever come to -- not one penny. Not one single 10:50:54  
15   penny. I don't know what the point of continuing this. 10:50:58  
16   We should just go straight to court. We should bring 10:51:01  
17   in all of the witnesses, one by one, everybody that you 10:51:04  
18   tried to harass, everybody that knows that everything 10:51:08  
19   that you've accused me of was either in my own defense 10:51:11  
20   or out of humor or it was because you aided and abetted 10:51:15  
21   it. 10:51:15

22           All right? 10:51:21

23           You are a horrible, despicable person, coming 10:51:22  
24   into my office, shutting the door over and over again. 10:51:26  
25   And here you are making your little notes like it 10:51:29

1 didn't happen. It did happen over and over again. 10:51:32  
2 Your only intention from the get-go was to end up in 10:51:35  
3 this situation. 10:51:38  
4 Well, I'm not settling with you. 10:51:39  
5 And I'm certainly not settling with you. 10:51:40  
6 And as for you, you should be totally 10:51:43  
7 ashamed. I don't even know what your story is. But 10:51:45  
8 you should be ashamed of yourself, because the way that 10:51:47  
9 you've operated throughout all of this is despicable. 10:51:50  
10 And this firm, notorious for what it is -- you should 10:51:53  
11 all be absolutely ashamed. 10:51:57  
12 BY MR. GOLDSTEIN: 10:52:01  
13 Q. Regarding -- you testified that there's -- 10:52:02  
14 earlier -- 10:52:04  
15 A. Uh-huh. 10:52:05  
16 Q. -- the earlier stage of your diatribe that 10:52:06  
17 there was information given to you on a daily 10:52:09  
18 business -- on a daily basis. 10:52:11  
19 A. Uh-huh. 10:52:13  
20 Q. Other than anything -- any information given 10:52:13  
21 to you by your attorneys, who gave you information? 10:52:15  
22 A. I won't tell you. 10:52:18  
23 Q. And why won't you tell us? 10:52:21  
24 A. Because I don't want to. 10:52:23  
25 MS. GAROFALO: Okay. Let's take a short 10:52:24

1 mental issues or whether you're just -- you just don't 11:02:26  
2 have any kind of, sort of, moral compass about other 11:02:29  
3 people's sensitivity or other people's feelings. 11:02:33

4           You know, what you do is wrong; and the way 11:02:36  
5 you go about doing it is wrong. You're not a victim. 11:02:38  
6 There are real victims out there who you are harming by 11:02:42  
7 doing things like this. Real fucking victims, real 11:02:46  
8 people who are hurt by real -- by really bad people. 11:02:50

9           And you know and you know for a fact -- 11:02:54  
10 absolutely know that I am a decent man, that I'm a good 11:02:56  
11 father, that I'm good to people. I always give people 11:03:00  
12 the benefit of the doubt, and I'm very fucking 11:03:04  
13 generous. And I've been very fucking generous to both 11:03:06  
14 of you when you didn't deserve it at all. 11:03:09

15           Why? Because I want to encourage you. I 11:03:12  
16 thought, you know what? These people are unqualified. 11:03:15  
17 But you know what? In my stupidity -- in my arrogance, 11:03:17  
18 I thought that I could really help guide you, really 11:03:22  
19 help you. 11:03:25

20           So fuck you for what you did to me. 11:03:27

21           And it's not going to hurt me ultimately. It 11:03:31  
22 hurts when it -- when I first get it. But you are the 11:03:35  
23 guys ultimately who will gain nothing from this. And 11:03:39  
24 my life will continue to grow and do well and be 11:03:43  
25 healthy and prosperous. 11:03:46

1 I, DENISE A. ROSS, a Certified Shorthand  
2 Reporter for the State of California, do hereby  
3 certify:

4 That prior to being examined, the witness  
5 named in the foregoing deposition was by me duly sworn  
6 to testify as to the truth, the whole truth, and  
7 nothing but the truth pursuant to Section No. 2093 of  
8 the Code of Civil Procedure and that the foregoing  
9 transcript is a true record of the testimony given;

10 That said deposition was taken before me at  
11 the time and place therein set forth and was taken down  
12 by me in shorthand and thereafter reduced to  
13 typewriting via computer-aided transcription under my  
14 direction;

15 I further certify that I am neither counsel  
16 for, nor related to, any party to said action, nor in  
17 anywise interested in the outcome thereof.

18 IN WITNESS WHEREOF, I have hereunto subscribed  
19 my name this 8th day of November, 2018.

20

21

22

23



24

Denise A. Ross  
CSR No. 10687

25

1 Lisa Bloom, Esq. (SBN 158458)  
2 Alan Goldstein, Esq. (SBN 296430)  
3 THE BLOOM FIRM  
4 20700 Ventura Blvd., Suite 301  
5 Woodland Hills, CA 91364  
6 Telephone: (818) 914-7319  
7 Facsimile: (866) 852-5666  
8 Email: Avi@TheBloomFirm.com  
9 Attorneys for Plaintiffs and Cross-Defendants,  
10 ELIZABETH TAYLOR and CHASITY JONES

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SUPERIOR COURT OF THE STATE OF CALIFORNIA  
COUNTY OF LOS ANGELES, CENTRAL DIVISION

ELIZABETH TAYLOR, an individual,  
CHASITY JONES, an individual,  
Plaintiffs,

v.

ALKIVIADES DAVID, an individual,  
HOLOGRAM USA, INC., a Delaware corp.,  
HOLOGRAM USA ENTERTAINMENT,  
INC., a Delaware corp., FILMON.TV, INC.,  
a Delaware corp., ANAKANDO MEDIA  
GROUP USA, an unknown business entity,  
FOTV MEDIA NETWORKS INC., a  
Delaware corp., and DOES 1 through 25,  
inclusive.

Defendants.

Case No: BC 649025

Hon. Rafael A. Ongkeko

**DECLARATION OF ELIZABETH  
TAYLOR ON SUPPORT OF  
PLAINTIFF ELIZABETH TAYLOR'S  
MOTION FOR LEAVE TO FILE A  
SUPPLEMENTAL PLEADING**

DATE: FEBRUARY 19, 2020

TIME: 8:30A.M.

DEPT.: 73

Reservation ID No.: 788442031019

Complaint filed: February 2, 2017

Trial Date: May 11, 2020



1           4.       I found out later much later through litigation that the District Attorney rejected  
2 the case. The police never contacted me to tell me they had finished their investigation and for  
3 months I thought there was an open criminal investigation against me.

4           5.       On November 7, 2018, I attended Mr. David’s deposition in this case. During  
5 the deposition, Mr. David screamed at me and called me “fatty,” “disgusting,” “pimply,” and a  
6 “fucking crazy person.” He told me that I made him “so fucking sick.” I was terrified by Mr.  
7 David’s erratic behavior. These degrading comments made me feel horrible, I spent many  
8 nights crying about what Mr. David had said to me and my anxiety and depression increased  
9 after Mr. David’s conduct at his deposition.

10 **Mr. David’s Abusive Conduct During Trial**

11           6.       On the first day of trial, as I was about to walk into the courtroom, Mr. David  
12 filmed me on his cell phone. Mr. David called out to me, taunting me to his thousands of social  
13 media followers. I believe Mr. David did this to harass and intimidate me. Attached as **Exhibit**  
14 **C** is a true and correct copy of the video he posted on his Instagram on August 12, 2019.

15           7.       I immediately burst into tears. I thought court was the one place where I was  
16 supposed to feel safe, but I felt unsafe and unprotected as Mr. David filmed me and shouted at  
17 me in the hallway.

18           8.       I then began experiencing what I recognized as a panic attack. I was crying, my  
19 heart started racing, and I felt like I could not breathe. I began sweating profusely and had to go  
20 into the stairwell to collect myself for at least ten minutes. I was embarrassed to have fallen  
21 apart because I had to return to the courtroom, and I knew I looked like a wreck to the judge and  
22 potential jury.

23           9.       Later that day, Mr. David posted another video to Instagram calling me a  
24 “whale[.]” Attached as **Exhibit D** is a true and correct copy of the video he posted on his  
25 Instagram on August 12, 2019.

26           10.      During jury selection, Mr. David screamed at me and taunted me while I sat in  
27 the gallery. I had to leave the courtroom multiple times to cry in the hallway.

1           11.     I began my testimony on August 19, 2019. It was painful to tell my story of  
2 sexual harassment in open court, but I did the best I could. I did not finish that day, and I knew  
3 I had return for cross examination the next day. On the evening of August 19, 2019, I saw that  
4 Mr. David posted a picture of my attorney, Lisa Bloom, and me on Instagram with blood and  
5 “X”s on our faces with a bloody knife next to our image with the phrase  
6 “#SLAYTHEDRAGON” underneath. Attached as **Exhibit E** is a true and correct copy of Mr.  
7 David’s Instagram post which I viewed on or about August 19, 2019.

8           12.     I was intimidated, shocked, anxious, and terrified. I believed he, or someone on  
9 his behalf, was going to stab me or otherwise physically hurt me, even kill me, as he threatened.

10          13.     I went to my landlord that night and told her that that I was scared for my safety.  
11 I requested that she check on me and told her I was scared something might happen to me. I  
12 was embarrassed to tell this to her, as I know this did not make me the ideal tenant. However, I  
13 was petrified, and I wanted someone who lived near me to watch out for me.

14          14.     I tried very hard to sleep that night, as I knew I had to be at my best to take the  
15 stand again the following morning. Unfortunately, I could not manage a single minute of sleep  
16 the entire evening. For most of the night, I laid wide awake, unable to erase the image out of my  
17 head, thinking about Mr. David’s threats. I had so much anxiety I spent most of the night  
18 hysterically crying. I was so scared Mr. David or one of his followers was going to come to my  
19 house and hurt me that I do not believe I turned the lights off in my home the entire evening.

20          15.     That evening and the following morning before trial, I was too anxious and  
21 nauseous to eat anything. I was only able to tolerate some water and coffee.

22          16.     On the morning of August 20, 2019, I travelled to court in a state of fear. I was  
23 shaking in the Uber on the way to court and the entire morning from anxiety and not being able  
24 to sleep the night before.

25          17.     My anxiety and fear spiked when I saw Mr. David in the courtroom that  
26 morning.

1           18.     In court that day, I suffered a panic attack. I felt my whole body get dizzy,  
2 started sweating an embarrassing amount, began gasping for breath, and immediately had to get  
3 out of the courtroom.

4           19.     I wanted to be strong and composed, but I was so fearful of Mr. David hurting  
5 me that I broke down. I believe Mr. David’s threatening post the night before greatly  
6 undermined my ability to testify clearly that day. I was filled with anxiety on the stand and  
7 found it hard to think clearly because of Mr. David’s outbursts.

8           20.     In addition, Mr. David ridiculed me throughout the trial in the courtroom. He  
9 called me cruel names in front of the judge and jury, he glared at me in an intimidating manner  
10 while I was seated in the gallery, and he said hateful words (“drug addict,” “mentally unwell,”  
11 “known psychopath,” and “Oompa Loompa”) to me during trial while I was seated in the  
12 gallery. Every morning, I would arrive in court feeling dread, thinking about the horrible things  
13 Mr. David would do to me that day.

14          21.     I usually go on a nightly walk with my elderly landlord and her dog. This helps  
15 me manage my stress level. However, during most of the trial I did not go out with her because  
16 I was afraid to leave my house. Each night after the trial I would come home and then be  
17 terrified to leave again. Sometimes my landlord would have to bring me water as I was too  
18 afraid to even go out to buy a bottle of water.

19          22.     I felt hopeless. I was in a deep state of depression because of Mr. David’s  
20 conduct during the trial and felt like nothing was working to stop his behavior. One evening, I  
21 saw a car coming towards me while I was in an Uber on my way home from court and hoped it  
22 would hit me.

23          23.     Most of the nights during trial, I only got a few hours of sleep because of anxiety  
24 and fear. I felt exhausted but was too scared to close my eyes.

25          24.     In the middle of the trial, when Mr. David was leaving the courtroom for a break,  
26 as he was passing me in the gallery, he shouted at me, “I’m going to bury you.” I was terrified  
27 he was going to hurt me. Attached as **Exhibit F** is a true and correct copy of the relevant pages  
28 of the August 22, 2019 trial transcript.

1           25.     I also constantly feared for my attorney, Lisa Bloom, and her safety. It was  
2     upsetting for me to observe Mr. David threaten the female attorney I had chosen to protect me  
3     and fight for me. I felt guilty for bringing her into the case knowing that I had caused her safety  
4     to be at risk. Mr. David was constantly smoking from a metal marijuana pen during the  
5     proceedings, so I knew he was able to get things past the court’s metal detector. I became  
6     scared Mr. David was going to bring a gun to court and hurt me or my attorney.

7     **Mr. David Continued to Harass Me After Trial**

8           26.     Since the trial concluded, Mr. David has continued to harass, degrade, and  
9     cyberbully me on social media. I remain fearful for my physical safety.

10          27.     Beginning in September 2019, I began receiving harassing and threatening  
11     Instagram messages from Mr. David from an account he named “iamsebastianthebeast.” Mr.  
12     David said, “you’ll see me but not in court. trust me. Therell be noone to help you[,]” “you’re  
13     simply a retarded gold digging ho[,]” “I’m glad you have my IP address, so you can come by  
14     and suck me off[,]” “go suck some more dick bitch[,]” and “nobody would wanna have a baby  
15     with ya ugly ass[.]” Attached as **Exhibit G** is a true and correct copy of the Instagram  
16     messages between me and Mr. David between September 16, 2019 and January 2, 2020.

17          28.     In November 2019, Mr. David created an Instagram account name  
18     “elizabethformetoo.” Pretending to be me, he chose the following username description: “I was  
19     sexually harassed and didn’t report it until I was fired for never showing up to work!  
20     #MeToo[.]” Mr. David posted photographs of me on this account with descriptions like “I like  
21     to tell #people I used to be a #professional #wrestler, even though I never got past auditions.”  
22     Many of the photos are accompanied by “#AlkiDavid.” Attached as **Exhibit H** is a true and  
23     correct copy of social media posts of the account “elizabethformetoo” which I viewed on or  
24     about November 2, 2019.

25          29.     After I reported this account and Instagram deleted it, Mr. David created at least  
26     three more Instagram accounts in November 2019 to cyberbully me.

27          30.     “elizabethfanpage86” posted the following Instagram story: “What do you get  
28     when you treat people like shit, judge everyone you meet even though you’re a dirty filthy

1 whore, and make false accusations for financial gain? Elizabeth Taylor!” Attached as **Exhibit I**  
2 is a true and correct copy of the Instagram story from “elizabethfanpage86” which I viewed on  
3 or about November 2, 2019.


4 31. “metoelizabethfanpage” posted the following Instagram story: “I’ll be back  
5 @eliztaylor [Ms. Taylor’s username].” Mr. David’s “tagging” of Ms. Taylor by typing in the  
6 “@” before her Instagram username triggers an alert to her regarding the post. Attached as  
7 **Exhibit J** is a true and correct copy of the Instagram story from “metoelizabethfanpage” which  
8 I viewed on or about November 2, 2019.

9 32. “metoelizfanpage” posted a photograph on Instagram of Ms. Taylor saying  
10 “Impersonating? I’d rather die. #fanpage @eliztaylor.” Attached as **Exhibit K** is a true and  
11 correct copy of the Instagram post from “metoelizabethfanpage” which I viewed on or about  
12 November 2, 2019.

13 33. Mr. David’s constant harassment over the last several years has been devastating.  
14 Most nights, I find it challenging to fall asleep and stay asleep. I mostly stay inside and find it  
15 difficult to leave my home and participate in normal social activities.

16 34. I am currently in therapy trying to improve my mental health. My anxiety and  
17 depression are so high I sometimes have stress welts all over my body. I have also developed  
18 an umbilical hernia from the stress. I am constantly terrified and in fear of Mr. David harming  
19 me.

20  
21 I declare under penalty of perjury under the laws of the State of California that the  
22 foregoing is true and correct, and this declaration was executed on January 22, 2020, in  
23 Jacksonville, FL.

24   
25 \_\_\_\_\_  
26 Elizabeth Taylor

# **EXHIBIT A**

BARRY K. ROTHMAN  
GORDON J. ZUIDERWEG  
MARTIN J. KOTOWSKI  
ROBIN B. RATNER  
LAWRENCE M. BOESCH  
LAWRENCE J. WALDINGER

LAW OFFICES OF  
**BARRY K. ROTHMAN**  
1901 AVENUE OF THE STARS  
SUITE 370  
LOS ANGELES, CALIFORNIA 90067

TELEPHONE: (310) 557-0062  
TELECOPIER: (310) 557-9080  
E-MAIL: BKR@BKRLEGAL.COM  
WWW.BKRLEGAL.COM  
OF COUNSEL  
FREDERIC R. BRANDFON

February 29, 2016

**VIA E-MAIL**

[tfehr@akgllp.com](mailto:tfehr@akgllp.com)

Alexander Krakow + Glick LLP  
401 Wilshire Boulevard  
Suite 1000  
Santa Monica, CA 90401  
Attention: Tracy Fehr

**Re: Alki David / Taylor-Khan**

Dear Ms. Fehr:

Thank you for your long form Confidential Settlement Agreement and Release which you e-mailed to me on February 24, 2016 and which I have had an opportunity to review.

Please be advised that my comments are as follows:

1. Could you please advise me on what basis you are identifying the Defendants as Alki David Productions, FilmOn TV, Hologram USA Inc., and Anakando Media Group. Not all of the Defendant entities that you have named are past employers of your clients. Please advise which entities you believe to be employers and on what basis the remaining entities are named as Defendants.
2. In several places in the Recital paragraphs you make reference to a January 11, 2016 letter that you delivered to this law firm outlining the claims. The letter is dated January 12, 2016, not January 11, 2016. Please modify the recitals accordingly.
3. In the first Recital clause, you identify the claims in the January 12, 2016 letter as "including but not limited to sexual harassment, retaliation, constructive termination and wage and hour violations ("the Claims")". This is inaccurate. Pursuant to the last page of your letter of January 12, 2016, entitled "Legal Claims and Damages," you recited

February 29, 2016  
Tracy Fehr  
Page 2

additional legal claims which must be recited in the Settlement Agreement as follows:

- 1) Sexual battery.
  - 2) Assault and battery.
  - 3) False imprisonment.
  - 4) Defamation.
  - 5) Invasion of privacy.
  - 6) Wiretapping.
4. Paragraph 4, four lines from the bottom of the paragraph, prior to the word “Medicare,” please insert the words “by any third parties including but not limited to”.
5. Paragraph 5, in respect to “prosecution of the claims,” there is simply a general recitation that no party will initiate or pursue any other action or proceeding arising out of or relating to the claims. There must be specific language in this paragraph that states that as a material inducement for the Defendants to enter into this Agreement and in consideration for the settlement sum, your clients will not initiate any criminal claims against any of the Defendants and if any criminal claims are initiated against the Defendants by a third party, your clients will not voluntarily testify. It is crucial that this language be included in the Settlement Agreement for the following reasons:
- a) Certain of the claims that you stated in your January 12, 2016 letter which must be included in the Settlement Agreement are potential criminal claims in addition to being torts.
  - b) The third Whereas clause in respect to the Recitals states that the purpose of the Agreement is “to resolve all issues which have been raised, could have been raised or which otherwise pertain to the January 11, 2016 letter.”
  - c) Pursuant to paragraph 12 of the Settlement Agreement entitled “No Reliance on Representations or Other Party,” it specifically recites that the settlement parties acknowledge and represent that in executing this Agreement they do not rely upon and have not relied upon any representation or statement made by each other or any other employees, agents or attorneys with regard to the subject matter of the Settlement Agreement or its basis or effect except as specifically set forth in the Settlement Agreement.” This is an integration clause, and as a result, I cannot rely on any representations not recited specifically in the Settlement Agreement.
  - d) Additionally pursuant to paragraph 13 at the top of page 7, it recites in relevant part “nor shall anything in this Agreement be construed as a basis for interfering with Khan’s protected rights to file a charge with or participate in an investigation or proceeding conducted by the EEOC or any other State, Federal, or local

February 29, 2016  
Tracy Fehr  
Page 3

government entity.” This language would make it possible to institute a criminal action unless there was a specific recitation that notwithstanding this recitation in paragraph 13, no criminal action could be initiated by your clients.

6. Paragraph 6b. Please provide that if your clients receive a subpoena they must notify us in writing, giving us time to object or quash the subpoena.
7. Paragraph 6b, second paragraph from the bottom of page 3, second line from the bottom of the paragraph after the word agreement, please insert the words “in writing”. Any agreement with a third party regarding confidentiality must be in writing.
8. Paragraph 6b. Your \$1,000.00 liquidated damages provision for each breach of confidentiality is utterly unacceptable. Your clients are to receive a substantial amount of money. If they desired, it would be worth their while to pay the liquidated sum of \$1,000.00 to breach the confidentiality of the Agreement and make public the allegations against Alki David and his companies. Please change \$1,000.00 to \$100,000.00 for each breach of the confidentiality provision.
9. Paragraph 7g. At the end of said paragraph, the words “or arising out of the settlement of the claims” must be deleted. Instead, there must be a specific recitation that under no circumstances will your clients be released from any obligations pursuant to the written Settlement Agreement.
10. There is a recitation in regard to CCP §664.6. There is no action that has been filed. This is not a stipulated judgment. We will not agree to CCP §664.6, but only agree to binding arbitration with one arbitrator at ADR in respect to any dispute that may arise pursuant to the terms of the Agreement whereby the arbitration and the results of the arbitration shall be confidential and shall not be confirmed with the court unless a party does not comply to the arbitration award.
11. Paragraph 18 should be stricken, as it is duplicative of paragraph 13.
12. Paragraph 19 should be deleted in its entirety, as it is unacceptable

These are all my comments. Could you please revise the Settlement Agreement in conformance with this letter. I look forward to your response.

This letter is written to you pursuant to California Evidence Code 1152 and 1154 and shall be

LAW OFFICES OF BARRY K. ROTHMAN

February 29, 2016  
Tracy Fehr  
Page 4

deemed to be a Confidential Settlement Communication.

Very truly yours,

LAW OFFICES OF BARRY K. ROTHMAN



Barry K. Rothman

BKR/cf

cc: Alki David (via e-mail)  
Samuel Cleaver (via e-mail)

# **EXHIBIT B**



# Case Report Summary

Print Date/Time: 04/05/2017 15:09  
Login ID: sbryant  
Case Number: 2016-00009615

BEVERLY HILLS POLICE DEPARTMENT  
ORI Number: CA0191000

## Case

Case Number: 2016-00009615  
Location: 300 BLOCK N CANON DR  
BEVERLY HILLS, CA 90210  
Reporting Officer ID: 03983 - ALATORRE

Incident Type: OTHER INCIDENT  
Occurred From: 01/11/2016 14:00  
Occurred Thru: 01/11/2016 14:30  
Disposition: DA REJECT  
Disposition Date: 03/02/2016  
Reported Date: 02/11/2016 14:26 Thursday

## Offenses

No.	Group/ORI	Crime Code	Statute	Description	Counts
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## Subjects

Type	No.	Name	Address	Phone	Race	Sex	DOB/Age
PARTY	1	DAVID, ALKI			WHITE	MALE	
PARTY	2	TAYLOR, ELIZABETH B	12177 MANTLE DR JACKSONVILLE, FL 32224		WHITE	FEMAL E	
PARTY	3	KHAN, MAHIM				FEMAL E	
PARTY	4	FEHR, TRACY L					
PARTY	5	CLEAVER, SAMUEL					
REPORTING PARTY	1	ROTHMAN, BARRY			WHITE	MALE	

## Arrests

Arrest No.	Name	Address	Date/Time	Type	Age
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## Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
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## Vehicles

No.	Role	Vehicle Type	Year Make	Model	Color	License Plate	State
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# Case Report

## Summary

BEVERLY HILLS POLICE DEPARTMENT

ORI Number:

CA0191

**Incident Type:** OTHER INCIDENT  
**Occurred From:** 01/11/2016 14:00  
**Occurred Thru:** 01/11/2016 14:30  
**Disposition:** DA REJECT  
**Disposition Date:** 03/02/2016  
**Reported Date:** 02/11/2016 14:26 Thursday

**Date** **Description**

**Address**

**Phone**

**Race**

**S**

WHITE

M

12177 MANTLE DR

WHITE

FE

JACKSONVILLE, FL 32224

E

EE

## Officer ID: aalatorre, Case Narrative

## Source:

On 02/11/16, I, Detective Alatorre (#354) was assigned to the Beverly Hills Police Department as a Crimes Against Persons Detective. At approximately 1430 hours, I met with Attorney Barry Rothman in the Detective Interview room to discuss a possible extortion investigation.

## Statements/Investigation:

Rothman told me the following in summary. He is the representing Alki David of Filmon.TV, Inc. and Alki David Productions. He began by explaining to me that Elizabeth Taylor and Mahim Khan are former employees of David. Taylor was employed by David in January 2015 and was terminated in June 2015 due to poor work performance. Khan was employed by David in October 2014 and resigned in October 2015.

On January 11, 2016 David received a letter from Tracy Fehr of Alexander Krakow and Glick LLP. The letter is a request for the personnel files, payroll records, and employment records of Elizabeth Taylor (represented by Tracy Fehr) and Mahim Khan (represented by G. Samuel Cleaver of the Law Offices of G. Samuel Cleaver). Attached is an additional letter which reads: "This letter is intended as a privileged settlement communication protected from disclosure by Sections 1152 and 1154 of the California Evidence Code and Rule 403 of the Federal Rules of Evidence."

The letter goes on to read:

"Based on the facts as we understand them, we believe ADP [Alki David Productions], and Mr. David personally, have sexually harassed and retaliated against Ms. Khan and Ms. Taylor. ADP unlawfully terminated Ms. Taylor and constructively terminated Ms. Khan."

The letter then provides statements from both Taylor and Khan regarding their sexual harassment complaints against David. On the last written page of the letter, Fehr rights, "These facts give rise to claims for sexual harassment, sexual battery, assault and battery, false imprisonment, retaliation, defamation, and wrongful and/or constructive termination, in addition to the wage and hour, invasion of privacy, and wiretapping claims."

Fehr then closes the letter by writing, "Before we pursue a potentially protracted litigation of Ms. Taylor's and Ms. Khan's claims, we are contacting you to give the parties an opportunity to resolve this dispute without the assistance of the courts. We are hopeful that this matter can be resolved informally. If we do not hear from you (or your attorney) in response to this letter by February 1, 2016, we will not hesitate to move forward with these claims before the appropriate agencies and courts."

Rothman believes that this letter is extortion because he explains, the letter "threatens" David by accusing him of a crime (sexual battery, assault and battery, false imprisonment) and that this attorney is "implying" David pay money to Taylor and Khan when she says, "Before we pursue a potentially protracted litigation of Ms. Taylor's and Ms. Khan's claims, we are contracting you to give the parties and opportunity to resolve this dispute without the assistance of the courts."

Rothman has not received any other contacts from either G. Samuel Cleaver or Tracy Fehr. He has not attempted to call them. He did however send Fehr an email asking for an extension date. Fehr did not reply. Rothman also told me that he sent Fehr a letter asking how this matter could be settled. As of 02/19/16 he has not heard back.

Rothman further provided me with a copy of the letter, five "Declarations" from currently employees of David who all deny sexual harassment in the work place, a "Go Fund Me" account that Rothman believes Taylor made for a falsified medical condition and lastly an email from an employee who had a "bad experience" with Taylor. All the mentioned documents are attached to this report.

# **EXHIBIT C**

**EXHIBIT C – THUMB DRIVE ATTACHED**

# **EXHIBIT D**

**EXHIBIT D – THUMB DRIVE ATTACHED**

# **EXHIBIT E**



alkidavid 2h



# **EXHIBIT F**

Superior Court Transcript

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SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF LOS ANGELES

DEPARTMENT 73

HON. CHRISTOPHER LUI, JUDGE

ELIZABETH TAYLOR, AN INDIVIDUAL; )  
CHASITY JONES, AN INDIVIDUAL, )

PLAINTIFFS, )

VS. )

NO. BC649025

ALKIVIADES DAVID, AN INDIVIDUAL, )  
ET AL., )

DEFENDANTS. )

REPORTER'S TRANSCRIPT OF PROCEEDINGS

AUGUST 22, 2019

APPEARANCES:

FOR PLAINTIFF:

THE BLOOM FIRM  
BY: LISA BLOOM, ESQ.  
ARICK FUDALI, ESQ.  
20700 VENTURA BLVD., SUITE 301  
WOODLAND HILLS, CA 91364

FOR DEFENDANTS  
THE ENTITIES:

VENABLE, LLP  
BY: ELLYN GAROFALO, ESQ.  
AMIR KALTGRAD, ESQ.  
2049 CENTURY PARK EAST, SUITE 2300  
LOS ANGELES, CA 90067

DEFENDANT  
IN PRO PERSONA

ALKIVIADES DAVID  
23768 MALIBU ROAD  
MALIBU, CA 90265

REPORTED BY: K. DARLENE LEWIS, 13534  
OFFICIAL REPORTER PRO TEMPORE

Superior Court Transcript

1 THIS OUTSIDE --

2 MS. GAROFALO: JUST TO PERHAPS SHORTEN THIS, AND  
3 IT MAY NOT, WE HAVE ALREADY USED -- WHAT EXHIBIT IS  
4 THIS -- 27, WHICH DOES HAVE AN ADDRESS ON IT. IT HAS  
5 ALREADY BEEN MADE PUBLIC. I DON'T KNOW IF IT'S THE SAME  
6 ADDRESS, BUT IF IT IS, THIS IS KIND OF A MOOT ISSUE.

7 THE COURT: THAT WAS MY IMPRESSION AS WELL, THAT  
8 THERE WAS ALREADY THE EMPLOYMENT APPLICATIONS THAT  
9 LISTED A STREET ADDRESS. AND I DON'T KNOW IF THAT'S THE  
10 SAME ADDRESS SHE'S AT NOW. IT MAY NOT BE.

11 MR. FUDALI: IT'S NOT, YOUR HONOR. AND TO REMIND  
12 YOUR HONOR THAT MR. DAVID POSTED ON INSTAGRAM TWO DAYS  
13 AGO WITH A PICTURE OF MS. TAYLOR WITH BLOOD ON HER FACE.

14 MR. DAVID: HER FACE WAS COVERED BY A PIG'S NOSE,  
15 SO YOU COULDN'T SEE WHO IT WAS.

16 MR. FUDALI: THERE WAS A BLOODY KNIFE ALSO.

17 MR. DAVID: I WASN'T RESPONSIBLE FOR ANY OF THAT.

18 MR. FUDALI: IT WAS POSTED ON MR. DAVID'S  
19 INSTAGRAM. YOUR HONOR HAS A COPY OF THAT. MR. DAVID  
20 HAS ALSO THREATENED MS. TAYLOR MULTIPLE TIMES.

21 MR. DAVID: YOU PUT A PICTURE OF ME WITH  
22 PEDOPHILES. YOU DON'T KNOW WHAT'S COMING.

23 MR. FUDALI: MR. DAVID ALSO THREATENED MS. TAYLOR  
24 IN THE HALLWAY TO BURY HER.

25 MR. DAVID: YOU'RE A LIAR. YOU'RE A LIAR.  
26 YOU'RE SQUIRMING LIKE A PIG NOW.

27 MR. FUDALI: IN ADDITION TO MR. DAVID'S BEHAVIOR  
28 IN THIS COURTROOM, MS. TAYLOR IS LEGITIMATELY SCARED OF

Superior Court Transcript

1 MR. DAVID. AND I DON'T BELIEVE IT'S NECESSARY --

2 MR. DAVID: YOUR HONOR, THIS IS A CHARADE --

3 THE COURT: LET HIM GET OUT --

4 MR. DAVID: -- ORGANIZED BY THIS LADY FROM THE  
5 BEGINNING.

6 THE COURT: MR. DAVID.

7 MR. DAVID: YES, YOUR HONOR.

8 MR. FUDALI: I DON'T BELIEVE IT'S NECESSARY FOR  
9 MS. TAYLOR TO TELL MR. DAVID WHERE SHE LIVES. I DON'T  
10 THINK THERE'S ANY RELEVANCE TO THE AREA OF LOS ANGELES  
11 THAT MS. TAYLOR LIVES. THERE HAS BEEN NO TESTIMONY.  
12 THERE'S NO RELEVANT TESTIMONY ABOUT THAT. IT DOESN'T  
13 IMPEACH ANY TESTIMONY. THIS IS NOT RELEVANT, AND IT'S  
14 PRIVACY AT THIS POINT.

15 THE COURT: AT THIS POINT, MS. TAYLOR HAS ALREADY  
16 TESTIFIED THAT SHE IS GETTING FINANCIAL SUPPORT FROM HER  
17 MOTHER. I THINK WE CAN LEAVE THAT ISSUE AT THAT. IN  
18 TERMS TO WHATEVER RELEVANCE, HOW SHE'S BEING SUPPORTED  
19 NOW, THAT'S BEEN ESTABLISHED THAT SHE IS GETTING MONEY  
20 FROM HER MOTHER.

21 SO THE OBJECTION IS SUSTAINED. THAT'S GOING TO  
22 BE AN OFF-LIMITS AREA OF QUESTIONING.

23 MS. GAROFALO: AND AGAIN, MR. DAVID IS HERE IN  
24 PRO PER, AND HE'S ASKING ABOUT THE VIDEO. THE EXHIBIT  
25 IS 644. AND I THINK WE SHOULD HAVE A DISCUSSION NOW AS  
26 TO WHETHER OR NOT IT CAN BE PLAYED. THAT'S THE VIDEO OF  
27 THE WRESTLING ON THE TELEVISION SHOW.

28 MR. DAVID: THAT'S ALREADY ON HER INSTAGRAM.

Superior Court Transcript

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SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF LOS ANGELES

DEPARTMENT 73

HON. CHRISTOPHER LUI, JUDGE

ELIZABETH TAYLOR, AN INDIVIDUAL; )  
CHASITY JONES, AN INDIVIDUAL, )

PLAINTIFFS, )

VS. )

NO. BC649025

ALKIVIADES DAVID, AN INDIVIDUAL, )  
ET AL., )

DEFENDANTS. )

I, K. DARLENE LEWIS, CSR NO. 13534, OFFICIAL  
REPORTER PRO TEMPORE OF THE SUPERIOR COURT OF THE STATE  
OF CALIFORNIA, FOR THE COUNTY OF LOS ANGELES, DO HEREBY  
CERTIFY THAT THE FOREGOING PAGES, 1 THROUGH 207, COMPRISE  
A FULL, TRUE, AND CORRECT TRANSCRIPT OF THE PROCEEDINGS  
TAKEN IN THE ABOVE-ENTITLED CAUSE ON AUGUST 22, 2019.

DATED THIS 25TH DAY OF OCTOBER, 2019.



K. DARLENE LEWIS  
CSR NO. 13534

# **EXHIBIT G**



iamsebastiantheb...



September 17, 4:56 AM

It's your daddy

report all you want

you'll see me but not in court.  
Trust me. There'll be no one to  
help you

no instagram

no police

and certainly no court



just me and you

<  iamsebastiantheb...   

Like I said at the beginning of this convo- I have your IP address...I let you keep going



You're simply a retarded gold digging ho

Please keep going

PLEASE

we all know what tomorrow holds



I'm glad you have my IP address, so you can come by and suck me off

<  iamsebastiantheb...   

atter you for using nis pictures

Yup. We both know this.



go suck some more dick bitch

And pretending to be him under  
false pretenses and falsely using  
his image

<  iamsebastiantheb...   

PigOfTheDay



nobody would marry ya ratchet  
ass



nobody would wanna have a  
baby with ya ugly ass

November 19, 11:03 PM



Where you at bitch?  
oh, I forgot you busy sucking  
random dicks LMAO



iamsebastiantheb...



Thursday 10:25 AM

Hahaha where you at tho?



Broke ass bitch.

# **EXHIBIT H**

4:39



elizabethformetoo



14 Posts

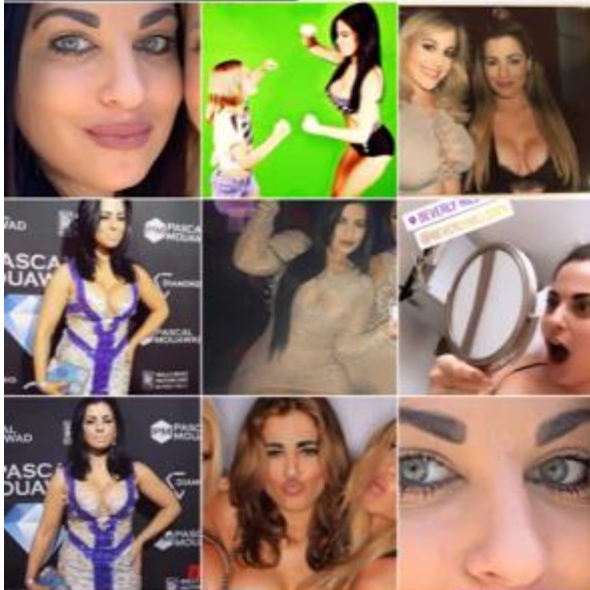
0 Followers

21 Following

I was sexually harassed and didn't report it until I was fired for never showing up to work! #MeToo

Follow Back

Message



All David! The 40-year-old, said on her page...  
agreement between the mother-daughter team...  
to have been each of their 30-year-olds...  
with the other.

Asked if being angry, she said she was...  
David...  
"This was so not about me." The 30-year-old...  
and...  
"It's not about me." The 30-year-old...  
and...

By Taylor of being a devil...  
importantly she was able to show that Taylor's...  
another that she was a "top performer" was...  
and...



4:39



Posts

3 minutes ago



elizabethformetoo



elizabethformetoo I like to tell #people I used to be a #professional #wrestler, even though I never even got past auditions. #WWE #WWE Diva #MeToo #ElizabethTaylor

4 minutes ago



elizabethformetoo



# **EXHIBIT I**

6:28



elizabethfanpage86 54s  
From Create Mode



**What do you get when  
you treat people like shit,  
judge everyone you meet  
even though you're a  
dirty filthy whore, and  
make false accusations  
for financial gain?  
Elizabeth Taylor!**



Send Message



# **EXHIBIT J**

7:03

◀ Mail



metoelizfanpage 14s  
From Create Mode



*I'll be back* 😏 😂  
*@eliztaylor*

Add This to Your Story >



Send Message



# **EXHIBIT K**

6:58



Posts



metooelizfanpage



**metooelizfanpage** Impersonating? I'd rather die.  
[#fanpage](#) [@eliztaylor](#)

23 seconds ago

1 Lisa Bloom, Esq. (SBN 158458)  
2 Alan Goldstein, Esq. (SBN 296430)  
3 THE BLOOM FIRM  
4 20700 Ventura Blvd., Suite 301  
5 Woodland Hills, CA 91364  
6 Telephone: (818) 914-7319  
7 Facsimile: (866) 852-5666  
8 Email: Avi@TheBloomFirm.com  
9 Attorneys for PLAINTIFFS  
10 ELIZABETH TAYLOR and CHASITY JONES

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SUPERIOR COURT OF THE STATE OF CALIFORNIA  
COUNTY OF LOS ANGELES, CENTRAL DIVISION

ELIZABETH TAYLOR, an individual,  
CHASITY JONES, an individual,  
Plaintiffs,

v.

ALKIVIADES DAVID, an individual,  
HOLOGRAM USA, INC., a Delaware corp.,  
HOLOGRAM USA ENTERTAINMENT,  
INC., a Delaware corp., FILMON.TV, INC., a  
Delaware corp., ANAKANDO MEDIA  
GROUP USA, an unknown business entity,  
FOTV MEDIA NETWORKS INC., a  
Delaware corp., and DOES 1 through 25,  
inclusive.

Defendants.

Case No: BC 649025

Hon. Rafael A. Ongkeko

**[PROPOSED] ORDER**

DATE: FEBRUARY 19, 2020

TIME: 8:30A.M.

DEPT.: 73

Reservation ID No.: 788442031019

Complaint filed: February 2, 2017

Trial Date: May 11, 2020

[PROPOSED] ORDER

*TAYLOR; JONES V. DAVID, ET AL.*  
CASE No: BC 649025

1 Plaintiff ELIZABTH TAYLOR’s Motion for Leave to File a Supplemental Pleading  
2 came on for hearing on February 19, 2020 at 8:30 a.m. in Department 73 of this Court. Having  
3 duly considered the briefs and evidence submitted by the parties, as well as arguments made by  
4 counsel:

5  
6  
7 **IT IS HEREBY ORDERED THAT:**

8 1. Plaintiff ELIZABETH TAYLOR’s Motion for Leave to File a Supplemental  
9 Pleading is hereby granted; and

10 2. Plaintiff ELIZABETH TAYLOR shall have thirty days (30) from this order to  
11 file the proposed Supplemental Complaint.  
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13  
14 DATED: \_\_\_\_\_

\_\_\_\_\_  
**HON. RAFAEL A. ONGKEKO**