

Monday, March 26, 2007 6:01:31 AM



S H O C K I N G

EXHIBIT

(S)

8Bit Joystick.com: Ronald **McDonald** and Anti-American Slogans

WENDYS KICKS ASS, **McDonalds sucks**. Ronald **mcdonald** is a gay clown trying to hit on little kids. why do you think they call it a "happy meal"? now were going ...
www.8bitjoystick.com/archives/jake_ronald_mcdonald_and_antiamerican_slogans.php - 17k

GET THE F OUT: thoughtful thoughts for thoughtful people

Suck It, McDonald's. The highly delicious way Californians fill themselves with calories, no trip to LA would be complete without a trip to In and Out. ...
getthefoutofhere.blogspot.com/2005/12/suck-it-mcdonalds.html - 14k -

Much Ado about sumthin!: **McDonalds**, You **SUCK!**

McDonalds, You **SUCK!** I was having lunch in the park the other day, because I felt if I spent one more second in that office I was going to lose my tiny mind ...
muchadoaboutsumthin.blogspot.com/2006/11/mcdonalds-you-suck.html - 195k -

Microsoft Sucks . ORG

This is a forum to expose the dark side of Microsoft Corp and its products.
www.microsoftsucks.org/ - 36k - [Cached](#) - [Similar pages](#)

Microsoft Sucks . ORG

... 2 users online (0 registered, 2 guests) Microsoft Sucks . ORG | Admin contact. Copyright © 2006 **MicrosoftSucks.org** All Rights Reserved. eXTReMe Tracker.
www.microsoftsucks.org/forum.php?PHPSESSID=3520c915926ddee598c68de6155f7e5b
- 37k - [Cached](#) - [Similar pages](#)

Microsoft Sucks - tribe.net

<http://microsoftsucks.tribe.net> · RSS Feed · what is XML? moderated by. Choose a new moderator · what is this? active members ...
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MicrosoftSucks on deviantART

Art - community of artists and those devoted to art. Digital art, skin art, themes, wallpaper art, traditional art, photography, poetry / prose. Art prints.
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microsoftsucks: See what people are saying right now on Technorati

Everything in the known universe tagged **microsoftsucks**. Everything; Blog Posts · Videos · Photos · Music · People · Events ...
technorati.com/tag/microsoftsucks - 15k - [Cached](#) - [Similar pages](#)

Scott Galloway's Personal Blog : Slashdot.org or **MicrosoftSucks.com**

Slashdot.org or **MicrosoftSucks.com**. posted on Tuesday, July 08, 2003 2:38 PM. This discussion on Slashdot has finally made my mind up. ...
www.mostlylucid.co.uk/archive/2003/07/08/422.aspx - 45k - [Cached](#) - [Similar pages](#)

Tag Archive for **microsoftsucks** at Tom Raftery's I.T. views

Tag Archive for '**microsoftsucks**' ... You are currently browsing the Tom Raftery's I.T. views

weblog archives for '**microsoftsucks**' tag. ...

www.tomrafteryit.net/index.php?tag=microsoftsucks - 38k - [Cached](#) - [Similar pages](#)

microsoftsucks.eu

microsoftsucks.eu. Contact email: info@microsoftsucks.eu.

microsoftsucks.eu/ - 1k - [Cached](#) - [Similar pages](#)

www.myspace.com/microsoftsucks

MySpace Profile - AMADAHY, 99 years old, Female, , Florida, US, ??

profile.myspace.com/index.cfm?fuseaction=user.viewprofile&friendid=97702907 - 134k -

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[Personal info for durostick](#)

Notes: i love ur site i want to be part of u.and i invite phlip emagwali.micahel billgate.....

contact me at durostick@microsoftsucks.org or ...

robots.net/person/durostick/ - 3k - [Cached](#) - [Similar pages](#)

[Microsuck | Microsoft's Really Hidden Files](#)

If you'd like to comment specifically on this article (and not this website as a whole), please write directly to the author at ther1ddler@fuckMicrosoft.com ...

www.fuckmicrosoft.com/content/ms-hidden-files.shtml - 71k - [Cached](#) - [Similar pages](#)

[GNN Profile: FuckIsrael](#)

FuckIsrael. rank:, Conscript. points:, 0. location:, AU. blog. Login. Join the conversation!

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fuckisrael.gnn.tv/ - 13k - [Cached](#) - [Similar pages](#)

[Software Research, Inc. -- micro.soft.com](#)

... into your browser's address bar that ends in ".soft.com", and the most common cause is that you typed **micro.soft.com** rather than www.microsoft.com. ...

www.micro.soft.com/ - 5k - [Cached](#) - [Similar pages](#)

[YTMND - Fuck the Big Mac](#)

author:, salami - site profile. vote:. image:, fast food. sound:, MC Rob Base & DJ Easy Rock.

keywords:, whopper big mac rob base dj easy rock ...

fuckbigmac.ytmnd.com/ - 6k - [Cached](#) - [Similar pages](#)

[Fuck the Big Mac](#)

WOW GET A REAL BROWSER THANKS.

fuckbigmac.ytmnd.com/index_ad.html?site_view&PHPSESSID=b6d0e5674105df0576464b063625acbd

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[fuckbush.com](#)

Fuckbush.com. What you need, when you need it. March 13, 2007. Bookmark this page |

Make this your homepage. Anti Bush · Russian Brides · Airline Tickets ...

www.fuckbush.com/ - 26k - [Cached](#) - [Similar pages](#)

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(1A)

~~Microsoft~~

Free your mind, and your OS will follow.

The Microsoft Eradication Society

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[Amiga Research OS](#)
[Arch Linux](#)
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[BeOS Max](#)
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[BlueCat Linux](#)
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Announcing our new identity.

After four years of being known primarily as [ahem]Microsoft.com, the flagship site of the Microsoft Eradication Society now sports a new, slightly more family-friendly name: Microsuck. And if you've come here expecting the *old* Microsuck website, we regret to inform you that it is no more. After laying dormant for a while, the previous owners offered it for sale to us. We couldn't resist.

Either way, we know that regular visitors to either site may be seeking some more details. And that's why we're so kindly offering to tell you more about the site's new name

Microsuck@WWDC2003

We've received rave reviews for our live coverage of Steve Jobs' keynote presentation at the Worldwide Developers Conference (WWDC) 2003 in San Francisco. Many site visitors wrote in to report that ours was the best coverage on the Web. The keynote's over, and the stream is now publicly available, but if you'd still like to read our coverage, here it is.

You asked. Now we answer.

What's so bad about Microsoft?

"OK, I know a lot of people are saying Microsoft's bad, and they were taken to court for something. But, like, why?" If that's you, then you need to read this story right away. After all, not everyone who visits this site *knows* what makes Microsoft so bad. So we dropped a line to Timothy Macinta, the author of this very informative piece from KMFMS.com, and he delivered. Even if you're a battle-hardened warrior against the Redmond army, you'll probably learn things here that you didn't know. Educate yourself.

Microsoft's Really Hidden Files

No, your name, address, and zip code aren't enough for the boys in Redmond. Our friend **The Riddler** writes: "There are folders on your computer that Microsoft has tried hard to keep secret. Within these folders you will find . . . [a log of all] the sites you have ever visited . . . [and] ALL of your e-mail correspondence -- even after you've erased them from your trashbin." Get explicit, step-by-step instructions for uncovering these "really hidden files," and prepare for a walk down memory lane that you *didn't* plan on.

And Now, The Part Where We Beg.

Previously, we used this spot to ask you (very nicely!) to donate money to our site, since we have no advertising, nobody underwrites us, and so on. But we realize that not all of you have the means to do so.

That's well and good. For those of you who *do* have a little money to spare, the PayPal donation button at right seeks the attention of your mouse pointer. But there are also other, non-donation ways of helping us out. We finally got off our duffs and put together this handy



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■ Commercial Alternatives

[AIX](#)
[AmigaOS](#)
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[Hancorn Linux](#)
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[IBM PC-DOS](#)
[IRIX](#)
[Linspire](#)
[LynxOS](#)
 ▶ [Mac OS X](#)
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Linux

[RISC-OS](#)
[SmoothWall Ltd.](#)
[Sun Java Desktop System](#)
[Sun Solaris OS](#)
 ▶ [SuSE Home Users](#)
[SuSE LINUX Server](#)
[Tru64 UNIX](#)

■ MS Office Alternatives

[602 Pro PC Suite](#)
[AbiWord](#)
[Ability Office](#)
[AppleWorks](#)
[EasyOffice 2001](#)
[GoBe Productive](#)
[Hancorn Office](#)
[KOffice](#)
[Lotus SmartSuite](#)
[OpenOffice.org](#)
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[Softmaker Office](#)
[StarOffice](#)
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[ThinkFree Office](#)
[WordPerfect Office](#)
[WorkDesk Office](#)

■ Browser Alternatives

[Arachne](#)
[Beonex](#)
[BrowseX](#)
[Camino](#)
[CrazyBrowser](#)
[Dillo](#)
 ▶ [Firefox](#)
[Galeon](#)
[iCab](#)
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[Konqueror](#)
[Mozilla](#)
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■ Anti-Microsoft Sites

[The MSBC SuperList](#)
[Open Directory: Microsoft](#)

Support us! Make a donation by PayPal.

[support page](#), which suggests nine different ways that you can help this site out. Yes, even if you don't have a penny to spare. So now you've *really* got no excuse!

But of course, [sending us money](#) is still always good.

Speak Your Mind.

After three years of hoarding the microphone for ourselves, we're finally ready to share. At long last, we finally give you, the faithful site visitor, a chance to run your mouth, instead of just listening to *us* all the time! Yes, Virginia, the [Microsoft Eradication Society Forums](#) are now online. Register as a user (it's painless, free, and quick!) and start posting away. [Go ahead and speak your mind!](#)

Wait, You Mean You Still Haven't Signed Up For Your Free E-Mail Address?

Yeah, that's right -- you *did* just see the word "free" flash by your pupils. Now you can join the Internet's fast-growing anti-Microsoft community and vent your frustration over being one of the long oppressed masses. [Sign up for your free e-mail address now](#), or even [order a full-fledged POP account](#), and be the first on your IP block to sport this hot new Internet fashion accessory!

■ Rifle Through Our Mailbox!

This site gets a decent amount of feedback, and once in a while, it actually manages to be interesting! We've compiled some of the feedback we've received from you, the good site visitors, and even responded to some of them! [Witness us](#) engaging in the thankless task of educating mindless Windows drones and, on occasion, actually receiving words of support.

■ Grab Your Virtual Host Now!

That's right, honey. If you administer a UNIX system or have a machine with a fixed IP address, you can proudly proclaim your anti-Microsoft position through the magic of reverse DNS. Hop over to our [virtual hosts information page](#), and we'll give you more information.

Microsoft in the News

Here's the latest news on everyone's favorite convicted monopolist. These following links will take you to external websites.

Powerful Enterprise Email Product...

[Enterprise Messaging Security used by over 57% of Fortune 500. Try now! Sponsored Link www.securecomputing.com](#) Sat Mar 24 2007 07:57:00 GMT-0700 (Pacific Daylight Time)

Microsoft XPS might open up soon...

[Cyber India Online](#) Sat Mar 24 2007 07:57:00 GMT-0700 (Pacific Daylight Time)

MasterNaut Tracks with Aerial Maps Through Microsoft Virtual Earth...

[CADWire](#) Sat Mar 24 2007 07:49:00 GMT-0700 (Pacific Daylight Time)

Surprise, Microsoft Listed as Most Secure OS...

[E-Security Planet](#) Sat Mar 24 2007 07:42:00 GMT-0700 (Pacific Daylight Time)

Microsoft Windows Shines in Symantec Internet Security Threat Report...

[IT Business Edge](#) Sat Mar 24 2007 07:33:00 GMT-0700 (Pacific Daylight Time)

Microsoft Response Point Replaces PBX for SMBs...

[IT Business Edge](#) Sat Mar 24 2007 07:33:00 GMT-0700 (Pacific Daylight Time)

News powered by [Moreover Technologies](#).

Older Site News

Looking for an older news item from our home page? We've freeze-dried them and chucked them into our handy little [news archive](#) for your perusal.

Last Updated: Thursday, January 20, 2005 - 11:03 p.m. Eastern Time





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This site is developed on Mac OS X and hosted on Linux and FreeBSD.





I like the Whopper

fuck the Big Mac

EXHIBIT
(2A)

NetworkSolutions.

This site is under construction and coming soon.

Popular Categories: [Travel](#) | [Financial Planning](#) | [E Commerce](#) | [Lifestyle](#) | [Real Estate](#)

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E-mail		<input type="text"/>
Phone		<input type="text"/> - <input type="text"/> - <input type="text"/>
Homeowner?	Select	<input type="button" value="v"/>
Yrs. at Addr.	Select	<input type="button" value="v"/>
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Web

Results 1 - 1 of 1 for **solomonward.com**. (0.20 seconds)

[Who.is](#) is a website for performing whois lookups on domain names ...

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(Z)



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OFFICER: PEREIRO BADGE: 4604

7/22/06 INC # 0607004444

OFFICER: DUMANIS GIG # 6167

619-531-3000

619-531-3000

358 552-1700

DATE: 6-14-06



CLAIM AGAINST THE CITY OF SAN DIEGO
(FOR DAMAGES TO PERSONS OR PERSONAL PROPERTY)

2006 MAR -6 PM 2:24
R.M.S.D.

Received by MDS via
 U.S. Mail
 Inter-Office Mail
 Over the Counter

TIME STAMP

File No. _____

A claim must be presented to the **Risk Management Department** of the City of San Diego not later than six (6) months after the date of the incident or event. Where space is insufficient, please use additional paper and identify information by paragraph number. Completed claims must be presented to: *City of San Diego, Risk Management Dept., 1200 Third Ave., Suite 1000, San Diego, CA 92101.*

TO THE HONORABLE MAYOR AND CITY COUNCIL, The City of San Diego, California

The undersigned respectfully submits the following claim and information relative to damage to persons and/or personal property:

1. **NAME OF CLAIMANT:** SHAHROKH SAADATNEJAD
- a. **ADDRESS OF CLAIMANT:** 3713 MT. ASHMUN PLACE
SAN DIEGO CA 92111
(CITY) (STATE) (ZIP)
- b. **PHONE NO.** Home _____ Business 646-225-8213
- c. **DATE OF BIRTH** 10-19-68
- d. **SOCIAL SECURITY NO.** 551-69-5293
- e. **DRIVER'S LIC. NO.** A2278639

2. Name, telephone and post office address to which claimant desires notices to be sent if other than above:

3. Occurrence or event from which the claim arises:
 a. **DATE:** 2-26-06 b. **TIME:** ^{ON OR} ABOUT 4:00 AM c. **PLACE** (exact and specific location):
1700 EAST MISSION BAY - AND - 900 SOUTH SHORES

d. Specify the circumstances of the occurrence, event, act or omission which you claim caused the injury, damage or loss. (use additional paper if necessary):
ON 2-26-06 ON OR ABOUT 4:00 AM I WAS ISSUED ² PARKING TICKETS
BY THE SDPD AT 900 SOUTH SHORES - 1 TICKET HAD TIME 0205 AND THE SECOND
TICKET HAD TIME 0330 - BOTH TICKETS WERE ISSUED SAME TIME. I HAVE
GATHERED PARKING TICKETS FROM OTHERS THAT GOT PARKING TICKETS AND IF YOU
CHECK THE TICKET NUMBERS WITH THE TIMES THAT ARE WRITTEN ON THEM
 e. State how or in what manner the City of San Diego or its employees were at fault: YOU WILL SEE
A PATTERN OF FRAUD BY THE SDPD BY ISSUING TICKETS.
^{SOME} COPY OF TICKETS ATTACHED.

4. Give a description of the injury, property damage or loss incurred so far as is known at the time of this claim. If there were no injuries, state "no injuries". (If your claim involves a vehicle, include license, year, make and model.)

FINES - COURTS - CRIMINAL CHARGES FOR BEING HOMELESS -
EMOTIONAL DISTRESS - ON GOING

5. Give the name(s) of the City employee(s) causing the injury, damage or loss, if known: SDDP

6. Name and address of any other person injured: _____

7. Name and address of the owner of any damaged property: _____

8. Damages claimed:

a. Amount claimed as of this date:

b. Estimated amount of any future costs:

c. Total amount claimed:

d. Basis for computation of amounts claimed (include copies of all bills, invoices, estimates, etc.):

\$ _____
\$ \$ 240.00
\$ _____

9. Names and addresses of all witnesses, hospitals, doctors, etc. _____

a. _____

b. _____

c. _____

d. _____

10. Any additional information that might be helpful in considering claim:

INVESTIGATE OTHER TICKETS ISSUED BY OFFICERS SHIFTS.

WARNING: IT IS A CRIMINAL OFFENSE TO FILE A FALSE CLAIM! (Penal Code § 72; Insurance Code § 556.1)

I have read the matters and statements made in the above claim and I know the same to be true of my own knowledge, except as to those matters stated upon information or belief and as to such matters I believe the same to be true. I certify under penalty of perjury that the foregoing is TRUE and CORRECT.

Signed this 6 day of MARCH, 20 06 at _____


CLAIMANT'S SIGNATURE

100 154962 (SAN DIEGO REGIONAL) P100 154962
 @ 29 06 TIME 0205 DMV FILE A STATE CA
 4 BIX 512
 MAKE NUV EXP DATE 03/06 MAKE DODGE
 COLOR WHITE
 1700 EAST MISSION SAN
 CLOSED LOT

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT AND THAT A COPY OF THIS CITATION WAS ATTACHED TO THE ABOVE DESCRIBED VEHICLE IN ACCORDANCE WITH SECTION 20202 OF THE CALIFORNIA VEHICLE CODE.

OFFICER H. Collough, S ID 2934

THIS VEHICLE IS ILLEGALLY PARKED IN VIOLATION OF	FEE IF PAID WITHIN 30 CALENDAR DAYS
812 UPD EXPIRED METER #	\$ 25.00
816B UPD SIGNS OR CURB MARKINGS	\$ 35.00
816B UPD RED ZONE	\$ 50.00
814 SDMC EXPIRED METER #	\$ 50.00
816 SDMC OVERTIME IN METER ZONE	\$ 40.00
816B SDMC VIOLATION OF SIGNS CLOSED 2 4 AM	\$ 40.00
816 SDMC RED ZONE	\$ 50.00
816 SDMC LOADING ZONE	\$ 40.00
816 SDMC PASSENGER LOADING ZONE	\$ 40.00
2116 CVC PARKING ON PUBLIC GROUNDS	\$ 35.00
816 SDMC ALLEY PARKING	\$ 47.00
816 SDMC BIREFLECTIVE	\$ 55.00
2250 CVC DISABLED PARKING ONLY	\$ 340.00
2251 CVC FIRE HYDRANT	\$ 65.00
816 SDMC RESIDENTIAL PERMIT	\$ 40.00
6204 CVC CURRENT REGISTRATION NOT DISPLAYED	\$ 25.00
816 SDMC UNAUTHORIZED AIRPORT PARKING	\$ 67.00
816 SDMC STREET SWEEPING	\$ 35.00

NOTE: FEE AMOUNT WILL DOUBLE IF NOT PAID WITHIN 30 CALENDAR DAYS

IMPORTANT INSTRUCTIONS ON BACK OF THIS CITATION
 WARNING: Any vehicle found to have 5 or more outstanding citations may be impounded in accordance with Section 22631, Calif. Vehicle Code. Towing and storage fees in addition to citation fees must be paid by the vehicle owner.

TO FIT IN PROVIDED ENVELOPE - FOLD THIS SHEET AT DOTTED LINES
 VEHICLE COPY - RETURN WITH PAYMENT



* 1 0 0 1 5 4 9 6 2 *

100 154963 (SAN DIEGO REGIONAL) P100 154963
 DATE 02/29/06 TIME 0315 DMV FILE A STATE CA
 4 BIX 512
 VIN (LAST FOUR): NUV EXP DATE 03/06 MAKE DODGE
 BODY VLN COLOR WHITE
 LOCATION 1700 EAST MISSION SAN
 REMARKS CLOSED LOT

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT AND THAT A COPY OF THIS CITATION WAS ATTACHED TO THE ABOVE DESCRIBED VEHICLE IN ACCORDANCE WITH SECTION 20202 OF THE CALIFORNIA VEHICLE CODE.

OFFICER H. Collough, S ID 2934

THIS VEHICLE IS ILLEGALLY PARKED IN VIOLATION OF	FEE IF PAID WITHIN 30 CALENDAR DAYS
812 UPD EXPIRED METER #	\$ 25.00
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816 SDMC LOADING ZONE	\$ 40.00
816 SDMC PASSENGER LOADING ZONE	\$ 40.00
2116 CVC PARKING ON PUBLIC GROUNDS	\$ 35.00
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2251 CVC FIRE HYDRANT	\$ 65.00
816 SDMC RESIDENTIAL PERMIT	\$ 40.00
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816 SDMC UNAUTHORIZED AIRPORT PARKING	\$ 67.00
816 SDMC STREET SWEEPING	\$ 35.00

NOTE: FEE AMOUNT WILL DOUBLE IF NOT PAID WITHIN 30 CALENDAR DAYS

IMPORTANT INSTRUCTIONS ON BACK OF THIS CITATION
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TO FIT IN PROVIDED ENVELOPE - FOLD THIS SHEET AT DOTTED LINES
 VEHICLE COPY - RETURN WITH PAYMENT



* 1 0 0 1 5 4 9 6 3 *

00 154964

PARKING VIOLATION NOTICE (SAN DIEGO REGIONAL)

DATE 02-25-06 TIME 0205 DMV FILE CODE A STATE CA

PLATE 3HML205 MAKE NV EXP DATE 04/07 MAKE FORD COLOR GRN LOCATION 1700 EAST MISSION DM CLOSED LOT

P100 154964

UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT AND THAT A COPY OF THIS CITATION WAS ATTACHED TO THE ABOVE DESCRIBED VEHICLE IN ACCORDANCE WITH SECTION 22651 OF THE CALIFORNIA VEHICLE CODE

OFFICER McCallough AGY 5 ID 2934

Table with 2 columns: THIS VEHICLE IS ILLEGALLY PARKED IN VIOLATION OF, FEE PAID WITHIN 30 CALENDAR DAYS. Includes rows for expired meter, signs, red zone, etc.

NOTE: FEE AMOUNT WILL DOUBLE IF NOT PAID WITHIN 30 CALENDAR DAYS

IMPORTANT: INSTRUCTIONS ON BACK OF THIS CITATION. Any vehicle found to have 5 or more outstanding citations may be impounded in accordance with Section 22651, Calif. Vehicle Code.

TO FIT IN PROVIDED ENVELOPE - FOLD THIS SHEET AT DOTTED LINES. VEHICLE COPY - RETURN WITH PAYMENT



P100 154965

PARKING VIOLATION NOTICE (SAN DIEGO REGIONAL)

DATE 02-25-06 TIME 0315 DMV FILE CODE A STATE CA

PLATE 3HML205 MAKE NV EXP DATE 04/07 MAKE FORD COLOR GRN LOCATION 1700 EAST MISSION DM CLOSED LOT

P100 154965

UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT AND THAT A COPY OF THIS CITATION WAS ATTACHED TO THE ABOVE DESCRIBED VEHICLE IN ACCORDANCE WITH SECTION 22651 OF THE CALIFORNIA VEHICLE CODE

OFFICER McCallough AGY 5 ID 2934

Table with 2 columns: THIS VEHICLE IS ILLEGALLY PARKED IN VIOLATION OF, FEE PAID WITHIN 30 CALENDAR DAYS. Includes rows for expired meter, signs, red zone, etc.

NOTE: FEE AMOUNT WILL DOUBLE IF NOT PAID WITHIN 30 CALENDAR DAYS

IMPORTANT: INSTRUCTIONS ON BACK OF THIS CITATION. WARNING: Any vehicle found to have 5 or more outstanding citations may be impounded in accordance with Section 22651, Calif. Vehicle Code.

TO FIT IN PROVIDED ENVELOPE - FOLD THIS SHEET AT DOTTED LINES. VEHICLE COPY - RETURN WITH PAYMENT



P100 154966

PARKING VIOLATION NOTICE (SAN DIEGO, REGIONAL)

DATE 02 25 06 TIME 0205 DMV FILE CODE A STATE CA LIC# 5GYT726 VIN# (LAST FOUR) NU EXP DATE 07/6 5 MAKE CHER BODY ZOR COLOR BLUE LOCATION 1700 EAST MISSION BAY REMARKS CLOSED LOT 1 STREET POSTED 2 4

P100 154966

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT AND THAT A COPY OF THIS CITATION WAS ATTACHED TO THE ABOVE DESCRIBED VEHICLE IN ACCORDANCE WITH SECTION 40202 OF THE CALIFORNIA VEHICLE CODE.

OFFICER: McCollough AGY 5 D 2934

Table with 3 columns: Description of violation, Fee amount, and Payment deadline. Includes items like 8.12 UPD EXPIRED METER, 8.18(a) UPD SIGNS OR CURB MARKINGS, 8.18(b) UPD RED ZONE, 8.14 SDMC EXPIRED METER, 8.15 SDMC OVERTIME IN METER ZONE, 8.09(b) SDMC VIOLATION OF SIGNS (circled), 8.09(c) SDMC RED ZONE, 8.01 SDMC LOADING ZONE, 8.03 SDMC PASSENGER LOADING ZONE, 2.113(a) CVC PARKING ON PUBLIC GROUNDS, 8.09 D SDMC ALLEY PARKING, 8.09 D4 SDMC FIRE LANE, 22507.8 CVC DISABLED PARKING ONLY, 22514 CVC FIRE HYDRANT, 8.2014 SDMC RESIDENTIAL PERMIT, 5204(a) CVC CURRENT REGISTRATION NOT DISPLAYED, 9.04(a) SDGRA UNAUTHORIZED AIRPORT PARKING, 88.09(e) SDMC STREET SWEEPING.

NOTE: FEE AMOUNT WILL DOUBLE IF NOT PAID WITHIN 30 CALENDAR DAYS

IMPORTANT: INSTRUCTIONS ON BACK OF THIS CITATION WARNING: Any vehicle found to have 5 or more outstanding citations may be impounded in accordance with Section 22651, Calif. Vehicle Code. Towing and storage fees in addition to citation fees must be paid by the vehicle owner.

TO FIT IN PROVIDED ENVELOPE - FOLD THIS SHEET AT DOTTED LINES VEHICLE COPY - RETURN WITH PAYMENT



* 1 0 0 1 5 4 9 6 6 *

P100 154967

PARKING VIOLATION NOTICE (SAN DIEGO, REGIONAL)

DATE 02 25 06 TIME 0215 DMV FILE CODE A STATE CA LIC# 5GYT726 VIN# (LAST FOUR) NU EXP DATE 07/6 6 MAKE CHER BODY ZOR COLOR BLUE LOCATION 1700 EAST MISSION BAY REMARKS CLOSED LOT 1 STREET POSTED

P100 154967

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT AND THAT A COPY OF THIS CITATION WAS ATTACHED TO THE ABOVE DESCRIBED VEHICLE IN ACCORDANCE WITH SECTION 40202 OF THE CALIFORNIA VEHICLE CODE.

OFFICER: McCollough AGY 5 D 2934

Table with 3 columns: Description of violation, Fee amount, and Payment deadline. Includes items like 8.12 UPD EXPIRED METER, 8.18(a) UPD SIGNS OR CURB MARKINGS, 8.18(b) UPD RED ZONE, 8.14 SDMC EXPIRED METER, 8.15 SDMC OVERTIME IN METER ZONE, 8.09(b) SDMC VIOLATION OF SIGNS (circled), 8.09(c) SDMC RED ZONE, 8.01 SDMC LOADING ZONE, 8.03 SDMC PASSENGER LOADING ZONE, 2.113(a) CVC PARKING ON PUBLIC GROUNDS, 8.09 D SDMC ALLEY PARKING, 8.09 D4 SDMC FIRE LANE, 22507.8 CVC DISABLED PARKING ONLY, 22514 CVC FIRE HYDRANT, 8.2014 SDMC RESIDENTIAL PERMIT, 5204(a) CVC CURRENT REGISTRATION NOT DISPLAYED, 9.04(a) SDGRA UNAUTHORIZED AIRPORT PARKING, 88.09(e) SDMC STREET SWEEPING.

NOTE: FEE AMOUNT WILL DOUBLE IF NOT PAID WITHIN 30 CALENDAR DAYS

IMPORTANT: INSTRUCTIONS ON BACK OF THIS CITATION WARNING: Any vehicle found to have 5 or more outstanding citations may be impounded in accordance with Section 22651, Calif. Vehicle Code. Towing and storage fees in addition to citation fees must be paid by the vehicle owner.

TO FIT IN PROVIDED ENVELOPE - FOLD THIS SHEET AT DOTTED LINES VEHICLE COPY - RETURN WITH PAYMENT



* 1 0 0 1 5 4 9 6 7 *

100 154968

PARKING VIOLATION NOTICE (SAN DIEGO REGIONAL)

02 25 06 TIME 0205 DMV FILE CODE A STATE CA
4YH2619
ST FOUR) NU EXP DATE 12/05 MAKE WINN GARD
BY MOTORHOME COLOR WHITE
ATION 1700 EAST MISSION BAY
MARKS CLOSED LOT / STREET POSTED

P100 154968

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT AND THAT A COPY OF THIS CITATION WAS ATTACHED TO THE ABOVE DESCRIBED VEHICLE IN ACCORDANCE WITH SECTION 40202 OF THE CALIFORNIA VEHICLE CODE.

OFFICER: McLoughlin AGY S ID: 2934

Table with 3 columns: Description, Fee, and Total. Includes items like 4000(CA) on TRAILER, 8-12 UPD EXPIRED METER, 8-16(6) UPD SIGNS OR CURB MARKINGS, 8-16(6) UPD RED ZONE, 86-14 SDMC EXPIRED METER, 86-15 SDMC OVERTIME IN METER ZONE, 86-09(6) SDMC VIOLATION OF SIGNS (closed 2-4), 86-09(6) SDMC RED ZONE, 86-10 SDMC LOADING ZONE, 86-03(6) SDMC PASSENGER LOADING ZONE, 4113(8) CVC PARKING ON PUBLIC GROUNDS, 86-10(6) SDMC ALLEY PARKING, 86-09(6) SDMC FIRE LANE, 22507.8 CVC DISABLED PARKING ONLY, 22514 CVC FIRE HYDRANT, 86-2014 SDMC RESIDENTIAL PERMIT, 5204(a) CVC CURRENT REGISTRATION NOT DISPLAYED, 8-34(6) SDCAA UNAUTHORIZED AIRPORT PARKING, 86-08(6) SDMC STREET SWEEPING.

TOTAL \$80

NOTE: FEE AMOUNT WILL DOUBLE IF NOT PAID WITHIN 30 CALENDAR DAYS

IMPORTANT: INSTRUCTIONS ON BACK OF THIS CITATION WARNING: Any vehicle found to have 5 or more outstanding citations may be impounded in accordance with Section 22651, Calif. Vehicle Code. Towing and storage fees in addition to citation must be paid by the vehicle owner.

FIT IN PROVIDED ENVELOPE - FOLD THIS SHEET AT DOTTED LINES VEHICLE COPY - RETURN WITH PAYMENT



* 1 0 0 1 5 4 9 6 8 *

P100 154969

PARKING VIOLATION NOTICE (SAN DIEGO REGIONAL)

04 24 06 TIME 0330 DMV FILE CODE A STATE CA
4YH2615
ST FOUR) NU EXP DATE 12/05 MAKE WINN GARD
BY MOTORHOME COLOR WHITE
ATION 1700 EAST MISSION BAY
MARKS CLOSED LOT

P100 154969

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT AND THAT A COPY OF THIS CITATION WAS ATTACHED TO THE ABOVE DESCRIBED VEHICLE IN ACCORDANCE WITH SECTION 40202 OF THE CALIFORNIA VEHICLE CODE.

OFFICER: McLoughlin AGY S ID: 2934

Table with 3 columns: Description, Fee, and Total. Includes items like 4000(CA) on TRAILER, 8-12 UPD EXPIRED METER, 8-16(6) UPD SIGNS OR CURB MARKINGS, 8-16(6) UPD RED ZONE, 86-14 SDMC EXPIRED METER, 86-15 SDMC OVERTIME IN METER ZONE, 86-09(6) SDMC VIOLATION OF SIGNS (closed 2-4 AM), 86-09(6) SDMC RED ZONE, 86-10 SDMC LOADING ZONE, 86-03(6) SDMC PASSENGER LOADING ZONE, 4113(8) CVC PARKING ON PUBLIC GROUNDS, 86-10(6) SDMC ALLEY PARKING, 86-09(6) SDMC FIRE LANE, 22507.8 CVC DISABLED PARKING ONLY, 22514 CVC FIRE HYDRANT, 86-2014 SDMC RESIDENTIAL PERMIT, 5204(a) CVC CURRENT REGISTRATION NOT DISPLAYED, 8-34(6) SDCAA UNAUTHORIZED AIRPORT PARKING, 86-08(6) SDMC STREET SWEEPING.

TOTAL \$80

NOTE: FEE AMOUNT WILL DOUBLE IF NOT PAID WITHIN 30 CALENDAR DAYS

IMPORTANT: INSTRUCTIONS ON BACK OF THIS CITATION WARNING: Any vehicle found to have 5 or more outstanding citations may be impounded in accordance with Section 22651, Calif. Vehicle Code. Towing and storage fees in addition to citation fees must be paid by the vehicle owner.

TO FIT IN PROVIDED ENVELOPE - FOLD THIS SHEET AT DOTTED LINES VEHICLE COPY - RETURN WITH PAYMENT



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100 154970

PARKING VIOLATION NOTICE (SAN DIEGO - REGIONAL)

02/25/06 TIME 0205 DMV FILE CODE A STATE CA

38FK469

P100 154970

PLATE NV EXP DATE 04/06 MAKE KAWASAKI

MOTORBIKE COLOR WHITE

LOCATION 1700 EAST MISSION BAY

REMARKS CLOSED LOT 15-MIN

POSTED CLOSED 2-4 AM

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT AND THAT A COPY OF THIS CITATION WAS ATTACHED TO THE ABOVE DESCRIBED VEHICLE IN ACCORDANCE WITH SECTION 40202 OF THE CALIFORNIA VEHICLE CODE

OFFICER M. McLaughlin AGY S ID 2934

Table with 3 columns: Code, Description, Fee. Includes violations like 8.12 UPD EXPIRED METER, 8.16(a) UPD SIGNS OR CURB MARKINGS, 8.18(b) UPD RED ZONE, 86.14 SDMC EXPIRED METER, 86.15 SDMC OVERTIME IN METER ZONE, 86.09(a) SDMC VIOLATION OF SIGNS (circled), 86.09(b) SDMC RED ZONE, 86.10 SDMC LOADING ZONE, 86.13 SDMC PASSENGER LOADING ZONE, 2113(a) CVC PARKING ON PUBLIC GROUNDS, 86.10.3 SDMC ALLEY PARKING, 86.09.04 SDMC FIRE LANE, 22507.8 CVC DISABLED PARKING ONLY, 22514 CVC FIRE HYDRANT, 86.2014 SDMC RESIDENTIAL PERMIT, 6204(a) CVC CURRENT REGISTRATION NOT DISPLAYED, 8.34(a) SDCRAA UNAUTHORIZED AIRPORT PARKING, 86.09(e) SDMC STREET SWEEPING.

NOTE: FEE AMOUNT WILL DOUBLE IF NOT PAID WITHIN 30 CALENDAR DAYS

IMPORTANT: INSTRUCTIONS ON BACK OF THIS CITATION WARNING: Any vehicle found to have 5 or more outstanding citations may be impounded in accordance with Section 22651, Calif. Vehicle Code. Towing and storage fees in addition to citation must be paid by the vehicle owner.

FIT IN PROVIDED ENVELOPE - FOLD THIS SHEET AT DOTTED LINES VEHICLE COPY - RETURN WITH PAYMENT



* 1 0 0 1 5 4 9 7 0 *

P100 154971

PARKING VIOLATION NOTICE (SAN DIEGO - REGIONAL)

02/25/06 TIME 0330 DMV FILE CODE A STATE CA

38FK469

P100 154971

PLATE NV EXP DATE 04/06 MAKE KAWASAKI

MOTORBIKE COLOR WHITE

LOCATION 1700 EAST MISSION BAY

REMARKS CLOSED LOT 15-MIN

POSTED CLOSED 2-4 AM

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT AND THAT A COPY OF THIS CITATION WAS ATTACHED TO THE ABOVE DESCRIBED VEHICLE IN ACCORDANCE WITH SECTION 40202 OF THE CALIFORNIA VEHICLE CODE

OFFICER M. McLaughlin AGY S ID 2934

Table with 3 columns: Code, Description, Fee. Includes violations like 8.12 UPD EXPIRED METER, 8.16(a) UPD SIGNS OR CURB MARKINGS, 8.18(b) UPD RED ZONE, 86.14 SDMC EXPIRED METER, 86.15 SDMC OVERTIME IN METER ZONE, 86.09(a) SDMC VIOLATION OF SIGNS (circled), 86.09(b) SDMC RED ZONE, 86.10 SDMC LOADING ZONE, 86.13 SDMC PASSENGER LOADING ZONE, 2113(a) CVC PARKING ON PUBLIC GROUNDS, 86.10.3 SDMC ALLEY PARKING, 86.09.04 SDMC FIRE LANE, 22507.8 CVC DISABLED PARKING ONLY, 22514 CVC FIRE HYDRANT, 86.2014 SDMC RESIDENTIAL PERMIT, 6204(a) CVC CURRENT REGISTRATION NOT DISPLAYED, 8.34(a) SDCRAA UNAUTHORIZED AIRPORT PARKING, 86.09(e) SDMC STREET SWEEPING.

NOTE: FEE AMOUNT WILL DOUBLE IF NOT PAID WITHIN 30 CALENDAR DAYS

IMPORTANT: INSTRUCTIONS ON BACK OF THIS CITATION WARNING: Any vehicle found to have 5 or more outstanding citations may be impounded in accordance with Section 22651, Calif. Vehicle Code. Towing and storage fees in addition to citation fees must be paid by the vehicle owner.

FIT IN PROVIDED ENVELOPE - FOLD THIS SHEET AT DOTTED LINES VEHICLE COPY - RETURN WITH PAYMENT



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P100113808

PARKING VIOLATION NOTICE (SAN DIEGO REGIONAL)

P100113808

DATE 02/26/06 TIME 02:05 PM FILE # A STATE CA
LIC# 3DM609
VIN# (LAST FOUR) NY EXP DATE 04/06 MAKE HONDA
BODY 4DR/ACCORD COLOR RED
LOCATION 900 SOUTH SHORES
REMARKS CLOSED LOT

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT AND THAT A COPY OF THIS CITATION WAS ATTACHED TO THE ABOVE DESCRIBED VEHICLE IN ACCORDANCE WITH SECTION 40202 OF THE CALIFORNIA VEHICLE CODE.

OFFICER mcloughlin AGY S ID 2934

Table with 3 columns: Code, Description, Fee. Includes violations like 8.12 UPD EXPIRED METER # (\$25.00), 8.16(a) UPD SIGNS OR CURB MARKINGS (\$35.00), 8.16(b) UPD RED ZONE (\$60.00), 86.14 SDMC EXPIRED METER # (\$30.00), 86.15 SDMC OVERTIME IN METER ZONE A (\$40.00), 86.09(b) SDMC VIOLATION OF SIGNS CLOSED 2-4 (\$40.00), 86.09(a) SDMC RED ZONE (\$65.00), 86.10 SDMC LOADING ZONE (\$45.00), 86.031 SDMC PASSENGER LOADING ZONE (\$40.00), 21.17(b) CVC PARKING ON PUBLIC GROUNDS (\$35.00), 86.03 SDMC ALLEY PARKING (\$47.00), 86.09.04 SDMC FIRE LANE (\$65.00), 22507.8 CVC DISABLED PARKING ONLY (\$340.00), 22514 CVC FIRE HYDRANT (\$65.00), 86.2014 SDMC RESIDENTIAL PERMIT (\$40.00), 8204(a) CVC CURRENT REGISTRATION NOT DISPLAYED (\$25.00), 9.34(a) SDORA UNAUTHORIZED AIRPORT PARKING (\$67.00), 86.09(b) SDMC STREET SWEEPING (\$35.00).

NOTE: FEE AMOUNT WILL DOUBLE IF NOT PAID WITHIN 30 CALENDAR DAYS

IMPORTANT INSTRUCTIONS ON BACK OF THIS CITATION
WARNING: Any vehicle found to have 5 or more outstanding citations may be impounded in accordance with Section 22651, Calif. Vehicle Code. Towing and storage fees in addition to citation fees must be paid by the vehicle owner.

TO FIT IN PROVIDED ENVELOPE - FOLD THIS SHEET AT DOTTED LINES

VEHICLE COPY - RETURN WITH PAYMENT



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P100113809

PARKING VIOLATION NOTICE (SAN DIEGO REGIONAL)

P100113809

DATE 02/26/06 TIME 03:30 PM FILE # A STATE CA
LIC# 3DM609
VIN# (LAST FOUR) NY EXP DATE 04/06 MAKE HONDA
BODY 4DR/ACCORD COLOR RED
LOCATION 900 SOUTH SHORES
REMARKS CLOSED LOT
SLEEPING IN FRONT SEAT/HATCH

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT AND THAT A COPY OF THIS CITATION WAS ATTACHED TO THE ABOVE DESCRIBED VEHICLE IN ACCORDANCE WITH SECTION 40202 OF THE CALIFORNIA VEHICLE CODE.

OFFICER mcloughlin AGY S ID 2934

Table with 3 columns: Code, Description, Fee. Includes violations like 8.12 UPD EXPIRED METER # (\$25.00), 8.16(a) UPD SIGNS OR CURB MARKINGS CAR IN PUBLIC (\$35.00), 8.16(b) UPD RED ZONE PARK CURB W/IN (\$60.00), 86.14 SDMC EXPIRED METER # (\$30.00), 86.15 SDMC OVERTIME IN METER ZONE A (\$40.00), 86.09(b) SDMC VIOLATION OF SIGNS CLOSED 2-4 (\$40.00), 86.09(a) SDMC RED ZONE (\$65.00), 86.10 SDMC LOADING ZONE (\$45.00), 86.031 SDMC PASSENGER LOADING ZONE (\$40.00), 21.17(b) CVC PARKING ON PUBLIC GROUNDS (\$35.00), 86.10.03 SDMC ALLEY PARKING (\$47.00), 86.09.04 SDMC FIRE LANE (\$65.00), 22507.8 CVC DISABLED PARKING ONLY (\$340.00), 22514 CVC FIRE HYDRANT (\$65.00), 86.2014 SDMC RESIDENTIAL PERMIT (\$40.00), 8204(a) CVC CURRENT REGISTRATION NOT DISPLAYED (\$25.00), 9.34(a) SDORA UNAUTHORIZED AIRPORT PARKING (\$67.00), 86.09(b) SDMC STREET SWEEPING (\$35.00). Includes handwritten notes: 63.0102(B)(12) SDMC \$160, TOOK \$200.

NOTE: FEE AMOUNT WILL DOUBLE IF NOT PAID WITHIN 30 CALENDAR DAYS

IMPORTANT INSTRUCTIONS ON BACK OF THIS CITATION
WARNING: Any vehicle found to have 5 or more outstanding citations may be impounded in accordance with Section 22651, Calif. Vehicle Code. Towing and storage fees in addition to citation fees must be paid by the vehicle owner.

TO FIT IN PROVIDED ENVELOPE - FOLD THIS SHEET AT DOTTED LINES

VEHICLE COPY - RETURN WITH PAYMENT



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Continued From: CRIME		San Diego Regional Officer's Report Narrative			Incident Number: 06060031801	
Page 6 of 7				Case Number 06035138		
Code Section And Description (one incident only) PC / 594(B)(2)(A) / VANDALISM (LESS THAN \$400)				Date 6/14/06	Day of Week Wed	Time 05:30
Location Of Incident (Or Address) 2575 CLAIREMONT DR				City SAN DIEGO		District Beat 116
Person(s) Involved: Victim Saadatnejad, Shahrokh						
Suspect (If Named): Kelly						
Property Tag No.(s)						

SYNOPSIS:

Kelly punched the hood of the victim's vehicle and dented it.

ORIGIN:

The victim came to the Northern Division front counter to report a vandalism.

INVESTIGATION:

The victim told me the incident took place this morning at 0530 hours in the parking lot of the Best Western Hotel at 2575 Clairemont Dr. The victim witnessed the vandalism. The victim is familiar with the suspects because they always park their motor home in the same location.

BACKGROUND:

None.

STATEMENTS:

Statement of Shahrokh Saadatnejad: (Victim)

SAADATNEJAD told me he was driving into work this morning when he saw Kelly's motor home parked in front of the Best Western. SAADATNEJAD said he believes Kelly and his wife are "meth dealers" and live out of their motor home. This morning SAADATNEJAD yelled out to the Kelly's "get out of the neighborhood" as he drove by. There was no response. SAADATNEJAD went and parked in the parking lot and watched as the drapes opened in the motor home. Kelly got out and went over to SAADATNEJAD vehicle. He used both fists to punch the hood of SAADATNEJAD Toyota RAV4, putting a dent in the hood. SAADATNEJAD went after Kelly and yelled at him. Kelly began to drive at SAADATNEJAD but then turned away and pretended he was going to smash into SAADATNEJAD vehicle. Kelly was outside of the motor home and she got into a white minivan type vehicle. She pretended she was going to hit SAADATNEJAD with the car and then swerved away and acted like she was going to hit the Toyota. Both vehicles then fled the scene. SAADATNEJAD said he wants Kelly arrested for vandalism.

EVIDENCE:

Reporting Officer	ID # 4604	Division N1	Approved By	Date of Report 6/14/06	Time 15:33
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Continued Y

Continued From: CRIME		San Diego Regional Officer's Report Narrative			Incident Number 06060031801	
Page 7 of 7				Case Number 06035138		
Code Section And Description (one incident only) PC / 594(B)(2)(A) / VANDALISM (LESS THAN \$400)			Date 6/14/06	Day of Week Wed	Time 05:30	
Location Of Incident (Or Address) 2575 CLAIREMONT DR				City SAN DIEGO	District	Beat 116
Person(s) Involved: Victim Saadanejad, Shahrokh						
Suspect (If Named) Kelly						
Property Tag No.(s):						

None.

INJURIES:

None.

PROPERTY DAMAGE:

There were two small dents to the hood of the victim's vehicle. They were visible to the naked eye but because of the glare I was not able to photograph then damage.

FOLLOW-UP:

None.

RELATED REPORTS:

None.

Approved By: Sgt. #2192

Reporting Officer	ID # 4604	Division N1	Approved By	Date of Report 6/14/06	Time 15:33
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Continued Y

7006 0100 0002 0351 3903

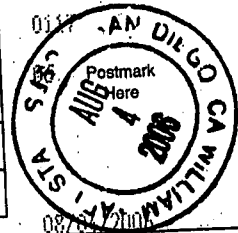
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OFFICIAL USE

SAN DIEGO CA 92102

Postage	\$	\$0.63
Certified Fee		\$2.40
Return Receipt Fee (Endorsement Required)		\$1.85
Restricted Delivery Fee (Endorsement Required)		\$0.00
Total Postage & Fees	\$	\$4.88



Send To: **SAN DIEGO PUBLIC DEFENDER**

Street, Apt. No., or PO Box No.: **233 ART suite # 500**

City, State, ZIP+4: **SAN DIEGO, CA 92102**

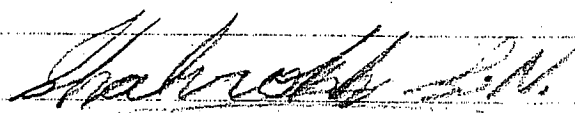
PS Form 3800, June 2002 See Reverse for Instructions

My name is Shahrokh Saadatnejad. I am the defendant for Criminal Case No. CD200499 and Criminal Case No. M897962 which both are filed in the Superior Court of California, in the County of San Diego.

I am being represented by the San Diego County Public Defenders Office in both criminal cases listed above.

On August 11, 2006 Deputy Public Defender, Mr. Robert Ford whom is representing me on both criminal cases listed above made a direct intimidating racial threat verbally at me, in Department 30, if I do not sign a deal offered to me by the San Diego County District Attorney Office. Racial threat was result of Criminal Case No. C9729972 filed in Santa Clara County, California, and USHOSTAGE.COM
I am asking for a Marsdin Motion Hearing.

[If I have to wave time, I will.]



SHAHROKH SAADATNEJAD

DEFENDANT

8-16-06

USHOSTAGE.COM

OWNER OF WEB-SITE

8/24/06

If you have any problems getting the police to release your medicinal marijuana please contact me at ~~619-338-4613~~ 619-338-4613.

1 STEVEN J. CARROLL
Public Defender
2 County of San Diego
CHRISTINE J. BASIC
3 Deputy Public Defender
State Bar No. 234515
4 233 'A' Street, Suite 500
San Diego, California 92101
5 Telephone: (619) 338-4613

6 Attorneys for Defendant
7 Shahrokh Saadatnejad

Christine J. Basic
Deputy Public Defender

8 SUPERIOR COURT OF THE STATE OF CALIFORNIA
9 IN AND FOR THE COUNTY OF SAN DIEGO

11 THE PEOPLE OF THE STATE OF
12 CALIFORNIA,

13 Plaintiff,

14 vs.

15 SHAHROKH SAADATNEJAD,
16 Defendant

Case No.: CD200499

ORDER TO RELEASE PROPERTY

18
19 TO: DAVID BEJARANO, CHIEF OF POLICE FOR SAN DIEGO POLICE
DEPARTMENT, OR HIS AUTHORIZED REPRESENTATIVE:

20
21 YOU ARE HEREBY ORDERED to return to Shahrokh Saadatnejad, (10-19-1968), the
22 following property which was seized at the time of defendant's arrest in case CD200499, taken
23 from the vehicle of the defendant by Officer Humphrey (#6043), and impounded on property tag
24 HQ053498:

25 159 grams of marijuana

26
27 Dated: _____

28 COMMISSIONER OF THE SUPERIOR COURT

present charges as of 8/24/06:

- ① 23152 (a) - driving under the influence
- ② S94 A (b)(2) - vandalism

sentence today = DUI & probation

sentence at trial = possible 365 days

worst case scenario

mid

365 days x 2 = 2 yrs

felonies

16 mos x 5 = 80 months



San Diego County SHERIFF'S DEPARTMENT

INMATE GRIEVANCE FORM FORMA DE QUEJA DE PRESO

SDCJ DDF GBDF EMDF LCDF SBDF VDF

From: SAADATNEJAD SHAHROKH 6423539 3C-249
De: Name (Last, First, Middle) Booking Number Housing unit
Nombre (Ultimo, Primero, Segundo) Número de ficha Unidad de alojamiento

Grievance is about: Jail Procedures Jail Conditions Medical Other **SHERIFF OFFICERS**
La queja es acerca de: Procedimientos de la Cárcel Condiciones de la Cárcel Médico Otro

Date and Time of Incident: 9-12-06
Fecha y hora del incidente:

Describe the reason for your grievance in your own words. Please be specific. (Use additional sheets if necessary)
Describa la razón de su queja en sus propias palabras. Por favor sea específico. (Use hojas adicionales si es necesario)

ON 9-12-06 I WAS BROUGHT TO GBDF FROM EMDF AND ASKED BY SHERIFF DEPUTYS
IN VERY INTIMIDATING WAYS ABOUT MY RELIGION (ISLAM), ABOUT 9-11, ABOUT MY FAMILY
NAME, ABOUT MY COUNTRY IRAN, ABOUT MY CASE, ABOUT MY WEBSITE USHOSTAGE.COM

THEY HAVE PUT ME IN A AREA (3C) THAT HAS VIOLENT GAY INMATES - EVEN GAY
PEOPLE KNOW THAT MUSLIMS DO NOT LIKE TO BE AROUND GAY PEOPLE - I HAVE TO
ASSUME THAT SHERIFF DEPUTYS ARE ENCOURAGING INMATES TO HURT ME

Shahrokh 9-17-06
Inmate Signature Date
Firma de Preso Fecha

BOX BELOW IS FOR OFFICIAL USE ONLY

Received by: <u>NBORFORD</u>	<u>3262</u>	<u>9/17/06</u>	<u>2350</u>
Signature of receiving staff member	ARJIS #	Date	Time
Entered in JIMS:	Date	Time	JIMS Grievance Number
Routed to:	Date	Time	
<input type="checkbox"/> This is not a grievance: <input type="checkbox"/> This is an inmate request—resolve appropriately. (No entry in JIMS.) <input type="checkbox"/> This is an appeal of discipline—JIMS Incident # _____ <input type="checkbox"/> This is a complaint against staff—handle appropriately. (No entry in JIMS.)			



San Diego County SHERIFF'S DEPARTMENT

INMATE GRIEVANCE FORM FORMA DE QUEJA DE PRESO

SDCJ DDF GBDF EMDF LCDF SBDF VDF

From: SAADATNEJAD SHAHROKH 6423539 3C-249
De: Name (Last, First, Middle) Booking Number Housing unit
Nombre (Ultimo, Primero, Segundo) Número de ficha Unidad de alojamiento

Grievance is about: Jail Procedures Jail Conditions Medical Other SHERIFF
La queja es acerca de: Procedimientos de la Cárcel Condiciones de la Cárcel Médico Otro

Date and Time of Incident: _____
Fecha y hora del incidente: _____

Describe the reason for your grievance in your own words. Please be specific. (Use additional sheets if necessary)
Describe la razón de su queja en sus propias palabras. Por favor sea específico. (Use hojas adicionales si es necesario)

ON 9-17-06 AT 11:50PM A SHERIFF DEPUTY ARJIS#3267 SIGNED A GRIEVANCE FORM THAT I HAD WRITEN AGAINST SHERIFF OFFICERS - ON 9-18-06 ON OR ABOUT 2:00AM ARJIS#3267 AND A SHERIFF DEPUTY WITH THREE STRIPES ON HIS SLEVES SPOKE TO ME AND QUESTIONED ME AND INSULTED ME ABOUT THE ~~GRIEVANCE~~ GRIEVANCE, MY RELIGION, MY COUNTRY, MY CULTURE, MY WEBSITE USHOSTAGE.COM, MY FAMILY NAME AND MY TRANIAN CELL MATE AT THE TIME. I WAS TOLD THAT I HAVE MAIL BUT THEY REFUSED TO GIVE ME MY MAIL EVEN AFTER I TOLD THEM I NEED MY MAIL FOR COURT. I HAVE GOOD REASONS TO BELIEVE THAT MY INCOMING AND OUTGOING MAILES ARE BEING THROWN AWAY AND OR BEING PLACED IN MY PROPERTY. I WANT TO FILE COMPLAINT WITH SHERIFF'S INTERNAL AFFAIRS, COMPLAIN TO S.D. POLICE, COMPLAIN TO U.S. POSTAL INVESTIGATORS AND COMPLAIN TO DEPARTMENT OF JUSTICE.

Shahrokh
Inmate Signature _____
Firma de Preso

SEPTEMBER 19, 2006
Date _____
Fecha

BOX BELOW IS FOR OFFICIAL USE ONLY

Received by:	<u>[Signature]</u>	<u>5611</u>	<u>9/19/06</u>	<u>0605</u>
	Signature of receiving staff member	ARJIS #	Date	Time
Entered in JIMS:	_____	_____	_____	
	Date	Time	JIMS Grievance Number	
Routed to:	_____	_____	_____	
	Print name of individual or unit	Date	Time	
<input type="checkbox"/>	This is not a grievance:			
<input type="checkbox"/>	This is an inmate request—resolve appropriately. (No entry in JIMS.)			
<input type="checkbox"/>	This is an appeal of discipline—JIMS Incident # _____			
<input type="checkbox"/>	This is a complaint against staff—handle appropriately. (No entry in JIMS.)			

SUPEI COURT OF CALIFORNIA, COUNTY OF S. DIEGO

Central Division East County Division North County Division South County Division

Waivers: Time

PEOPLE vs. SAADATNEJAD SHAHROKH STATUS: CUST \$ 10000 BB CB(Y/N)
CASE # CD200499 PROS. # ABV22601 DOB: 101968 BKG # 06423539 CTS: 30 days hrs.
DATE: 09/06/06 AT 09:30 DEPT. # TSD INTERPRETER: Spanish Sworn Oath on File
JUDGE/COMM/PRO-TEM: Rice STIP. FILED / REPORTER - CSR #
CLERK: Cc Kettler TAPE # COUNTER # 2965

CHARGE(S): PC594.(A)(B)(2)(A) VC23152.(A) VC23152.(B)

FUTURE DATES: MR 09/18/06 TJ 10/16/06 CONFIRMED VACATED

Attorney for the People (DDA/DCA) D Bein Attorney for the Defendant (PD/APD/PCC) M SPIEGEL (Retained) Counseling

Defendant present with/without counsel in pro per via audio/video not produced in courtroom Defendant failed to appear

4th AMENDMENT WAIVER PREVIOUSLY ORDERED PROTECTIVE ORDER PURSUANT TO PC136.2 PREVIOUSLY ISSUED

Case called for FTA Arraignment Bail Review Readiness/DWT Jury Trial Preliminary Examination Motion

DEJ request OR release Protective Order Expires: Warrant Ordered/Issued on Warrant Cleared Warrant Outstanding

CASE TRANSFERRED TO DEPT. TIME ESTIMATE:

Complaint amended by interlineation to read: Amended Amendment to complaint filed charging adding VC23103 (a) pursuant to VC23103.5 VC22107, VC21658(a), PC647(f) as INFRACTION(S) pursuant to PC17(d)(2). other:

Defendant advised of and waives the right to a separate and conflict-free attorney / interpreter for this court appearance. Defendant duly arraigned and advised of the constitutional and statutory rights as indicated on the reverse side of this minute order. Acknowledgment of advisal of constitutional rights signed and filed. Defendant has received copy of complaint. Defendant waives reading of complaint. Def. states true name is on complaint DEFENDANT PLEADS NOT GUILTY and denies any priors/allegations/separate convictions alleged on amended complaint.

Defendant WAIVES: time for speedy trial 10 day/60 day statutory time for preliminary hearing personal presence per PC977 jury trial preliminary hearing

COUNSEL REQUEST FOR APPOINTED ATTY. Granted Public Defender Alternate Public Defender Private Conflict Counsel

Atty: Denied Referred to Near Indigent Panel Deft to retain counsel. The Court finds the defendant is/is not qualified to represent self in PRO PER. Lopez Waiver signed and filed.

CONVICTION Def. is sworn and examined. Defendant withdraws any previously entered plea.

DEFENDANT PLEADS: GUILTY NO CONTEST to: VC23152(a) / (b) allegation(s)

Admits separate conviction(s) alleged/ charges contained in amended/amendment to complaint. V23103(a) per 23103.5 as a lesser included offense of

On motion of Court/People/Defendant Count(s) remaining is/are DISMISSED FOJ VOP On motion of Court/People/Defendant Allegation(s)/Prior(s) remaining is/are STRICKEN FOJ VOP

Plea form executed and filed Peo vs. West BAC: ADVISALS: Theft - PC666

WAIVERS: Harvey Arbuttle Blakely Non-Biological Evidence Disposal. Court finds a knowing and intelligent waiver of constitutional rights and factual basis for the plea. PC1210 accepted declined Time waived for sentencing, see JUDGMENT.

Stipulated bindover. Case certified as a general jurisdiction matter. Complaint deemed the Information.

Defendant to provide DNA database samples as directed by Sheriff or Probation Dept. - PC296(a).

MOTIONS Motion for by People/Defendant with/without objection granted/denied.

PC1000 Defendant's application for reinstatement to Deferred Entry of Judgment granted as to count(s) for mo./yrs.

New term Time waived for sentencing. S.D. Rescue Mission Program Enroll by Term to be determined by Assessor.

\$ Admin. fee (PC1001.15) \$ DEJ Restitution fee (PC1001.90) Comply with all orders of Assessor. \$ credit for time served: TOTAL AMOUNT DUE \$ Forthwith By Waived.

Defendant has satisfactorily COMPLETED the DEJ Program, previously entered plea to count(s) set aside and charges dismissed.

Defendant has FAILED to satisfactorily perform in the DEJ Program. PC1000 set aside and any unpaid fees pertaining thereto deleted.

Court makes a finding of guilt to the charge(s) pled. Time waived for sentencing, see JUDGMENT.

REFERRALS Report forthwith by to Assessment Unit Probation Department

Pre-Sentence Mini Supplemental Psych. Limited re: Drugs / Alcohol / Domestic Violence / Anger Management / Restitution Report Ordered.

Court Collections for payment of Attorney fee * \$ Indigent as to Attorney Fees.

* The Court finds that the defendant has the ability to repay the County of San Diego for the costs of Court Appointed Attorney fees.

HEARINGS Set/continued on motion of People Defense Opposed Unopposed By Stipulation, Statutory time is WAIVED
Re-Attorney at in Dept: Motion/PC1538.5 at in Dept.
Arraignment at in Dept. Jury / Court Trial at in Dept.
Bail Review at in Dept. Sentencing at in Dept.
Readiness/DWT at in Dept. Prob. Hrg. & Sent at in Dept.
Prelim Exam at in Dept. DEJ Hearing at in Dept.
Time Estimate: hr/day Set with case(s): to trail for revocation

OTHER Verbal notice of license suspension (DL 310) signed. Fingerprint form filed.

Future dates to remain as previously set. The request for OR will be addressed then.

CUSTODY STATUS Def. REMANDED to custody of Sheriff, bail \$10000 WITHOUT BAIL Per PC1275 as set increased reduced Bail Unit Report Ordered re: SOR

46

Central Division East County Division North County Division South County Division Waivers: Time
PEOPLE vs. SAADATNEJAD SHAHROKH STATUS: CUST \$ 10,000
CASE # CD200499 PROS. # ABV22601 DOB: 101968 BKG # 06423539 CTS: 56 days hrs.
DATE: 09-18-06 AT 09:32 DEPT. # TSD INTERPRETER:
JUDGE/COMM/PRO. TEM: GARRY G. HAEHNLE
CLERK: TAPE # COUNTER # 178

CHARGE(S): PC594(A)(B)(2)(A) VC23152(A) VC23152(B)

FUTURE DATES: 10-16-06 @ 1:50 p.m. M. SPIEGEL R X 02-88 C7
Attorney for the People (DDA/DCA) Attorney for the Defendant (PD/APD/PCC/Retained/Counseling)

Defendant present by / with / without counsel in pro per via audio/video not produced in courtroom Defendant failed to appear

4th AMENDMENT WAIVER PREVIOUSLY ORDERED PROTECTIVE ORDER PURSUANT TO PC136.2 PREVIOUSLY ISSUED

Case called for FTA Arraignment Bail Review Readiness/DWT Jury Trial Preliminary Examination Motion
DEJ Protective Order Expires:
Warrant Ordered/Issued on Warrant Cleared Warrant Outstanding

CASE TRANSFERRED TO DEPT. TIME ESTIMATE:

Complaint amended by interlineation to read:
Amended Amendment to complaint filed charging adding VC23103 (a) pursuant to VC23103.5 VC22107, VC21658(a), PC647(f)
as INFRACTION(S) pursuant to PC17(d)(2). other:
Defendant advised of and waives the right to a separate and conflict-free attorney / interpreter for this court appearance.
Defendant duly arraigned and advised of the constitutional and statutory rights as indicated on the reverse side of this minute order.
Acknowledgment of advisal of constitutional rights signed and filed. Defendant has received copy of complaint.
Defendant waives reading of complaint. Deft. states true name is on complaint (line)
DEFENDANT PLEADS NOT GUILTY and denies any priors/allegations/separate convictions alleged on amended complaint.
Defendant WAIVES: time for speedy trial 10 day/60-day statutory time for preliminary hearing personal presence per PC977
jury trial preliminary hearing

COUNSEL REQUEST FOR APPOINTED ATTY. Granted Public Defender Alternate Public Defender Private Conflict Counsel
Atty: Denied Referred to Near Indigent Panel Deft to retain counsel.

The Court finds the defendant is is not qualified to represent self in PRO PER. Lopez Waiver signed and filed.

CONVICTION Def. is sworn and examined. Defendant withdraws any previously entered plea.
DEFENDANT PLEADS: GUILTY NO CONTEST to: VC23152(a) / (b)
Admits separate conviction(s) alleged/ allegation(s)

charges contained in amended/amendment to complaint. V23103(a) per 23103.5 as a lesser included offense of
On motion of Court/People/Defendant Count(s) remaining is/are DISMISSED FOJ VOP
On motion of Court/People/Defendant Allegation(s)/Prior(s) remaining is/are STRICKEN FOJ VOP

Plea form executed and filed Peo vs. West BAC:
ADVISALS: Theft - PC666
WAIVERS: Harvey Arbuckle Blakely Non-Biological Evidence Disposal.
Court finds a knowing and intelligent waiver of constitutional rights and factual basis for the plea.
PC1210 accepted declined. Time waived for sentencing, see JUDGMENT.
Stipulated bindover. Case certified as a general jurisdiction matter. Complaint deemed the Information.
Defendant to provide DNA database samples as directed by Sheriff or Probation Dept. - PC296(a).

MOTIONS Motion for by People/Defendant with/without objection granted/denied.

PC1000 Defendant's application for reinstatement to Deferred Entry of Judgment granted as to count(s) for mo./ yrs.
New term Time waived for sentencing S.D. Rescue Mission Program Enroll by Term to be determined by Assessor.
Admin. fee (PC1001.15) DEJ Restitution fee (PC1001.90) Comply with all orders of Assessor.
credit for time served: TOTAL AMOUNT DUE \$ Forthwith By Waived.
Defendant has satisfactorily COMPLETED the DEJ Program, previously entered plea to count(s) set aside and charges dismissed.
Defendant has FAILED to satisfactorily perform in the DEJ Program. PC1000 set aside and any unpaid fees pertaining thereto deleted.
Court makes a finding of guilt to the charge(s) pled. Time waived for sentencing, see JUDGMENT.

REFERRALS Report forthwith by to Assessment Unit Probation Department
Pre-Sentence Mini Supplemental Psych. Limited re: Drugs / Alcohol / Domestic Violence / Anger Management / Restitution Report Ordered.
Court Collections for payment of Attorney fee * \$ Indigent as to Attorney Fees.
The Court finds that the defendant has the ability to repay the County of San Diego for the costs of Court Appointed Attorney fees.

HEARINGS Set/continued on motion of People Defense Opposed Unopposed By Stipulation, Statutory time is WAIVED
Re-Attorney at in Dept. Motion/PC1538.5 at in Dept.
Arraignment at in Dept. Jury / Court Trial at in Dept.
Bail Review at in Dept. Sentencing at in Dept.
Readiness/DWT 10-2-06 at 9:30 in Dept. 2 Prob. Hrg. & Sent at in Dept.
Prelim Exam at in Dept. DEJ Hearing at in Dept.
Time Estimate: hr/day Set with case(s) to trail for revocation

OTHER Verbal notice of license suspension (DL 310) signed. Fingerprint form filed.

CUSTODY STATUS Def. REMANDED to custody of Sheriff, bail \$ 10,000 WITHOUT BAIL Per PC1275 as set.

Central Division East County Division North County Division South County Division Waivers: Time

PEOPLE vs. SAADATNEJAD SHAHROKH STATUS: CASH \$ BB CB (Y/N)

CASE # M897962 PROS. # WP834001 DOB: 101966 BKG # CTS: 0 days hrs.

DATE: 01-04-07 AT 01:30 DEPT. # TSE INTERPRETER: Spanish Sworn Oath on File

JUDGE/COMPRO-TEM: ROBERT C. RICE STIP. FILED REPORTER - CSR # TAPE # COUNTER # 2340/3620

CLERK: CHARGE(S): PC 415(1)

FUTURE DATES: RR 02-08-07 @ 81502 CONFIRMED VACATED

Attorney for the People (DDA/OCA) Attorney for the Defendant (PD/APD/PCC/Retained/Counseling)

Defendant present by / with / without counsel in pro per via audio/video not produced in courtroom Defendant failed to appear

4th AMENDMENT WAIVER PREVIOUSLY ORDERED PROTECTIVE ORDER PURSUANT TO PC136.2 PREVIOUSLY ISSUED

Probation: Expires: was revoked on WARRANT Ordered/Issued on CLEARED OUTSTANDING

Case called for Ex-Parte/ Warrant Review Restitution OSC Evid. Prob. Revocation Sent. After Revoc. HEARING

FOR FAILURE TO ENROLL/COMPLETE: SUBMIT PROOF OF: REPORT TO: REQUEST STAY/REASSIGNMENT TO:

Assessment Pay (balance of) fine/restitution fine/fee \$ @ \$ per mo. due Civil Assessment \$

Report for days/hrs custody Balance of days PSWP hrs. Vol Wk. as condition of probation in lieu of \$ fine

in lieu of days PSWP STAR MADD FCP MCP HIV/AIDS Test Results Sale of Vehicle/IID Insurance Drug Testing

AA/NA/CA/MA Mtgs (per wk/mo for days) Anger Mgmt (hr.) Parenting Ed. () Shoplifters Ed. HIV/AIDS Ed.

Defendant advised of rights and admits denies violation of probation waives evidentiary hearing Court finds deft. in violation of probation

Defendant waives arraignment & time for judgment. PROBATION remains summarily formally REVOKED REINSTATED TERMINATED

CONTINUED same terms and conditions MODIFIED as follows EXTENDED/TOLLED to: new grant, see JUDGMENT

DENIED defendant sentenced as follows: Condition SATISFIED as to

COUNSEL Court appoints counsel: Public Defender for hearing.

CUSTODY: Serve days / hrs. in the custody of the Sheriff; days suspended days / hrs. CTS (days actual days PC4019)

Serve FORTHWITH Work Release - call within 72 hours for reporting date. Book & Release Report on at

to: Detention Facility: Central Las Colinas Vista Short Term Work Furlough A.I. Recon. Serve consecutive to concurrent with:

Consecutive weekends NO Early release NO Work Release NO County Parole NO ESP/Home Detention

CUSTODY: IN LIEU OF \$ fine at \$50.00/ \$ per day days PSWP

CUSTODY SATISFIED BY days PSWP days in residential rehabilitation program.

days custody stayed pending successful completion of probation review hearing.

FINES/FEES Suspension lifted on the Probation Revocation Restitution Fine \$

Civil Assessment remains reduced to \$ balance suspended deleted release abstract to issue.

PREVIOUS BALANCE PAY FORTHWITH BY

days/hrs PSWP Volunteer Work reconverted to fine Court administrative fee: waived add to fine

Credit for days/hrs Custody Volunteer Work PSWP completed

Stayed Suspended pending successful completion of probation

Attorney Fee Indigent as to Attorney Fee Add to Fine* REFER to: Court Collections Credit Agency

TOTAL DUE REPORT FORTHWITH BY

*The Court finds the defendant has the ability to repay the County of San Diego for costs of Court Appointed Attorney fees. This order is not a condition of probation.

RESTITUTION: Pay restitution to the victim of \$ at \$ per month beginning

directly to the victim and show proof to the court by at Review Hrg. through Court Collections Revenue & Recovery

REPORT FORTHWITH BY See stipulated restitution order. Court retains jurisdiction re: restitution Submit to civil process.

PUBLIC SERVICE WORK PROGRAM (PSWP)/VOLUNTEER WORK Complete: Re-assign:

PSWP Call within 72 hrs. to enroll (see reverse) Enroll by: VOLUNTEER WORK at any non-profit organization

days as condition of probation. at organization on Court approved list Other:

days in lieu of fines/fees \$ days custody hours as condition of probation.

days credit for time served/completed additional hours in lieu of fines/fees \$ days custody/PSWP

TOTAL days to be completed TOTAL hours to be completed

One day per week authorized Out of county work authorized. To run consecutive to/concurrent with Submit proof to the Court by days custody for each day/8 hours missed

ALCOHOL/DRUGS Abstain from alcohol. Complete residential non-residential treatment program for dys/mo. Proof by

EDUCATION/TESTING RE-ASSIGN Attend while in custody Out of county authorized First Conviction Program 3 / 6 / 9 / 12 month class

Multiple Conviction Program (SB/30) STAR MADD Anger Mgmt. Parenting Class (sessions hours) Shoplifting Course

program/course through AA / NA / CA / MA meetings times per week month for days/ months.

as directed by Assessor. HIV/AIDS Education Submit to Sheriff ordered to administer HIV/AIDS TEST pursuant to PC1202.1. PROOF OF

Test Results ENROLLMENT PROGRESS COMPLETION by

to the Court at REVIEW HEARING(S) Assessment Unit AND every 30 / 60 / days THEREAFTER:

DRIVERS LICENSE License is suspended by law and defendant may not drive until right to drive is reinstated by the DMV and defendant has liability

insurance as is required by law. Defendant petitions the Court for a restricted license. Court finds a critical need to drive.

Petition granted denied. License is restricted suspended for days months years. Defendant may drive to and from work

school court ordered activities in course of employment. Restriction consecutive to any DMV suspension/action.

Abstract to issue, Fee \$ Waived Issued Ignition Interlock Device ordered for mo. yrs., see addendum. Not own or operate a vehicle without a functioning IID. IID not ordered (F.O.J.)

REFERRALS Report forthwith by to Assessment Unit Court Collections and comply with additional conditions of

probation imposed. Revenue & Recovery Probation Department for Mini-Report re:

Time is waived DEFENDANT IS ORDERED TO APPEAR ON 02-22-07 AT 8:15 IN DEPT 2 FOR:

Restitution Order to Show Cause Evidentiary Hearing Sentencing After Revocation Review regarding

enrollment progress completion. probation conditions noted above.

Set with case(s) CD 200499 for revocation with this matter.

CLEARING HOUSE OFFICE 1
CENTRAL DIVISION

2001 JAN 12 10:07

CLERK SUPERIOR COURT
SAN DIEGO COUNTY, CA

1 Matthew Spiegel, Esq. (State Bar No: 238030)
2 Brian McGoldrick, Esq. (State Bar No: 169104)
3 PACIFIC LAW CENTER
4 4225 Executive Square - Suite 1550
5 La Jolla, California 92037
6 Telephone: (888) 789-0123

7 Attorneys for Plaintiff,
8 PACIFIC LAW CENTER

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SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF SAN DIEGO - CENTRAL BRANCH

Case No. (210) 878352

COMPLAINT FOR INJUNCTIVE
RELIEF AND MONEY DAMAGES
(Trademark Infringement,
Unfair Competition, Unfair
Business Practices, et al.)

PACIFIC LAW CENTER,
a Professional Law Corporation,
Plaintiff,

vs.

SHAHROKH SAADATNEJAD,
individually and doing business as
PACIFICLAWCENTERS.COM and
USHOSTAGE.COM; and DOES
1 through 50, inclusive,
Defendants.

Plaintiff, PACIFIC LAW CENTER, alleges as follows:

1. Plaintiff, PACIFIC LAW CENTER, is and at all times mentioned herein was, a professional law corporation, duly incorporated and licensed to do business in the State of California, with its principal place of business in the County of San Diego, State of California, within the geographical venue boundaries of the Central branch of this Court.

///
///

*Complaint for Injunctive Relief and Money Damages
(Trademark Infringement, Unfair Competition, et al.)*

1 2. Defendant, SHAKROKH SAADATNEJAD, is and at all times
2 mentioned herein was, a resident of the County of San Diego, State of California, within
3 the geographical venue boundaries of the Central branch of this Court.

4 3. Defendants DOE 1 through 50, inclusive, are sued in this
5 Complaint under such fictitious names because their true names and capacities are not
6 known to plaintiff. When their true names and capacities are ascertained, plaintiff will
7 amend this Complaint by substituting their true names and capacities in place of such
8 fictitious names herein. Plaintiff is informed and believes that each of the fictitiously
9 named defendants is responsible in some manner for the occurrences alleged in this
10 Complaint and that plaintiff's damages as alleged in this Complaint were proximately
11 caused by those defendants.

12 4. Plaintiff is informed and believes that at all times and in relation
13 to all matters alleged herein, defendants DOES 1 through 50, inclusive, were the agents,
14 principals, employees, employers, joint venturers, partners and/or co-conspirators of
15 defendant, SHAHROKH SAADATNEJAD, and were acting in the course and scope of
16 said relationship(s) with him.

17 5. Beginning on or about December, 2002, and at all times since,
18 plaintiff has been duly incorporated and authorized to do business as a professional law
19 corporation in the State of California under the name "Pacific Law Center".

20 6. On or about December, 2002, plaintiff registered the internet
21 domain names "paciflawcenter.com", "paciflawcenter.net", "paciflawcenter.org" and
22 "paciflawcenter.ws" and has at all times since maintained ownership of said domain
23 names.

24 ///

25 ///

26

27

28

*Complaint for Injunctive Relief and Money Damages
(Trademark Infringement, Unfair Competition, et al.)*

1 7. Beginning on or about January, 2003, and at all times since,
2 plaintiff has been doing business as a law firm, with a practice emphasizing criminal,
3 bankruptcy and personal injury case, in the County of San Diego, State of California.

4 8. Beginning on or about January, 2003, and at all times since,
5 plaintiff has used the exclusive trademark "Pacific Law Center" in the operation of its
6 business and in an extensive advertising and marketing campaign, including television,
7 telephone business directories, print and various other media.

8 9. Beginning on or about January, 2003, and at all times since,
9 plaintiff has used and advertised the internet domain names, and operated internet sites
10 at the addresses, "pacificlawcenter.com", "pacificlawcenter.net", "pacificlawcenter.org"
11 and "pacificlawcenter.ws" to advertise and promote its business activities as a law firm,
12 with a practice emphasizing criminal, bankruptcy and personal injury cases.

13 10. Plaintiff has built up valuable goodwill in its trade name, "Pacific
14 Law Center" and it has come to be associated exclusively with plaintiff's business by the
15 public generally in the State of California.

16 11. On or about August 31, 2006, defendant, SHAHROKH
17 SAADATNEJAD, retained plaintiff law firm to defend him against criminal charges,
18 including, but not necessarily limited to, alleged violations of *Vehicle Code* Section
19 23152, subsections (a) and (b) and *Penal Code* Sections 415(1) and 594A(B)(2), then
20 pending against him in the Central branch of the Superior Court of the County of San
21 Diego and for which he was then incarcerated in the San Diego County Jail.

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*Complaint for Injunctive Relief and Money Damages
(Trademark Infringement, Unfair Competition, et al.)*

1 12. Shortly thereafter, said defendant became dissatisfied with plaintiff
2 law firm's representation, terminated its representation of him and began a course of
3 conduct, including posting disparaging comments about plaintiff on the internet at
4 "craigslist.com", calculated to interfere with and damage it and its business operations.

5 13. On or about September 20, 2006, said defendant and DOES 1
6 through 10, inclusive, registered and obtained ownership of the internet domain name
7 "pacificlawcenters.com", which is confusingly similar to the above-mentioned internet
8 domain names registered to and sites used by plaintiff,

9 14. Beginning on or about September 20, 2006, and at all times since,
10 defendants, SHAHROKH SAADATNEJAD and DOES 1 through 50, have maintained
11 registration of the internet domain name of, and operated the internet site at,
12 "pacificlawcenters.com" with the intent of (1) intercepting actual and potential clients of
13 plaintiff and the general public who use internet search engines' "key word" search
14 features which would otherwise lead them to plaintiff's internet site(s), (2) intercepting
15 consumers who have added the letter "s" to plaintiff's true internet site name(s) in
16 attempting to find plaintiff's internet site; and (3) once consumers enter defendants'
17 internet site, exposing them to its content, which is intended and designed to disparage
18 and harm the goodwill of plaintiff, attempt to dissuade actual and potential clients from
19 doing business with plaintiff and to entice them to communicate by email with
20 defendants and to visit another internet site which is owned and operated by defendants
21 under the internet domain name "ushostage.com".

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1 **FIRST CAUSE OF ACTION**
2 **[Trade Name Infringement & Unfair Competition - Common Law]**

3 Plaintiff hereby incorporates the allegations contained in paragraphs 1
4 through 14 hereinabove by reference, as if fully set forth hereinafter, and further alleges
5 as a First Cause of Action against defendants, SHAHROKH SAADATNEJAD and DOES
6 1 through 50, inclusive, as follows:

7 15. Defendants' use of the internet domain name and site
8 "pacifclawcenters.com" constitutes an unlawful, wrongful, wilful, intentional, fraudulent
9 and malicious interference with the trade name of plaintiff and unfair competition with its
10 business.

11 16. Defendants wrongful use of the confusingly similar internet domain
12 name and internet site "pacifclawcenters.com" has caused, and unless enjoined by this
13 Court will continue to cause, irreparable injury to plaintiff by misleading, confusing and
14 misdirecting its clients, potential clients and the general public, intercepting potential
15 "hits" on plaintiff's internet site and luring them to defendant's internet sites at
16 "pacifclawcenters.com" and "ushostage.com".

17 17. Plaintiff has no adequate remedy at law for the injuries and
18 damages currently being suffered, since money damages will be inadequate to
19 compensate plaintiff for its loss of business, income and goodwill, plaintiff's lack of
20 financial wherewithal to pay a substantial money judgment and the impossibility of
21 plaintiff determining the precise amount of damage that it will suffer if defendants'
22 conduct is not restrained.

23 18. As a proximate result of defendant's wrongful conduct, plaintiff
24 business, goodwill and income have all been damaged in an amount not yet fully known
25 to plaintiff and to be proven at trial.

26 ///

27 *Complaint for Injunctive Relief and Money Damages*
28 *(Trademark Infringement, Unfair Competition, et al.)*

1 21. Defendant's use of the internet domain name and site
2 "pacificlawcenters.com" was done with a bad faith intent to benefit and profit from
3 plaintiff's trademark, entitling plaintiff to relief under the provisions of the 1999 Anti-
4 Cybersquatting Consumer Protection Act, including, but not necessarily limited to,
5 injunctive relief and money damages, as alleged hereinabove.

6 **FOURTH CAUSE OF ACTION**
7 **[California Unfair Trade Practices Act]**

8 Plaintiff hereby incorporates the allegations contained in paragraphs 1
9 through 19 hereinabove by reference, as if fully set forth hereinafter, and further alleges
10 as a Fourth Cause of Action against defendants, SHAHROKH SAADATNEJAD and
11 DOES 1 through 50, inclusive, as follows:

12 22. Defendant's use of the internet domain name and site
13 "pacificlawcenters.com" constitutes an unfair trade practice, entitling plaintiff to relief
14 under the provisions of California's Unfair Trade Practices Act, embodied in *Business &*
15 *Professions Code* Sections 17200, et seq., including, but not necessarily limited to,
16 injunctive relief and money damages, as alleged hereinabove.

17 **PRAYER**

18 WHEREFORE, plaintiff, PACIFIC LAW CENTER, by way of each of its
19 above alleged Causes of Action, prays for the following relief against defendants,
20 SHAHROKH SAADATNEJAD and DOES 1 through 50, inclusive, as follows::

21 1. For an order requiring defendants to show cause, if any they have,
22 why they should not be enjoined and mandated as set forth below, during the pendency
23 of this action;

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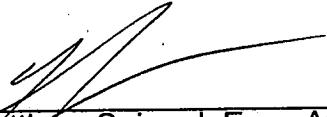
27 *Complaint for Injunctive Relief and Money Damages*
28 *(Trademark Infringement, Unfair Competition, et al.)*

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2. For a temporary restraining order, preliminary injunction and permanent injunction, all requiring defendants to:

- a. Terminate its registration, ownership and operation of the internet domain name and site known as "pacificlawcenters.com";
 - b. Transfer all its right, title and interest in the internet domain name and site known as "pacificlawcenters.com" to plaintiff;
 - c. Forever refrain from registering, owning and/or operating any internet domain name and/or sit whose name is confusingly similar to plaintiff's trade name, "Pacific Law Center".
- 3. Money damages, in an amount according to proof at trial;
 - 4. Punitive and exemplary damages, in an amount according to proof at trial;
 - 5. Reasonable attorney's fees; and
 - 6. Costs of suit incurred.

Dated: January 11th, 2007


Matthew Spiegel, Esq., Attorney for Plaintiff, PACIFIC LAW CENTER

*Complaint for Injunctive Relief and Money Damages
(Trademark Infringement, Unfair Competition, et al.)*

1 EDWARD J. MCINTYRE [SBN 80402]
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3 SOLOMON WARD SEIDENWURM & SMITH, LLP
401 B Street, Suite 1200
4 San Diego, California 92101
Telephone: (619) 231-0303
5 Facsimile: (619) 231-4755
6 Attorneys for Pacific Law Center
7

F I L E D
Clerk of the Superior Court
FEB 26 2007
By: M. WONG-JIMENEZ, Deputy

8 **SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO**
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11 PACIFIC LAW CENTER, a Professional Law
Corporation,

12 Plaintiff,

13 v.

14 SHAHROKH SAADATNEJAD, individually
15 and doing business as
PACIFICLAWCENTERS.COM and
16 USHOSTAGE.COM; and DOES 1 through
50, inclusive,

17 Defendants.
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CASE NO. GIC 878352

**DECLARATION OF MATTHEW SPIEGEL
IN SUPPORT OF PACIFIC LAW CENTER'S
EX PARTE APPLICATION FOR A
TEMPORARY RESTRAINING ORDER AND
ORDER TO SHOW CAUSE FOR A
PRELIMINARY INJUNCTION**

Date: February 27, 2007
Time: 9:00 a.m.
Dept. 75

Complaint Filed: January 12, 2007

I/C Judge: Hon. Richard E.L. Strauss

1 I, Matthew Spiegel, declare:

2 1. I am a member of the State Bar of California and an attorney in the criminal
3 law division of Pacific Law Center. I speak both English and Spanish.

4 2. I graduated from the University of Arizona with a bachelor's degree in
5 economics and earned my law degree from Thomas Jefferson School of Law in San Diego. I
6 am experienced in handling various kinds of misdemeanor and felony cases and have tried
7 many misdemeanor and felony cases, including those involving charges of driving under the
8 influence, child abuse and related sex-offender matters.

9 3. I was admitted to practice law in California in November 2005.

10 Mr. Saadatnejad.

11 4. Mr. Saadatnejad's mother retained our firm extremely late at night the eve of
12 trial.

13 5. I received a call to that effect at approximately 8:15 in the morning, with trial
14 call in Department 2 being at 8:15-8:30.

15 6. I was able to make it to the courthouse just as Mr. Saadatnejad's case was
16 about to be sent out to a judge for trial. The judge reluctantly allowed me to sub in.

17 7. I then had time to go and actually see Mr. Saadatnejad, who was in custody. I
18 explained that his mom had hired us to represent him and that I had subbed in. I also
19 informed him that I continued the trial date and set a date for another status conference. I
20 also had him initial and sign the retainer agreement.

21 8. It was approximately two weeks later that I received a message from my
22 paralegal that Mr. Saadatnejad wanted to fire us and I tried to see him in county jail but he
23 refused.

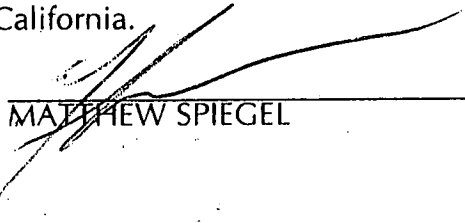
24 9. Then I appeared at the readiness conference and indicated to the judge that I
25 thought we may have been fired but I was not sure and did not want prematurely to ask to
26 be relieved as counsel.

27 10. Mr. Saadatnejad then bailed out of jail two days later, added himself onto
28 calendar, and formally relieved me as attorney of record.

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11. I understand that Pacific Law Center has refunded to Mr. Saadatnejad not only the unused portions of the retainer paid to the firm but all of that retainer, even though we had already begun representing him.

I declare under penalty of perjury under the laws of the State of California that the facts in this declaration are true and correct of my own personal knowledge and that I executed it on February 26, 2007 at San Diego, California.


MATTHEW SPIEGEL

2/20/07 F

1 EDWARD J. MCINTYRE [SBN 80402]
emcintyre@swsslaw.com
2 CHRISTINA M. MILLIGAN [SBN 231655]
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F I L E D
Clerk of the Superior Court
FEB 26 2007
By: M. WONG-JIMENEZ, Deputy

6 Attorneys for Pacific Law Center

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8 **SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO**

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PACIFIC LAW CENTER, a Professional Law Corporation,

Plaintiff,

v.

SHAHROKH SAADATNEJAD, individually and doing business as PACIFICLAWCENTERS.COM and USHOSTAGE.COM; and DOES 1 through 50, inclusive,

Defendants.

CASE NO. GIC 878352

DECLARATION OF THOMAS SLATTERY IN SUPPORT OF PACIFIC LAW CENTER'S EX PARTE APPLICATION FOR A TEMPORARY RESTRAINING ORDER AND ORDER TO SHOW CAUSE FOR A PRELIMINARY INJUNCTION

Date: February 27, 2007
Time: 9:00 a.m.
Dept. 75

Complaint Filed: January 12, 2007

I/C Judge: Hon. Richard E.L. Strauss

1 I, Thomas Slattery, declare:

2 1. I am one of the supervising attorneys of Pacific Law Center, a professional law
3 corporation.

4 **Pacific Law Center.**

5 2. Pacific Law Center is registered with the state bar of California; Robert Arentz
6 is the supervising attorney.

7 3. Pacific Law Center has more than 20 licensed attorneys at its three San Diego
8 offices—La Jolla, Escondido and Chula Vista. Overall, Pacific Law Center has more than 100
9 employees.

10 4. During the last four years in San Diego, Pacific Law Center spends millions of
11 dollars in print and other media advertising.

12 5. The sole purpose of that advertising is to associate Pacific Law Center with
13 high quality legal services for our clients in the three areas in which Pacific Law Center
14 attorneys primarily practice: personal injury, criminal and consumer bankruptcy
15 representation.

16 6. Over the course of time, and because of that advertising, consumers of legal
17 services identify Pacific Law Center with the professional corporation that is registered with
18 the State Bar of California and which provides high quality legal services for clients
19 throughout San Diego county.

20 7. Pacific Law Center owns the website pacificlawcenter.com. That website is a
21 major avenue for clients to learn about Pacific Law Center, its attorneys and the services it
22 provides. It also provides a way for clients to reach Pacific Law Center.

23 8. As a result, the trade name and service mark, "Pacific Law Center" has
24 achieved a secondary meaning in the minds of the consuming public as a specific source of
25 high quality legal services for clients in San Diego county.

26 **Mr. Saadatnejad's Conduct.**

27 9. Since Mr. Saadatnejad began his campaign using pacificlawcenters.com
28 [emphasis added] there is confusion among consumers of legal services whether his website

1 is official website of Pacific Law Center.

2 10. Pacific Law Center has had clients and potential clients call and inquire
3 whether Pacific Law Center admits to engaging in the kind of conduct that Mr. Saadatnejad
4 accuses it on his pacificlawcenters.com website.

5 11. Pacific Law Center has had clients and potential clients tell us that they will
6 not retain Pacific Law Center us as a result of what they see on pacificlawcenters.com and
7 what they apparently believe are admissions of Pacific Law Center, the professional
8 corporation.

9 12. Mr. Saadatnejad has made clear that he will not stop using the Pacific Law
10 Center mark and trade name unless this Court enters an injunction that forces him to do so.

11 13. Indeed, Mr. Saadatnejad has told Pacific Law Center that he intended to use
12 pacificlawcenters.com to create precisely the kind of confusion in the minds of the
13 consuming public that has in fact occurred.

14 14. Mr. Saadatnejad has told Pacific Law Center that, unless it pays him \$500,000,
15 he will continue to use the confusingly similar pacificlawcenters.com website and continue
16 to say the things that he has said about Pacific Law Center and its attorneys and employees.

17 15. I attach true and correct copies of some of the postings on
18 pacificlawcenters.com's website as Exhibit 1.

19 16. I attach as Exhibit 2 a true and correct copy of the Pacific Law Center website.

20 17. In those postings, Mr. Saadatnejad accuses Pacific Law Center of lying to and
21 cheating its clients. He calls Pacific Law Center attorneys "thieves," "liars," "scam artists,"
22 "hustlers." He also associates Pacific Law Center with methamphetamine laboratories and
23 child abuse and child slavery.

24 18. He makes it look as if the official website of Pacific Law Center has been
25 "hacked."

26 19. He claims that Pacific Law Center "robbed," him although all of his retainer
27 both unearned and earned was returned in full.

28 20. Mr. Saadatnejad also defames Phillips & Associates, an Arizona professional

1 corporation that is related to Pacific Law Center.

2 Mr. Saadatnejad is a Former Client of Pacific Law Center.

3 21. Pacific Law Center was retained by Mr. Saadatnejad's mother to represent him
4 in a criminal case in San Diego in which he was charged generally with driving under the
5 influence, being drunk in public, fighting in public, disorderly conduct and vandalism.

6 22. The details of Pacific Law Center's representation of him are in Matthew
7 Spiegel's declaration.

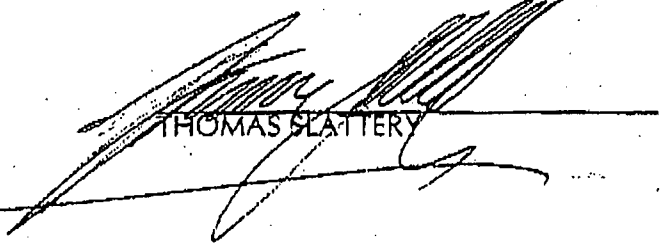
8 23. Pacific Law Center has refunded to Mr. Saadatnejad not only unused portions
9 of his retainer but, in fact, the whole of that retainer.

10 24. The statements about Pacific Law Center and its attorneys and employees are
11 obviously false and are causing Pacific Law Center damage.

12 25. Pacific Law Center has already suffered irreparable harm as a result of
13 Saadatnejad's conduct and it will continue to suffer irreparable harm unless this Court stops
14 him.

15 26. There is no way accurately to determine the whole of the harm that Mr.
16 Saadatnejad has done to Pacific Law Center and its reputation and the reputation of its
17 attorneys. As a result, money damages are inadequate to repair that harm. In that respect,
18 Pacific Law Center has suffered and continues to suffer irreparable harm and will do so until
19 this Court stops Mr. Saadatnejad.

20 I declare under penalty of perjury under the laws of the State of California that the
21 facts in this declaration are true and correct of my own personal knowledge, or based on
22 information that I believe to be true, and that I executed it on February 26, 2007 at San
23 Diego, California.

24 
25 THOMAS SLATTERY
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SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO

CASE NUMBER 61C878352	COMPLAINT DATE	HEARING DATE FEB 27 2007	HEARING TIME 9 am	DEPT 75	FOR COURT USE ONLY FEB 27 2007 By: M. WONG-JIMENEZ, Deputy
JUDGE RICHARD E.L. STRAUSS		CLERK			
REPORTER				CSR #	
PLAINTIFF/PETITIONER <i>Pacific Law Center</i>		ATTORNEY FOR PLAINTIFF/PETITIONER <i>Edward J. McEntyre</i>			
DEFENDANT/RESPONDENT <i>Saadatnejad</i>		ATTORNEY FOR DEFENDANT/RESPONDENT			

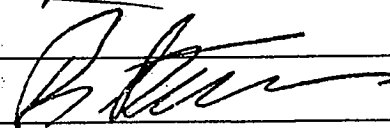
COUNSEL FOR MOVING PARTY MUST FILL IN TOP PORTION, EXCLUDING NAMES OF JUDGE, CLERK AND REPORTER. ALL COUNSEL MUST PRINT NAMES IN SPACE OPPOSITE THE NAME OF THE PARTY THEY REPRESENT.

EX PARTE APPLICATION FOR: *Pre-Preliminary Injunction*

MOVING PARTY: *Plaintiff*

- ORDER BY COURT GRANTED DENIED ORDER SHORTENING TIME IS GRANTED DENIED
- MOTION FOR: *PRELIMINARY INJUNCTION* IS SET ON /CONT. TO *3/9* AT *3⁰⁰* AM / PM
- MOVING PAPERS TO BE FILED AND FAXED / PERSONALLY SERVED BY *3/7/07 by C.O.O.*
- OPPOSITION TO BE FILED AND FAXED / PERSONALLY SERVED BY *3/7/07 by C.O.O.* REPLY *3/7/07 by C.O.O.*
- TENTATIVE RULING / APPEARANCE NECESSARY
- TRIAL DATE CONTINUED TO/SET ON: _____ AT _____ AM / PM ON MOTION OF PLT / DFT BY COURT
- TRIAL CONTINUANCE FEE DUE BY _____ PAID [] NOT PAID []
- TRIAL READINESS CONFERENCE CONTINUED TO: _____ AT _____ AM / PM ON MOTION OF PLT / DFT BY COURT
- CASE MANAGEMENT CONFERENCE CONTINUED TO /SET FOR _____ AT _____ AM / PM CASE DESIGNATED EXCEPTIONAL
- 1ST EXCHANGE OF EXPERTS _____ 2ND EXCHANGE OF EXPERTS _____ ALL DEADLINES REMAIN AS SET
- MOTION/DISCOVERY/POSTING OF JURY FEES DATE EXT/CONT TO _____ NON JURY/JURY REQUESTED BY PLT/DFT EST. LENGTH OF TRIAL _____ DAYS
- VACATE ALL HEARING DATES ORDERED TO ARB./MED. TO BE COMPLETED BY _____ REMOVED FROM ARB./MED.
 SET ON 45 DAY DISMISSAL CALENDAR
- LEAD CASE NO. _____ CONSOLIDATED WITH _____
- COURT ORDERS A STAY OF EVICTION UNTIL _____
- SETTLEMENT CONFERENCE WITH JUDGE _____ COUNSEL ARE TO CALL FOR A DATE WITHIN THE NEXT _____ DAYS

OTHER: *Court has read and considered the plaintiffs ex parte application and denies the preliminary injunction but grants a temporary protective order. Counsel for Pacific Law Center to post a \$10,000 bond. (m)*

DATED: *FEB 27 2007* 

JUDGE OF THE SUPERIOR COURT

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F I L E D

Clerk of the Superior Court

FEB 27 2007 *ty*

By: J. JOHNSON, Deputy

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO

PACIFIC LAW CENTER, a Professional Law Corporation,

Plaintiff,

v.

SHAHROKH SAADATNEJAD, individually and doing business as PACIFICLAWCENTERS.COM and USHOSTAGE.COM; and DOES 1 through 50, inclusive,

Defendants.

CASE NO. GIC 878352

ORDER GRANTING PACIFIC LAW CENTER'S EX PARTE APPLICATION FOR A TEMPORARY RESTRAINING ORDER AND ORDER TO SHOW CAUSE FOR A PRELIMINARY INJUNCTION

Date: February 27, 2007
Time: 9:00 a.m.
Dept. 75

Complaint Filed: January 12, 2007

I/C Judge: Hon. Richard E.L. Strauss

1 Upon the ex parte application of Pacific Law Center, and the declarations of Thomas
2 Slattery and Matthew Spiegel, and for good cause shown,

3 IT IS HEREBY ORDERED AND DECREED, as follows:

4 1. Plaintiff Pacific Law Center's ex parte application for a temporary restraining
5 order is GRANTED.

6 2. Until further order of this Court Shahrokh Saadatnejad shall immediately to
7 cease using the website pacificlawcenters.com or any similar website.

8 3. Until further order of this Court, Shahrokh Saadatnejad shall not use the trade
9 name Pacific Law Center in any published communication.

10 4. IT IS FURTHER ORDERED AND DECREED that Shahrokh Saadatnejad shall
11 appear on March 9, 2007 at 3:00 p.m. show cause why a preliminary injunction
12 should not issue enjoining and restraining him from using the website pacificlawcenters.com
13 or any similar website and from using the trade name Pacific Law Center in any published
14 communication until the trial of this case.


15 5. Plaintiff shall file and personally serve any supplemental papers in support of
16 its application for a preliminary injunction on or before March 7, 2007 by noon.

17 6. Shahrokh Saadatnejad shall file and personally serve any opposition on or
18 before March 7, 2007 by 5pm.

19 7. Pacific Law Center shall file and personally serve any reply on or before
20 March 7, 2007 by 5pm.

21 IT IS SO ORDERED.

22 Dated: FEB 27 2007


RICHARD E.L. STRAUSS
JUDGE OF THE SUPERIOR COURT

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SHAHROKH SAADAT-NEJAD
pacificlawcenters@yahoo.com
Telephone: (646) 225-8213
Defendant

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO

PACIFIC LAW CENTER

Plaintiff,

vs.

SHAHROKH SAADAT-NEJAD
USHOSTAGE.COM
PACIFICLAWCENTERS.COM

Defendant.
2007

CASE No.GIC878352

DECLARATION OF
SHAHROKH SAADAT-NEJAD
AND CAUSE FOR
CASE DISMISSAL

Date: March 9, 2007
Time: 3:00pm
Dept. 75

Complaint Filed: January 12,

I/C Judge: Hon. Richard E.L. Strauss

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2
3 Shahrokh Saadat-Nejad, the owner of USHOSTAGE.com and the owner of
4 PACIFICLAWCENTERS.com declaration and cause for case dismissal.

5 I, Shahrokh Saadat-Nejad, declare:

6 1. I am a muslim and a citizen of The Islamic Republic of Iran.

7
8 2. I am a permanent resident of The United States of America.

9 3. I am the defendant for civil case No.GIC878352

10 4. I am the owner of USHOSTAGE.com

11 5. I am the owner of PACIFICLAWCENTERS.com

12
13 6. I have not and do not reside at 3713 Mount Ashmun Place , San Diego ,
14 California.92111 for minimum of over fifteen months. Pacific Law Center is
15 and has been aware of this fact on record, which I believe that Pacific Law
16 Center may have not wanted to serve me, but only to appear that they are
looking for me. I do have evidence to suggest this fact.

17 7. I have for the first time went to court on Monday, March 5, 2007 to look
18 at the file for civil case No.GIC878352, due to an email that I received on
19 Sunday, March 4, 2007.

20 8. I called and hired Pacific Law Center while in jail on August 30, 2006
21 early in the morning for criminal case No.CD200499 and criminal case
22 No.M897962 filed in the County of San Diego, and both cases are still
pending as of Tuesday, March 6, 2007.

23 9. On September 8, 2006 I fired Pacific Law Center from jail for criminal
24 case No.CD200499 and criminal case No.M897962. My Mother and other
25 family members also called Pacific Law Center on September 8, 2006 and
fired Pacific Law Center .

26 10. On September 18, 2006 **MR. MATTHEW SPIEGEL** whom is with
27 Pacific Law Center went to court for criminal case No.CD200499 and
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3 criminal case No.M897962 and waived my rights to appear in court and
4 continued to represent himself and Pacific Law Center as my legal council,
5 even though Mr. Matthew Spiegel knew 100% that he and Pacific Law
6 Center were fired by me and my family on September 8, 2007.

7
8 11. I have read the declaration of Mr. Matthew Spiegel, which he signed and
9 dated February 26, 2007. The declaration was filed on February 26, 2007.
10 On page 2, line 21, item numbers 8 and 9, Mr. Matthew Spiegel wrote [8] "It
11 was approximately two weeks later that I received a message from my
12 paralegal that Mr. Saadatnejad wanted to fired us and I tried to see him in
13 county jail but he refused." Page 2, line 24 [9] "Then I appeared at the
14 readiness conference and indicated to the judge that I thought we may have
15 been fired but I was not sure and did not want prematurely to ask to be
16 relieved as counsel."

17
18 12. Mr. Matthew Spiegel needs to be more specific before I can fully
19 respond to his declaration if need be for this civil action. For example in
20 what way did Mr. Matthew Spiegel indicate to the Judge (Commissioner) on
21 September 18, 2006 that Pacific Law Center was fired. Did he give hand
22 signals, or did he use the word fire or fired at all, or did he wink as an
23 indication, or a personal note to the Commissioner.

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25 13. I have heard the audio tape of September 18, 2006 of the hearing that Mr.
26 Matthew Spiegel waived my rights to, and I highly encourage Solomon
27 Ward Seidenwurm & Smith Law Firm to listen too. Solomon Ward
28 Seidenwurm & Smith Law Firm can go to the court on the second floor and
order a copy of the hearing which will cost \$10.00, before Solomon Ward
Seidenwurm & Smith Law Firm self inflict more harm to their own
reputation. [Comm. Rice, Dept.2 PC977/Arr]

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24 14. I have briefly glanced at the declaration that **MR. THOMAS**
25 **SLATTERY** whom is with Pacific Law Center which was filed on February
26 26, 2007, and I can only be more angry with him, because I can and I will
27 prove that Mr. Thomas Slattery knowingly and intentionally has fabricated
28 and manufactured false evidence(s) in his declaration and exhibits (A) and
(B) to the court. Mr. Thomas Slattery needs to provide world wide web

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addresses of each copies of the alleged postings, and to provide the date(s) of each alleged postings and the date(s) of any copies of the alleged website pacificlawcenters.com that Mr. Thomas Slattery has filed with his declaration.

15. I have obtained evidences and I am still collecting evidences of allegations made against Pacific Law Center by me on the world wide web. The pending criminal cases against me must finish first because Pacific Law Center has and is tampering with both criminal cases even after September 21, 2006 which was the day I discovered that Pacific Law Center are hustlers, thieves, fraud Etc.

On September 21, 2006 Commissioner Rice in Dep.2 told me to go file a fraud complaint at the District Attorney Office against Pacific Law Center, and Commissioner Rice respectfully gave back \$5000 out of \$10,100 that I and my family had put up for self bail.

Freedom of Speech in the United States

16. In the United States freedom of expression is protected by the First Amendment to the United States Constitution.

17. The Internet is a common area, a public space like any village square, except that it is the largest common area that has ever existed. Anything that anybody wishes to say can be heard by anyone else with access to the Internet, and this world-wide community is as large and diverse as humanity itself. Therefore, from a practical point of view, no one community's standards can govern the type of speech permissible on the Internet. In the words of John Barlow, a founding member of the Electronic Frontier Foundation (EFF) -- "In Cyberspace, the First Amendment is a local ordinance".

18. In 1996 the US Government passed the Communications Decency Act (CDA) prohibiting distribution of adult material over the Internet, even though the law was widely believed to be unenforceable and

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unconstitutional. This gave birth to a blue ribbon campaign to show support for freedom of speech on the Internet. Many sites placed a black background on their web pages for the first 24 hours after the CDA passed. A few months later a three-judge panel imposed an injunction against the law's enforcement, pending resolution of lawsuits launched by several civil liberties groups, and the law was subsequently found to be unconstitutional.

19. In 1996 many countries around the world became frightened of the freedom of speech associated with the Internet. China mandated that Internet users must register with the police. Germany banned access to some adult newsgroups on Compuserve. Saudi Arabia restricted Internet access to universities and hospitals. Singapore mandated that political and religious sites must register with the government. New Zealand courts ruled that computer disks are a type of "publication" that can be censored. None of these efforts had much lasting effect.

Pacific Law Center

20. Some people confuse patents, copyrights, and trademarks. Although there may be some similarities among these kinds of intellectual property protection, they are different and serve different purposes.

What Is a Patent?

A patent for an invention is the grant of a property right to the inventor, issued by the Patent and Trademark Office. The term of a new patent is 20 years from the date on which the application for the patent was filed in the United States or, in special cases, from the date an earlier related application was filed, subject to the payment of maintenance fees. US patent grants are effective only within the US, US territories, and US possessions.

The right conferred by the patent grant is, in the language of the statute and of the grant itself, The right to exclude others from making, using, offering for sale, or selling the invention in the United States or Importing the invention into the United States . What is granted is not the right to make,

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use, offer for sale, sell or import, but the right to exclude others from making, using, offering for sale, selling or importing the invention.

What Is a Trademark or Servicemark?

A trademark is a word, name, symbol or device which is used in trade with goods to indicate the source of the goods and to distinguish them from the goods of others. A servicemark is the same as a trademark except that it identifies and distinguishes the source of a service rather than a product. The terms "trademark" and "mark" are commonly used to refer to both trademarks and servicemarks.

Trademark rights may be used to prevent others from using a confusingly similar mark, but not to prevent others from making the same goods or from selling the same goods or services under a clearly different mark. Trademarks which are used in interstate or foreign commerce may be registered with the Patent and Trademark Office. The registration procedure for trademarks and general information concerning trademarks is described in a separate pamphlet entitled "Basic Facts about Trademarks".

What Is a Copyright?

Copyright is a form of protection provided to the authors of original works of authorship including literary, dramatic, musical, artistic, and certain other intellectual works, both published and unpublished. The 1976 Copyright Act generally gives the owner of copyright the exclusive right to reproduce the copyrighted work, to prepare derivative works, to distribute copies or phonorecords of the copyrighted work, to perform the copyrighted work publicly, or to display the copyrighted work publicly.

The copyright protects the form of expression rather than the subject matter of the writing. For example, a description of a machine could be copyrighted, but this would only prevent others from copying the description; it would not prevent others from writing a description of their own or from making and using the machine. Copyrights are registered by the Copyright Office of the Library of Congress.

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21. *From the website of the United States Patent and Trademark Office:*

1209.03(m) Domain Names

Internet domain names raise some unique trademark issues. A mark comprised of an Internet domain name is registrable as a trademark or service mark only if it functions as an identifier of the source of goods or services. Portions of the uniform resource locator (URL) including the beginning, ("http://www.") and the top level Internet domain name (TLD) (e.g., ".com," ".org," ".edu,") function to indicate an address on the World Wide Web, and therefore generally serve no source-indicating function. TLDs may also signify abbreviations for the type of entity for whom use of the cyberspace has been reserved. In re Oppedahl & Larson LLP, 373 F.3d 1171, 1176, 71 USPQ2d1370, 1373 (Fed. Cir. 2004) ("[T]he Board is correct that the overall impression of '.com' conveys to consumers the impression of a company or commercial entity on the Internet."). For example, the TLD ".com" signifies to the public that the user of the domain name constitutes a commercial entity. In re Martin Container, Inc., 65 USPQ2d 1058, 1060-1061 (TTAB 2002) ("[T]o the average customer seeking to buy or rent containers, 'CONTAINER.COM' would immediately indicate a commercial web site on the Internet which provides containers."). See also Goodyear's India Rubber Glove Mfg. Co. v. Goodyear Rubber Co., 128 U.S. 598, 602 (1888) ("The addition of the word 'Company' [to an otherwise generic mark] only indicates that parties have formed an association or partnership to deal in such goods" and does not render the generic mark registrable).

If a proposed mark includes a TLD such as ".com", ".biz", ".info", the examining attorney must provide evidence that the term is a TLD, and, if available, evidence of the significance of the TLD as an abbreviation (e.g. ".edu" signifies an educational institution, ".biz" signifies a business).

Because TLDs generally serve no source-indicating function, their addition to an otherwise unregistrable mark typically cannot render it registrable. Oppedahl, 373 F.3d at 1174, 71 USPQ2d at 1372 (PATENTS.COM merely descriptive of computer software for managing a database of records and for tracking the status of the records by means of the Internet); In re Microsoft

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3 Corp., 68 USPQ2d 1195, 1203 (TTAB 2003) ("The combination of the
4 specific term and TLD at issue, i.e., OFFICE and .NET, does not create any
5 double entendre, incongruity, or any other basis upon which we can find the
6 composite any more registrable than its separate elements. The combination
7 immediately informs prospective purchasers that the software includes
8 'office suite' type software and is from a Internet business, i.e., a '.net' type
9 business."); In re CyberFinancial.Net, Inc., 65 USPQ2d 1789, 1792 (TTAB
10 2002) ("Applicant seeks to register the generic term 'bonds,' which has no
11 source-identifying significance in connection with applicant's services, in
12 combination with the top level domain indicator ".com," which also has no
13 source-identifying significance. And combining the two terms does not
14 create a term capable of identifying and distinguishing applicant's services.");
15 In re Martin Container, 65 USPQ2d at 1061 ("[N]either the generic term nor
16 the domain indicator has the capability of functioning as an indication of
17 source, and combining the two does not result in a compound term that has
18 somehow acquired this capability."). See also Goodyear, 128 U.S. at 602
19 (the incorporation of a term with no source-indicating function into an
20 otherwise generic mark cannot render it registrable). For example, if a
21 proposed mark is composed of merely descriptive term(s) combined with a
22 TLD, the examining attorney must refuse registration on the Principal
23 Register under Trademark Act (e)(1), 15 U.S.C. 052(e)(1), on the ground
24 that the mark is merely descriptive.

18 Similarly, if a proposed mark is composed of generic term(s) for the
19 applicant's goods or services and a TLD, the examining attorney generally
20 must refuse registration on the ground that the mark is generic.

21 When examining domain name marks, it is important to evaluate the
22 commercial impression of the mark as a whole, including the TLD indicator.
23 In Oppedahl, the Court of Appeals for the Federal Circuit cautioned that,
24 while "[t]he addition of a TLD such as '.com' or '.org' to an otherwise
25 unregistrable mark will typically not add any source-identifying
26 significance," this "is not a bright-line, per se rule. In exceptional
27 circumstances, a TLD may render an otherwise descriptive term sufficiently
28 distinctive for trademark registration." 373 F.3d at 1177, 71 USPQ2d at
1374.

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22. United States Law:

The controlling precedent in the United States was set in 1964 by the United States Supreme Court in *New York Times Co. v. Sullivan*. It is considered a key decision in supporting the First Amendment and freedom of the press.

A fairly high threshold of public activity is necessary to elevate a person to public figure status. Typically, they must either be:

a public figure pervasively involved in public affairs, or a limited purpose public figure, meaning those who have "thrust themselves to the forefront of particular public controversies in order to influence the resolution of the issues involved." A "particularized determination" is required to decide whether a person is a limited purpose public figure, which can be variously interpreted.

A person can become an "involuntary public figure" as the result of unwanted publicity. A person accused of a high profile crime may be unable to pursue actions for defamation even after their innocence is established on this basis. A person can also become a "limited public figure" by engaging in actions which generate publicity within a narrow area of interest. For example, jokes about Terry Rakolta, an activist who spearheaded a boycott of the show *Married With Children*, are fair comments within the confines of her public conduct and are protected because she was a "limited public figure."

23. *New York Times Co. v. Sullivan*, 376 U.S. 254 (1964), was a United States Supreme Court case which established the actual malice standard before press reports could be considered to be defamation and libel; and hence allowed free reporting of the civil rights campaigns in the southern United States. It is one of the key decisions supporting the freedom of the press. The actual malice standard requires that the plaintiff in a defamation or libel case prove that the publisher of the statement in question knew that the statement was false or acted in reckless disregard of its truth or falsity. Because of the extremely high burden of proof on the plaintiff, and the

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difficulty in proving essentially what is inside a person's head, such cases — when they involve public figures — rarely, if ever prevail.

Before this decision there were nearly US\$300 million in libel actions outstanding against news organizations from the Southern states and these had caused many publications to exercise great caution when reporting on civil rights, for fear that they may be held accountable for libel. After the Times prevailed in this case, news organizations were free to report the widespread disorder and civil rights infringements. The Times maintained that the case against it was brought to intimidate news organizations and prevent them from reporting illegal actions of public employees in the South as they attempted to continue to support segregation.

24. PACIFIC LAW CENTER and/or <http://www.pacificlawcenter.com> is not registered in any way shape or form with the United States Patent and Trademark Office and there is no notice of intent to do so, and PACIFIC LAW CENTER and/or <http://www.pacificlawcenter.com> is not registered with the Copyright Office of the library of Congress and there is no notice of intent to do so.

25. I Shahrokh Saadat-Nejad will file a complaint against all parties involved in this fraud with Pacific Law Center and Phillips and Associates Law Firm with the California Bar and with Local and Federal Law Enforcement after my pending criminal cases that Pacific Law Center is still tampering with. Complaint will be filed with the San Diego County Grand Jury as well.

I have suffered psychological and mental trauma because of Pacific Law Center, and I still am suffering.

Any alleged suffering that Pacific Law Center may claim including loss of clients is a direct result of their own fraud, lies, misleading the public and the court of law and I Shahrokh Saadat-Nejad will continue to practice my rights by warning the public on the world wide web, and in news papers, and I will obtain a city/county permit(s) to protest in public not to hire Pacific Law Center, [pacificlawcenter.com](http://www.pacificlawcenter.com) which is owned by Phillips and Associates Law Firm in the State of Arizona.

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I was born in Iran and raised in San Diego, California and I refuse to stay silent of my horrible experience with Pacific Law Center and their associates. All documents including audio related to this civil action filed against me, USHOSTAGE.com, and PACIFICLAWCENTERS.com by Pacific Law Center will be published which is my right to do so on <http://www.PHAWKU.com> and/or <http://www.PHAWKU2.com> after the pending criminal cases that Pacific Law Center is tampering with.

Pacific Law Center can change their domain name for \$6.95 per year. I highly recommend that Pacific Law Center be more honest with the public and to change their domain name to PATHETICLAWCENTER.com which is available for \$6.95 on the internet.

26. Shahrokh Saadat-Nejad the owner of USHOSTAGE.com and the owner of PACIFICLAWCENTERS.com respectfully ask the court to dismiss civil case No.GIC878352 and give Pacific Law Center a stern warning of filing false documents and statements with the court and practicing fraud.

27. Should the court not dismiss civil case No.GIC878352; this declaration will be amended with exhibits after the pending criminal cases which Pacific Law Center is tampering with.

I declare under penalty of perjury under the laws of the State of California that the facts in this declaration are true and correct of my own personal knowledge.

Date: MARCH 7, 2007 
Shahrokh Saadat-Nejad
Defendant

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SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO

PACIFIC LAW CENTER, a Professional Law Corporation,

Plaintiff,

v.

SHAHROKH SAADATNEJAD, individually and doing business as PACIFICLAWCENTERS.COM and USHOSTAGE.COM; and DOES 1 through 50, inclusive,

Defendants.

CASE NO. GIC 878352

ORDER GRANTING APPLICATION FOR PRELIMINARY INJUNCTION

Date: March 9, 2007

Time: 3:00 p.m.

Dept. 75

Complaint Filed: January 12, 2007

I/C Judge: Hon. Richard E.L. Strauss

1 Pacific Law Center's application for a preliminary injunction came on regularly for
2 hearing on March 9, 2007 at 3:00 p.m. in Department 75 of the above-entitled Court.

3 After consideration of the submissions of the parties and for good cause shown,
4 IT IS HEREBY ORDERED AND DECREED AS FOLLOWS:

5 1. Pacific Law Center's application for a preliminary injunction is hereby
6 granted.

7 2. Until further order of this Court Shahrokh Saadatnejad shall immediately to
8 cease using the website pacificlawcenters.com or any similar website.

9 3. Until further order of this Court, Shahrokh Saadatnejad shall not use the trade
10 name Pacific Law Center in any published communication.

11 IT IS SO ORDERED.

12 Dated: _____

RICHARD E.L. STRAUSS
JUDGE OF THE SUPERIOR COURT

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Solomon Ward

Attorneys at Law

Solomon
Ward
Seidenwurm &
Smith LLP

Wells Fargo Plaza
401 B Street, Suite 1200
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Edward J. McIntyre, Partner
emcintyre@swslaw.com
Direct Dial (619) 238-4823
Direct Fax (619) 615-7923

March 12, 2007

VIA FEDERAL EXPRESS

Mr. Shahrokh Saadat-Nejad
3713 Mt. Ashmun Place
San Diego, CA 92111

Re: *Pacific Law Center v. Shahrokh-Saadatnejad*

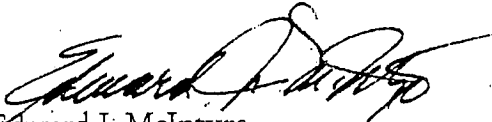
Dear Mr. Saadat-Nejad:

Thank you for telling me that, upon learning that Solomon Ward owns the domain name solomonward.com, you abandoned the domain name, solomonwardlawfirm.com.

As you know, the Court has set a preliminary injunction hearing on March 27, 2007 to address that precise issue.

If you are willing to sign the enclosed stipulation, then I will inform the Court. There will be no need for you to attend that hearing, there will be no hearing, and Solomon Ward will not attempt to get an injunction against you. Please let me know your response promptly.

Very truly yours,



Edward J. McIntyre
Solomon Ward Seidenwurm & Smith, LLP

EJM/d

Enclosure

P:303066.1:57122.002

1 EDWARD J. MCINTYRE [SBN 80402]
emcintyre@swsslaw.com
2 CHRISTINA M. MILLIGAN [SBN 231655]
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3 SOLOMON WARD SEIDENWURM & SMITH, LLP
401 B Street, Suite 1200
4 San Diego, California 92101
Telephone: (619) 231-0303
5 Facsimile: (619) 231-4755
6 Attorneys for Pacific Law Center
7

8 SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO
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11 PACIFIC LAW CENTER, a Professional Law
Corporation,

12 Plaintiff,

13 v.

14 SHAHROKH SAADATNEJAD, individually
15 and doing business as
PACIFICLAWCENTERS.COM and
16 USHOSTAGE.COM; and DOES 1 through
50, inclusive,
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18 Defendants.
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CASE NO. GIC 878352

**PACIFIC LAW CENTER'S EX PARTE
APPLICATION FOR AN ORDER TO
SHOW CAUSE RE CONTEMPT AND
SOLOMON WARD'S EX PARTE
APPLICATION FOR A TEMPORARY
RESTRAINING ORDER**

Date: March 14, 2007
Time: 8:45 a.m.
Dept. 75

Complaint Filed: January 12, 2007

I/C Judge: Hon. Richard E.L. Strauss

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**I
INTRODUCTION**

If you skirt near the edge of the cliff, you run the risk of falling off. Saadat-Nejad has.

**II
ATTACK ON SOLOMON WARD**

After Friday's hearing, Saadat-Nejad acquired the infringing domain name "solomonwardlawfirm.com" on which he has posted false and defamatory statements about the firm.

In that posting, however, he has also violated this Court's temporary restraining order. This Court ordered Saadat-Nejad not to use the domain name "pacificlawcenters.com." On the first full page, in the third full paragraph of the Solomon Ward posting, Saadat-Nejad has used pacificlawcenters.com three times and has attempted to redirect viewers to other sites where he posts the same defamatory material.¹

**III
ADDITIONAL POSTINGS ABOUT PACIFIC LAW CENTER
THAT VIOLATE THE COURT'S ORDER**

In a Craig's List posting about Pacific Law Center—page one, third full paragraph and on the last page—Saadat-Nejad has done the same; he has used pacificlawcenters.com in spite of this Court's temporary restraining order and has attempted to redirect viewers to the same material.

**IV
RELIEF SOUGHT**

Solomon Ward seeks a temporary restraining order and eventually a preliminary and permanent injunction barring Saadat-Nejad from using Solomon Ward Seidenwurm & Smith, Solomon Ward or the name of any attorney in that firm in anything other than papers that he files in this Court or in federal court.²

¹ McIntyre Declaration, ¶¶ 1 and 2.


² Solomon Ward has instituted an action on behalf of Pacific Law Center and itself in the District Court for the Southern District of California, Case No. 07-CV-0460 L (POR).

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Pacific Law Center also asks for an order to show cause why Saadat-Nejad should not be held in contempt for his obviously deliberate flouting of this Court's temporary restraining order.

DATED: March 13, 2007

Respectfully submitted,
SOLOMON WARD SEIDENWURM & SMITH, LLP

By: 
EDWARD J. MCINTYRE
CHRISTINA M. MILLIGAN
Attorneys for Pacific Law Center

FILED

07 MAR 13 PM 12:12
CLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

DEPUTY

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5 Attorneys for Pacific Law Center and Solomon
Ward Seidenwurm & Smith, LLP
6
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8 UNITED STATES DISTRICT COURT
9 SOUTHERN DISTRICT OF CALIFORNIA

10 '07 CV 0460 L POR

11 PACIFIC LAW CENTER, a Professional Law
Corporation; and SOLOMON WARD
12 SEIDENWURM & SMITH, LLP,

13 Plaintiffs,

14 v.

15 SHAHROKH SAADAT-NEJAD, an
individual,

16 Defendant.
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CASE NO.

COMPLAINT FOR TRADEMARK
INFRINGEMENT, CYBERSQUATTING
AND UNFAIR COMPETITION AND JURY
DEMAND

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1 PREAMBLE

2 This case only underscores the maxim that no good deed goes unpunished.

3 Saadat-Nejad engaged Pacific Law Center to represent him in a criminal matter. He
4 hired the firm at the very last minute. Nonetheless, Pacific Law Center immediately jumped
5 in and represented him in superior court. He then fired Pacific Law Center—as was his right.
6 It refunded to him the **whole** of the funds his family had advanced on his behalf, even
7 though it had obviously earned some, if not all of that, of the retainer.

8 Saadat-Nejad then engaged in a vicious attack on Pacific Law Center and its lawyers.
9 Pacific Law Center engaged Solomon Ward to represent it in a superior court action against
10 Saadat-Nejad.

11 Solomon Ward was successful in obtaining a temporary restraining order against
12 Saadat-Nejad. And so, he has launched a vicious attack on Solomon Ward as well.

13 PARTIES

14 Plaintiffs.

15 1. Pacific Law Center is a professional law corporation, duly incorporated and
16 licensed to do business in California. It has its principal place of business in San Diego.
17 Pacific Law Center owns the service mark Pacific Law Center. It also owns the domain
18 names "pacificlawcenter.com," "pacificlawcenter.net," "pacificlawcenter.org" and
19 "pacificlawcenter.ws."

20 2. Solomon Ward Seidenwurm & Smith, LLP is a professional law corporation,
21 licensed to do business in the State of California. It maintains its principal place of business
22 in San Diego. Solomon Ward owns the service marks Solomon Ward Seidenwurm & Smith
23 and Solomon Ward. Solomon Ward also owns domain names swsslaw.com and
24 solomonward.com.

25 Defendant.

26 3. Shahrokh Saadat-Nejad is an individual who resides within this district. He
27 has used Pacific Law Center and Solomon Ward's trade names and service marks in
28 interstate commerce in violation of their rights.

1 4. Saadat-Nejad has also misappropriated the pacificlawcenter.com and the
2 solomonward.com domain names.

3 JURISDICTION

4 5. This is a civil action for, among others, claims arising under the trademark
5 laws of the United States, 15 U.S.C. §1051, *et seq.* This Court has jurisdiction pursuant to
6 the provisions of 28 U.S.C. §1331, 28 U.S.C. §1338 and 15 U.S.C. §1121.

7 6. This Court has subject matter jurisdiction over the unfair competition claims
8 pursuant to 28 U.S.C. §1338(b), in that these claims are joined with a substantial and related
9 claim under the trademark laws of the United States.

10 7. This Court has supplemental jurisdiction over the state-law claims pursuant to
11 the provisions of 28 U.S.C. §1367(a).

12 VENUE

13 8. Venue in this district is proper pursuant to the provisions of 28 U.S.C.
14 §1391(b).

15 MATERIAL ALLEGATIONS

16 9. Pacific Law Center has been duly incorporated and authorized to do business
17 as a professional law corporation in California under the name "Pacific Law Center."

18 10. Pacific Law Center registered the internet domain names
19 "pacificlawcenter.com," "pacifidawcenter.net," "pacificlawcenter.org" and
20 "pacificlawcenter.ws" and has at all times since maintained ownership of said domain
21 names.

22 11. Pacific Law Center has been doing business as a law firm, with a practice
23 emphasizing criminal, bankruptcy and personal injury case, in the San Diego.

24 12. Pacific Law Center has used the exclusive trademark "Pacific Law Center" in
25 its professional business and in an extensive advertising and marketing campaign, including
26 television, telephone business directories, print and various other media.

27 13. Pacific Law Center has used and advertised the internet domain names, and
28 operated internet sites at the addresses, "pacificlawcenter.com," "pacificlawcenter.net,"

1 "pacificlawcenter.org" and "pacificlawcenter.ws" to advertise and promote its business
2 activities as a law firm, with a practice emphasizing criminal, bankruptcy and personal injury
3 cases.

4 14. Pacific Law Center has built up valuable goodwill in its service mark and trade
5 name, "Pacific Law Center" and the public generally has come to associate its mark
6 exclusively with Pacific Law Center's professional business in California.

7 15. Solomon Ward is, and has been for more than 25 years, a law firm in San
8 Diego known and practicing throughout California and across the country.

9 16. Solomon Ward has used the exclusive trademarks "Solomon Ward
10 Seidenwurm & Smith" and "Solomon Ward" in the operation of its professional business.
11 Solomon Ward has used the internet domain names, and operated internet sites at the
12 address, "swsslaw.com" and "solomonward.com" to make the public aware of its
13 professional business.

14 17. Solomon Ward has built up valuable goodwill in its service marks and trade
15 names "Solomon Ward Seidenwurm & Smith" and "Solomon Ward" and the general public
16 has come to associate those names exclusively with Solomon Ward's professional business
17 in San Diego, throughout California and across the nation.

18 18. On August 31, 2006, Saadat-Nejad retained Pacific Law Center to defend him
19 against criminal charges, including, alleged violations of Vehicle Code §123152,
20 subsections (a) and (b) and Penal Code §§415(1) and 594A(B)(2), then pending against him
21 in San Diego and for which he was then incarcerated in the San Diego county jail.

22 19. Shortly thereafter, Saadat-Nejad became dissatisfied with Pacific Law Center's
23 representation, terminated its representation of him and began a course of iconduct,
24 including posting disparaging comments about Pacific Law Center on the internet calculated
25 to interfere with and damage it and its business operations.

26 20. On September 20, 2006, Saadat-Nejad registered and obtained ownership of
27 the internet domain name "pacificlawcenters.com," which is confusingly similar to the
28 internet domain names registered to Pacific Law Center and sites used by it.

1 21. Since September 20, 2006 Saadat-Nejad has maintained registration of the
2 internet domain name of, and operated the internet site at, "pacificlawcenters.com" with the
3 intent of (1) intercepting actual and potential clients of Pacific Law Center and the general
4 public who use internet search engines "key word" search features which would otherwise
5 lead them to Pacific Law Center's internet site(s), (2) intercepting consumers who have
6 added the letter "s" to Pacific Law Center's true internet site name(s) in attempting to find
7 plaintiffs internet site; and (3) once consumers enter Saadat-Nejad's internet site, exposing
8 them to its content, which is intended and designed to disparage and harm the goodwill of
9 Pacific Law Center, attempt to dissuade actual and potential clients from doing business with
10 Pacific Law Center and to entice them to communicate by email with Saadat-Nejad and to
11 visit another internet site which is owned and operated by Saadat-Nejad under the internet
12 domain name "ushostage.com."

13 22. On January 12, 2007, Pacific Law Center filed an action in superior court
14 against Saadat-Nejad, case no. GIC 878352.

15 23. On February 23, 2007, Pacific Law Center retained Solomon Ward to
16 represent it in that lawsuit.

17 24. On February 27, 2007, Solomon Ward successfully obtained a temporary
18 restraining order against Saadat-Nejad that restrains him from:

19 "Until further order of this Court Shahrokh Saadatnejad shall immediately
20 cease using the website pacificlawcenters.com or any similar website.

21 Until further order of this Court, Shahrokh Saadatnejad shall not use the trade
22 name Pacific Law Center in any published communication...."

23 25. On March 9, 2007, the superior court extended that temporary restraining
24 order until an April 20, 2007.

25 26. On March 10 or 11, 2007, Saadat-Nejad obtained a confusingly similar
26 domain name "solomonwardlawfirm.com." Saadat-Nejad has maintained registration of that
27 internet domain name of, and operated the internet site at solomonwardlawfirm.com with
28 the intent of (1) intercepting actual and potential clients of Solomon Ward and the general
public who use internet search engines' "keyword" search features which would otherwise

1 lead them to Solomon Ward's internet sites; (2) intercepting clients who have added
2 "lawfirm" to Solomon Ward's true internet site name in an attempt to find Solomon Ward;
3 and (3) once clients enter Saadat-Nejad internet site, exposing them to its conduct which is
4 intended and designed to disparage and harm the goodwill of Solomon Ward, attempting to
5 dissuade actual and potential clients from doing business with Solomon Ward and to entice
6 them to communicate by email with Saadat-Nejad and to visit another internet site which is
7 owned and operated by Saadat-Nejad under the internet domain name "ushostage.com."

8 **FIRST CLAIM FOR RELIEF**

9 **[Trade Name Infringement & Unfair Competition - Common Law]**

10 27. Pacific Law Center and Solomon Ward hereby incorporate by reference
11 paragraphs 1 through 26, above.

12 28. Saadat-Nejad's use of the internet domain names and sites
13 "pacificlawcenters.com" and "solomonwardlawfirm.com" constitutes an unlawful, wrongful,
14 willful, intentional, fraudulent and malicious interference with the trademarks, service marks
15 and trade names of Pacific Law Center and Solomon Ward and unfair competition with their
16 business.

17 29. Saadat-Nejad's wrongful use of the confusingly similar internet domain name
18 and internet sites "pacificlawcenters.com" and "solomonwardlawfirm.com" has caused, and
19 unless enjoined by this Court will continue to cause, irreparable injury to Pacific Law Center
20 and Solomon Ward by misleading, confusing and misdirecting its clients, potential clients
21 and the general public, intercepting potential "hits" on Pacific Law Center and Solomon
22 Ward's internet sites and luring them to Saadat-Nejad's internet sites at
23 "pacificlawcenters.com," "solomonwardlawfirm.com" and "us hostage.com."

24 30. Pacific Law Center and Solomon Ward have no adequate remedy at law for
25 the injuries and damages they currently suffer, since money damages will be inadequate to
26 compensate Pacific Law Center and Solomon Ward for their loss of reputation, business,
27 income and goodwill, and the impossibility of Pacific Law Center and Solomon Ward
28 determining the amount of damage that they will suffer if Saadat-Nejad's conduct is not

1 restrained.

2 31. As a proximate result of Saadat-Nejad's wrongful conduct, Pacific Law Center
3 and Solomon Ward's reputation, business, goodwill and income have all been damaged in
4 an amount not yet fully known to Pacific Law Center and Solomon Ward and to be proven
5 at trial.

6 32. The actions of Saadat-Nejad's constitute fraud, oppression and/or malice,
7 entitling Pacific Law Center and Solomon Ward to an award of punitive and exemplary
8 damages.

9 SECOND CLAIM FOR RELIEF

10 [Trade Name Infringement/Dilution and Unfair Competition]

11 33. Pacific Law Center and Solomon Ward hereby incorporate by reference
12 paragraphs 1 through 32, above.

13 34. Saadat-Nejad's registration of the internet domain name and operation of the
14 internet site "pacificlawcenters.com" and "solomonwardlawfirm.com" for his own purposes
15 constitutes a statutory infringement and dilution of Pacific Law Center and Solomon Ward's
16 service marks and trade names and acts of unfair competition, entitling them to statutory
17 relief and remedies under the provisions of the Lanham Act governing trademark
18 infringement and dilution and unfair competition protection injunctive relief and money
19 damages; in an amount in excess of \$75,000 exclusive of interest and costs.

20 THIRD CLAIM FOR RELIEF

21 [Anti-Cybersquatting Consumer Protection Act]

22 35. Pacific Law Center and Solomon Ward hereby incorporate paragraphs 1
23 through 34, above.

24 36. Saadat-Nejad's use of the internet domain names and sites
25 "pacificlawcenters.com" and "solomonwardlawfirm.com" was done with a bad faith intent
26 to benefit and profit from Pacific Law Center and Solomon Ward's, service marks and trade
27 names, entitling Pacific Law Center and Solomon Ward to relief under the provisions of the
28 1999 Anti Cybersquatting Consumer Protection Act, 15 U.S.C. §1-125(d), including

1 injunctive relief and money damages; in an amount in excess of \$75,000 exclusive of
2 interest and costs.

3 **FOURTH CLAIM FOR RELIEF**

4 **[California Unfair Trade Practices Act]**

5 37. Pacific Law Center and Solomon Ward hereby incorporate paragraphs 1
6 through 36, above.

7 38. Saadat-Nejad's use of the internet domain names and sites
8 "pacificlawcenters.com" and "solomonwardlawfirm.com" constitutes an unfair trade
9 practice, entitling Pacific Law Center and Solomon Ward to relief under the provisions of
10 California Business & Professions Code §§17200, et seq., including, injunctive relief and
11 money damages; in an amount in excess of \$75,000 exclusive of interest and costs.

12 **FIFTH CLAIM FOR RELIEF**

13 **[Trademark Infringement]**

14 39. Pacific Law Center and Solomon Ward hereby incorporate paragraphs 1
15 through 38, above.

16 40. By engaging in the conduct set forth above, Saadat-Nejad has infringed Pacific
17 Law Center and Solomon Ward's service marks and trade names in interstate commerce.

18 41. Saadat-Nejad's use of Pacific Law Center and Solomon Ward's names and
19 marks is without their permission or authority and is likely to cause confusion and/or mistake
20 and to deceive.

21 42. Saadat-Nejad's acts of service mark infringement were committed with full
22 knowledge and disregard for Pacific Law Center and Solomon Ward's rights and with the
23 intent to cause confusion and mistake and to deceive.

24 43. As a result of Saadat-Nejad's conduct, Pacific Law Center and Solomon Ward
25 have suffered and will continue to suffer damage to their business, reputation and goodwill
26 and the loss of clients they would have but for Saadat-Nejad's acts.

27 44. Saadat-Nejad threatens to continue to do the acts complained of and, unless
28 and until restrained and enjoined, will continue to do so to Pacific Law Center and Solomon

1 Ward's irreparable damage.

2 45. Pacific Law Center and Solomon Ward's remedy is inadequate to compensate
3 them for the injuries threatened by Saadat-Nejad's conduct, and they are, therefore, entitled
4 to injunctive relief.

5 **SIXTH CLAIM FOR RELIEF**

6 **[False Designation of Origin]**

7 46. Pacific Law Center and Solomon Ward hereby incorporate paragraphs 1
8 through 45, above.

9 47. Saadat-Nejad's acts are in violation of 15 U.S.C. §1125(a) in that Saadat-Nejad
10 has used a false designation of origin, a false or misleading description and representation of
11 fact which is likely to cause confusion, and to cause mistake, and to deceive with respect to
12 the affiliation, connection or association of Saadat-Nejad with Pacific Law Center and
13 Solomon Ward and with respect to the origin, sponsorship, association, and approval of
14 Saadat-Nejad's conduct by Pacific Law Center and Solomon Ward.

15 48. As a result of Saadat-Nejad's conduct, Pacific Law Center and Solomon Ward
16 have suffered and will suffer damage to their business, reputation and goodwill and the loss
17 of clients but for Saadat-Nejad's acts.

18 49. Saadat-Nejad threatens to continue to do the acts complained of, and unless
19 restrained and enjoined, will continue to do so to Pacific Law Center and Solomon Ward's
20 irreparable damage. It would be difficult to ascertain the amount of compensation that
21 could afford Pacific Law Center and Solomon Ward adequate relief for such continuing acts,
22 and to do so a multiplicity of judicial proceedings would be required. Pacific Law Center
23 and Solomon Ward's remedy at law is inadequate to compensate them for the injuries
24 Saadat-Nejad's conduct threatens, and Pacific Law Center and Solomon Ward are, therefore,
25 entitled to injunctive relief.

26 **SEVENTH CLAIM FOR RELIEF**

27 **[False or Misleading Description or Representation of Fact]**

28 50. Pacific Law Center and Solomon Ward hereby incorporate paragraphs 1

1 through 49, above.

2 51. Saadat-Nejad's acts are violate of 15 U.S.C. §1125(a) in that Saadat-Nejad has
3 used a false designation of origin, a false or misleading description and representation of fact
4 which is likely to cause confusion, mistake, and to deceive with respect to the affiliation,
5 connection or association of Saadat-Nejad with Pacific Law Center and Solomon Ward with
6 respect to the origin, sponsorship, association, and approval of Saadat-Nejad's conduct by
7 Pacific Law Center and Solomon Ward.

8 52. As a result of Saadat-Nejad's conduct, Pacific Law Center and Solomon Ward
9 have suffered and will suffer damage to their business, reputation and goodwill and the loss
10 of clients and Pacific Law Center and Solomon Ward would have enjoyed but for Saadat-
11 Nejad's acts.

12 53. Saadat-Nejad threatens to continue to do the acts complained of, and unless
13 restrained and enjoined, will continue to do so to Pacific Law Center and Solomon Ward's
14 irreparable damage. It would be difficult to ascertain the amount of compensation that
15 could afford Pacific Law Center and Solomon Ward adequate relief for such continuing acts,
16 and to do so a multiplicity of judicial proceedings would be required. Pacific Law Center
17 and Solomon Ward's remedy at law is inadequate to compensate them for the injuries
18 Saadat-Nejad's conduct threatens, and Pacific Law Center and Solomon Ward's is, therefore,
19 entitled to injunctive relief.

20 **EIGHTH CLAIM FOR RELIEF**

21 **[Infringement of Common Law Rights]**

22 54. Pacific Law Center and Solomon Ward hereby incorporate paragraphs 1
23 through 53, above.

24 55. These acts of Saadat-Nejad constitute unfair competition and an infringement
25 of Pacific Law Center and Solomon Ward's common-law rights in their marks.

26 56. As a result of Saadat-Nejad's acts as alleged, Pacific Law Center and Solomon
27 Ward's have suffered and will suffer damage to their business, reputation and goodwill and
28 with the loss of clients Pacific Law Center and Solomon Ward would have made but for

1 Saadat-Nejad's acts.

2 57. Saadat-Nejad threatens to continue to do the acts complained of, and unless
3 enjoined, will continue to do so to Pacific Law Center and Solomon Ward's irreparable
4 damage. It would be difficult to ascertain the amount of compensation that could afford
5 Pacific Law Center and Solomon Ward adequate relief for such continuing acts, and to do so
6 a multiplicity of judicial proceedings would be required. Pacific Law Center and Solomon
7 Ward's remedy at law is inadequate to compensate them for the injuries Saadat-Nejad's
8 conduct threatens, and Pacific Law Center and Solomon Ward are, therefore, entitled to
9 injunctive relief.

10 NINTH CLAIM FOR RELIEF

11 [False Designation of Origin]

12 58. Pacific Law Center and Solomon Ward hereby incorporate paragraphs 1
13 through 57, above.

14 59. Saadat-Nejad has made use of marks that Pacific Law Center and Solomon
15 Ward own in connection with services in interstate commerce. Saadat-Nejad's conduct
16 violates the Lanham Act §43(c) in that he has caused dilution of quality of Pacific Law
17 Center and Solomon Ward's service marks, all to Pacific Law Center and Solomon Ward's
18 irreparable injury and damage.

19 60. Saadat-Nejad's acts have lessened the capacity of Pacific Law Center and
20 Solomon Ward's famous marks to identify and distinguish Pacific Law Center and Solomon
21 Ward's services. Saadat-Nejad's acts have blurred the unique association which had existed
22 between Pacific Law Center and Solomon Ward's service marks and the services they offer,
23 market and distribute under those service marks.

24 61. Pacific Law Center and Solomon Ward's service marks are distinct and famous
25 marks. The Pacific Law Center and Solomon Ward's marks are inherently strong and
26 distinctive, have long been used in connection with services with which they appears, have
27 long been the subject of substantial advertising and promotion, have been used and
28 advertised throughout the United States, are widely recognized by consumers and those in

1 the trade, are in substantially exclusive use—all as alleged above. Saadat-Nejad's acts were
2 commenced and committed beginning at a time **after** Pacific Law Center and Solomon
3 Ward's service marks have become famous.

4 62. Pacific Law Center and Solomon Ward are informed and believe that Saadat-
5 Nejad committed these acts willfully and with the intent to trade on Pacific Law Center and
6 Solomon Ward's reputation and to cause dilution of Pacific Law Center and Solomon Ward's
7 famous marks.

8 63. As a result of Saadat-Nejad's acts, Pacific Law Center and Solomon Ward have
9 suffered and will continue to suffer damage to their business, reputation and goodwill and
10 the loss of clients that Pacific Law Center and Solomon Ward would have enjoyed but for
11 Saadat-Nejad's acts. Saadat-Nejad threatens to continue to do the acts complained of, and
12 unless enjoined, will continue to do so to Pacific Law Center and Solomon Ward's
13 irreparable damage. It would be difficult to ascertain the amount of compensation that
14 could afford Pacific Law Center and Solomon Ward adequate relief for such continuing acts,
15 and to do so a multiplicity of judicial proceedings would be required. Pacific Law Center
16 and Solomon Ward's remedy at law is inadequate to compensate them for the injuries
17 Saadat-Nejad's conduct threatens, and Pacific Law Center and Solomon Ward are, therefore,
18 entitled to injunctive relief.

19 **TENTH CLAIM FOR RELIEF**

20 **[Dilution of Mark]**

21 64. Pacific Law Center and Solomon Ward hereby incorporates paragraphs 1
22 through 63, above.

23 65. Saadat-Nejad's acts have lessened the capacity of Pacific Law Center and
24 Solomon Ward's famous marks to identify and distinguish Pacific Law Center and Solomon
25 Ward's services. Saadat-Nejad's acts have blurred the unique association which had existed
26 between Pacific Law Center and Solomon Ward's service marks and the services they offer,
27 under those service marks.

28 66. Pacific Law Center and Solomon Ward's service marks are distinct and famous

1 marks. The Pacific Law Center and Solomon Ward marks are inherently strong and
2 distinctive, have long been used in connection with services with which they appear, have
3 long been the subject of substantial advertising and promotion, have been used and
4 advertised throughout the United States, are widely recognized by consumers and those in
5 the trade, are in substantially exclusive use—all as alleged above. Saadat-Nejad's acts were
6 commenced and committed beginning at a time after Pacific Law Center and Solomon
7 Ward's service marks have become famous.

8 67. Pacific Law Center and Solomon Ward are informed and believe that Saadat-
9 Nejad committed these acts willfully and with the intent to trade on Pacific Law Center and
10 Solomon Ward's reputation and to cause dilution of Pacific Law Center and Solomon Ward's
11 famous marks.

12 68. As a result of Saadat-Nejad's acts, Pacific Law Center and Solomon Ward have
13 suffered and will continue to suffer damage to their business, reputation and goodwill and
14 the loss of clients and profits that Pacific Law Center and Solomon Ward would have
15 enjoyed but for Saadat-Nejad's acts. Saadat-Nejad threatens to continue to do the acts
16 complained of, and unless enjoined, will continue to do so to Pacific Law Center and
17 Solomon Ward's irreparable damage. It would be difficult to ascertain the amount of
18 compensation that could afford Pacific Law Center and Solomon Ward adequate relief for
19 such continuing acts, and to do so a multiplicity of judicial proceedings would be required.
20 Pacific Law Center and Solomon Ward's remedy at law is inadequate to compensate them
21 for the injuries Saadat-Nejad's conduct threatens, and Pacific Law Center and Solomon Ward
22 are, therefore, entitled to injunctive relief.

23 **ELEVENTH CLAIM FOR RELIEF**

24 **[Unauthorized Use of Name]**

25 69. Pacific Law Center and Solomon Ward hereby incorporate paragraphs 1
26 through 68, above.

27 70. Saadat-Nejad's conduct as alleged constitutes the unauthorized use of the
28 Solomon Ward name under the laws of the State of California, Civil Code §3344.

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- 8. For attorneys fees, costs and expenses.
- 9. And for such other and further relief as this Court deems just and proper.

DATED: March 13, 2007

SOLOMON WARD SEIDENWURM & SMITH, LLP

By: 
EDWARD J. MCINTYRE
Attorneys for Pacific Law Center and Solomon
Ward Seidenwurm & Smith, LLP

Pacific Law Center and Solomon Ward hereby demand a jury trial of all claims triable
by a jury.

DATED: March 13, 2007

SOLOMON WARD SEIDENWURM & SMITH, LLP

By: 
EDWARD J. MCINTYRE
Attorneys for Pacific Law Center and Solomon
Ward Seidenwurm & Smith, LLP

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SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO

PACIFIC LAW CENTER, a Professional Law Corporation,

Plaintiff,

v.

SHAHROKH SAADATNEJAD, individually and doing business as PACIFICLAWCENTERS.COM and USHOSTAGE.COM; and DOES 1 through 50, inclusive,

Defendants.

CASE NO. GIC 878352

ORDER GRANTING SOLOMON WARD'S EX PARTE APPLICATION FOR A TEMPORARY RESTRAINING ORDER AND ORDER TO SHOW CAUSE RE PRELIMINARY INJUNCTION

Date: March 14, 2007
Time: 8:45 a.m.
Dept. 75

Complaint Filed: January 12, 2007

I/C Judge: Hon. Richard E.L. Strauss

1 Upon the *ex parte* application of Solomon Ward, counsel for Pacific Law Center in
2 this matter, and for good cause shown,

3 IT IS HEREBY ORDERED AND DECREED, as follows:

4 1. Shahrokh Saadat-Nejad shall immediately cease and desist from using, in any
5 manner whatsoever, the domain name solomonwardlawfirm.com or any domain name that
6 contains the words Solomon Ward.

7 2. Shahrokh Saadat-Nejad shall immediately cease and desist from any use, in
8 any respect, of the name Solomon Ward Seidenwurm & Smith, Solomon Ward, or the
9 names of any of the attorneys of that law firm, except in papers filed in this Court.

10 IT IS FURTHER ORDERED THAT Saadat-Nejad shall appear and show cause on
11 _____ at _____ m. in Dept. 75, why a preliminary injunction shall not issue as
12 follows:

13 a. Shahrokh Saadat-Nejad shall immediately cease and desist from using, in any
14 manner whatsoever, the domain name solomonwardlawfirm.com or any domain name that
15 contains the words Solomon Ward.

16 Shahrokh Saadat-Nejad shall immediately cease and desist from any use, in any respect, of
17 the name Solomon Ward Seidenwurm & Smith, Solomon Ward, or the names of any of the
18 attorneys of that law firm, except in papers filed in this Court.

19 b. Solomon Ward shall file its papers and serve in accordance with procedures to
20 which Saadat-Nejad has agreed on or before _____.

21 3. Shahrokh Saadat-Nejad shall file and personally serve any opposition to this
22 preliminary injunction on or before _____.

23 4. Solomon Ward shall file and serve its reply in accordance with the procedures
24 to which Saadat-Nejad agreed on or before _____.

25 IT IS SO ORDERED.

26 Dated: _____

27 RICHARD E.L. STRAUSS
28 JUDGE OF THE SUPERIOR COURT

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SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO

PACIFIC LAW CENTER, a Professional Law Corporation,

Plaintiff,

v.

SHAHROKH SAADATNEJAD, individually and doing business as PACIFICLAWCENTERS.COM and USHOSTAGE.COM; and DOES 1 through 50, inclusive,

Defendants.

CASE NO. GIC 878352

ORDER GRANTING PACIFIC LAW CENTER'S APPLICATION FOR AN ORDER TO SHOW CAUSE RE CONTEMPT

Date: March 14, 2007
Time: 8:45 a.m.
Dept. 75

Complaint Filed: January 12, 2007

I/C Judge: Hon. Richard E.L. Strauss

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Upon the *ex parte* application of Pacific Law Center, and the declaration of Edward J. McIntyre, and for good cause shown,

IT IS HEREBY ORDERED AND DECREED, that:

1. Shahrokh Saadat-Nejad shall appear and show cause, if any he has, on _____ at _____ .m., in Department 75, why he shall not be held in contempt for violation of this Court's temporary restraining order dated February 27, 2007 and continued in open Court on March 9, 2007.

2. Shahrokh Saadat-Nejad shall file and personally serve any opposition to this order to show cause on or before _____.

3. Pacific Law Center shall file its reply and serve in accordance with the procedures to which Saadat-Nejad agreed on or before _____.

IT IS SO ORDERED.

Dated: _____

RICHARD E.L. STRAUSS
JUDGE OF THE SUPERIOR COURT

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SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO

PACIFIC LAW CENTER, a Professional Law Corporation,

Plaintiff,

v.

SHAHROKH SAADATNEJAD, individually and doing business as PACIFICLAWCENTERS.COM and USHOSTAGE.COM; and DOES 1 through 50, inclusive,

Defendants.

CASE NO. GIC 878352

STIPULATION AND ORDER CONCERNING DOMAIN NAME

Date: March 14, 2007
Time: 8:45 a.m.
Dept. 75

Complaint Filed: January 12, 2007

I/C Judge: Hon. Richard E.L. Strauss

1 IT IS HEREBY STIPULATED by and between Shahrokh Saadat-Nejad and Solomon
2 Ward Seidenwurm & Smith, LLP, as follows:

3 1. Shahrokh Saadat-Nejad registered and used the domain name,
4 solomonwardlawfirm.com.

5 2. Solomon Ward owns the domain name solomonward.com.

6 3. Shahrokh Saadat-Nejad has now ceased using the domain name
7 solomonwardlawfirm.com.

8 4. The Court has set a briefing schedule and hearing on a preliminary injunction
9 to bar Shahrokh Saadat-Nejad from using Solomon Ward in any domain name.

10 5. Shahrokh Saadat-Nejad agrees that he will not use Solomon Ward in any
11 domain name and that he will abandon any domain names that he has registered that
12 contain the name Solomon Ward.

13 6. In light of this stipulation and order, no hearing for a preliminary injunction is
14 necessary.

15 DATED: March __, 2007

16 SHAHROKH SAADAT-NEJAD

17
18 DATED: March 14, 2007

SOLOMON WARD SEIDENWURM & SMITH, LLP

19
20 By: _____

EDWARD J. MCINTYRE
Attorneys for Pacific Law Center

21
22
23 IT IS SO ORDERED.

24 Dated: _____

25 RICHARD E.L. STRAUSS
JUDGE OF THE SUPERIOR COURT

1 EDWARD J. MCINTYRE [SBN 80402]
emcintyre@swsslaw.com
2 SOLOMON WARD SEIDENWURM & SMITH, LLP
401 B Street, Suite 1200
3 San Diego, California 92101
Telephone: (619) 231-0303
4 Facsimile: (619) 231-4755
5 Attorneys for Pacific Law Center and Solomon
Ward Seidenwurm & Smith, LLP
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8 UNITED STATES DISTRICT COURT
9 SOUTHERN DISTRICT OF CALIFORNIA
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11 PACIFIC LAW CENTER, a Professional Law
Corporation; and SOLOMON WARD
12 SEIDENWURM & SMITH, LLP,

13 Plaintiffs,

14 v.

15 SHAHROKH SAADAT-NEJAD, an
individual,

16 Defendant.
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CASE NO. 07-CV-00460 L (POR)

DECLARATION OF EDWARD J.
MCINTYRE IN SUPPORT OF PACIFIC
LAW CENTER AND SOLOMON WARD
SEIDENWURM & SMITH, LLP'S
APPLICATION FOR A TEMPORARY
RESTRAINING ORDER AND ORDER TO
SHOW CAUSE FOR A PRELIMINARY
INJUNCTION

Date: Not Yet Scheduled
Time: Not Yet Scheduled
Courtroom: 14

Hon. M. James Lorenz

1 I, Edward J. McIntyre, declare:

2 1. I am a member of the State Bar and a partner at Solomon Ward Seidenwurm &
3 Smith, LLP, counsel for Pacific Law Center and Solomon Ward and general counsel to the
4 firm. I have personal knowledge of the facts in my declaration.

5 2. I represent Pacific Law Center both in this case and in an action in superior
6 court, *Pacific Law Center v. Saadat-Nejad*, Case No. GIC 878352.

7 3. On behalf of Pacific Law Center, I dismissed the defendant, ushostage.com,
8 from the state-court action as a precondition that Saadat-Nejad imposed before he would
9 meet to see if this dispute could be resolved.

10 **Friday Meeting with Saadat-Nejad.**

11 4. On Friday, March 15, 2007, I invited Saadat-Nejad to meet at our offices with,
12 Thomas Slattery, a supervising criminal law attorney at Pacific Law Center, Matthew
13 Spiegel—whom Saadat-Nejad insisted be present—and me.

14 5. Saadat-Nejad showed up with, among other items, a tape recorder and a
15 baseball bat. That notwithstanding, we met with him for four hours or more to see if we
16 could reach resolution.

17 6. Mr. Slattery and I, as of Friday evening, were hopeful.

18 7. After a telephone conversation with Saadat-Nejad on Monday morning,
19 however, and based on other actions he took on Monday, Pacific Law Center and Solomon
20 Ward conclude that it is necessary for them to come to this Court and seek both a temporary
21 restraining order and an order to show cause for a preliminary injunction.

22 **Solomon Ward.**

23 8. Solomon Ward is, and has been for more than 25 years, a San Diego law firm,
24 known and practicing throughout California and across the country.

25 9. Solomon Ward has used the exclusive service marks and trade names
26 "Solomon Ward Seidenwurm & Smith" and "Solomon Ward" in its professional business.

27 10. Solomon Ward has registered the internet domain names "swsslaw.com" and
28 "solomonward.com" and has operated internet sites at "swsslaw.com" to make the public

1 aware of its professional practice.

2 11. Solomon Ward has, over the years, built up valuable good will in its service
3 marks and trade names and the general public has come to associate those names
4 exclusively with Solomon Ward's professional practice in San Diego, throughout California
5 and across the nation.

6 **Superior Court Suit.**

7 12. On January 12, 2007 Pacific Law Center filed an action in superior court
8 against Saadat-Nejad, case no. GIC 878352.

9 13. On February 23, 2007, Pacific Law Center retained Solomon Ward to
10 represent it in that lawsuit.

11 14. On February 27, 2007, Solomon Ward successfully obtained a superior court
12 temporary restraining order against Saadat-Nejad. The original order the court signed
13 restrained Saadat-Nejad:

14 Until further order of this Court, Shahrokh Saadatnejad shall immediately
15 cease using the website "pacificlawcenters.com" or any similar website.

16 Until further order of this Court, Shahrokh Saadatnejad shall not use the trade
17 name Pacific Law Center in any published communication...."

18 On March 9, 2007, the superior court extended that temporary restraining order until
19 an April 20, 2007 hearing.

20 15. At a March 14, 2007 hearing, the superior court explained or modified its
21 February 27 order that Saadat-Nejad is restrained from using the website/domain name
22 "pacificlawcenters.com."

23 **Saadat-Nejad's Attack on Solomon Ward.**

24 16. On March 10 or 11, Saadat-Nejad registered "solomonwardlawfirm.com" a
25 confusingly similar domain name to the names Solomon Ward owns.¹

26 17. Based on my Monday telephone conversation with him, Saadat-Nejad has

27 ¹ I attach true and correct samples of pages from the solomonwardlawfirm.com and
28 solomonwardsandiego.com websites.

1 made clear that he will not stop using the Solomon Ward mark and trade name. He further
2 made clear that he intends to continue his vendetta against Solomon Ward because it is
3 representing Pacific Law Center in both the state and this action.

4 18. Saadat-Nejad, through a lawyer purporting to represent him, told Pacific Law
5 Center that unless it pays him \$500,000 he will continue to use its domain name. Saadat-
6 Nejad reiterated that threat at the meeting Friday evening at my office.

7 19. Solomon Ward has already had inquiries about the pirate site that Saadat-
8 Nejad has used. Solomon Ward has already suffered irreparable harm as a result of Saadat-
9 Nejad's conduct and it will continue to suffer irreparable harm unless this Court stops him.

10 20. There is no way accurately to determine the whole of the harm that Saadat-
11 Nejad has done to Solomon Ward and its reputation and the reputation of its attorneys. As a
12 result, money damages are inadequate to repair that harm. In that respect, Solomon Ward
13 has suffered and continues to suffer irreparable harm and will do so until this Court stops
14 Saadat-Nejad.

15 I declare on penalty of perjury under the laws of the State of California and United
16 States of America that the facts set forth in this declaration are true and correct, based on my
17 own personal knowledge, and that I executed this declaration in San Diego, California on
18 March 21, 2007 at San Diego, California.

19 /s/ Edward J. McIntyre
EDWARD J. MCINTYRE

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CERTIFICATE OF SERVICE

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I caused the DECLARATION OF EDWARD J. MCINTYRE IN SUPPORT OF PACIFIC LAW CENTER AND SOLOMON WARD SEIDENWURM & SMITH, LLP'S APPLICATION FOR A TEMPORARY RESTRAINING ORDER AND ORDER TO SHOW CAUSE FOR A PRELIMINARY INJUNCTION to be served in the following manner:

Electronic Mail Notice List

The following are those who are currently on the list to receive e-mail notices for this case.

Electronic Mail Notice List

NONE.

I manually served the following:

Shahrokh Saadat-Nejad
3713 Mt. Ashmun Place
San Diego, CA 92111
VIA FEDERAL EXPRESS

/s/ Edward J. McIntyre
EDWARD J. MCINTYRE

1 EDWARD J. MCINTYRE [SBN 80402]
emcintyre@swsslw.com
2 SOLOMON WARD SEIDENWURM & SMITH, LLP
401 B Street, Suite 1200
3 San Diego, California 92101
Telephone: (619) 231-0303
4 Facsimile: (619) 231-4755

5 Attorneys for Pacific Law Center and Solomon
Ward Seidenwurm & Smith, LLP
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8 UNITED STATES DISTRICT COURT
9 SOUTHERN DISTRICT OF CALIFORNIA
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11 PACIFIC LAW CENTER, a Professional Law
Corporation; and SOLOMON WARD
12 SEIDENWURM & SMITH, LLP,

13 Plaintiffs,

14 v.

15 SHAHROKH SAADAT-NEJAD, an
individual,

16 Defendant.
17

CASE NO. 07-CV-00460 L (POR)

**DECLARATION OF THOMAS SLATTERY
IN SUPPORT OF PACIFIC LAW CENTER
AND SOLOMON WARD SEIDENWURM &
SMITH, LLP'S APPLICATION FOR A
TEMPORARY RESTRAINING ORDER AND
ORDER TO SHOW CAUSE FOR A
PRELIMINARY INJUNCTION**

Date: Not Yet Scheduled
Time: Not Yet Scheduled
Courtroom: 14

Hon. M. James Lorenz
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1 Thomas Slattery declares:

2 1. I am one of the supervising attorneys of Pacific Law Center, a professional law
3 corporation.

4 **Pacific Law Center.**

5 2. Pacific Law Center is registered with the state bar of California. Pacific Law
6 Center has more than 20 licensed attorneys at its three San Diego offices—La Jolla,
7 Escondido and Chula Vista. Overall, Pacific Law Center has more than 100 employees.

8 3. During the last four years in San Diego, Pacific Law Center has spent millions
9 of dollars in print and other media advertising.

10 4. The sole purpose of that advertising is to associate Pacific Law Center with
11 high quality legal services for our clients in the three areas in which Pacific Law Center
12 attorneys primarily practice: personal injury, criminal law and consumer bankruptcy
13 representation.

14 5. Over the course of time, and because of that advertising, consumers of legal
15 services identify Pacific Law Center with the professional corporation that is registered with
16 the State Bar and that provides high quality legal services for clients throughout San Diego
17 county.

18 6. Pacific Law Center has registered and owns the websites
19 pacificlawcenter.com, pacificlawcenter.net, pacificlawcenter.org and pacificlawcenter.ws.
20 Those websites are a major avenue for clients to learn about Pacific Law Center, its attorneys
21 and the services it provides. They also provide a way for clients to reach Pacific Law Center.

22 7. As a result, the trade name and service mark, "Pacific Law Center" has
23 achieved a secondary meaning in the minds of the consuming public as a specific source of
24 high quality legal services for clients in San Diego county.

25 **Saadat-Nejad's Conduct.**

26 8. Saadat-Nejad has registered at least the websites/domain names
27
28

1 "pacifclawcenters.com"¹ and "pacific-law-center.com." In one instance he simply added an
2 "s" behind Pacific Law Center's name; in the other instance he did not even do that; he
3 merely threw in hyphens.

4 9. Saadat-Nejad, through a lawyer purporting to represent him, has told Pacific
5 Law Center that, unless it pays him \$500,000, he will continue to use the confusingly similar
6 pacifclawcenters.com website and continue to say the things that he has said about Pacific
7 Law Center and its attorneys and employees. I attach a true and correct copy of her letter as
8 Exhibit 1.

9 10. He has personally reiterated that demand to me.

10 11. Since Saadat-Nejad began his campaign using pacifclawcenters.com² and
11 "pacific-law-center.com" there is confusion among consumers of legal services whether his
12 websites are official websites of Pacific Law Center or whether Pacific Law Center endorses
13 them.

14 12. Pacific Law Center has had clients and potential clients call and inquire
15 whether Pacific Law Center admits to engaging in the kind of conduct that Saadat-Nejad
16 accuses it on his pacifclawcenters.com and pacific-law-center.com websites.

17 13. Pacific Law Center has had clients and potential clients tell us that they will
18 not retain Pacific Law Center as a result of what they see on pacifclawcenters.com and
19 what they apparently believe are admissions of Pacific Law Center, the professional
20 corporation.

21 14. Saadat-Nejad has made clear that he will not stop using the Pacific Law Center
22 mark and trade name unless this Court enters an injunction that forces him to do so.

23 15. Indeed, Saadat-Nejad has told Pacific Law Center that he intended to use
24 pacifclawcenters.com to create precisely the kind of confusion in the minds of the
25 consuming public that has in fact occurred.

26
27 ¹ Emphasis added.

² Emphasis added.

1 16. I attach true and correct copies of some of the postings Saadat-Nejad made on
2 the pacificlawcenters.com website as Exhibit 2.

3 17. In those postings, Saadat-Nejad accused Pacific Law Center of lying to and
4 cheating its clients. He calls Pacific Law Center attorneys "thieves," "liars," "scam artists,"
5 "hustlers." He also associates Pacific Law Center with methamphetamine laboratories and
6 child abuse and child slavery.

7 18. He made it look as if the official website of Pacific Law Center has been
8 "hacked."

9 19. He claimed that Pacific Law Center "robbed," him although all of his retainer
10 both unearned and earned was returned in full.

11 **Saadat-Nejad is a Former Client of Pacific Law Center.**

12 20. Saadat-Nejad's mother retained Pacific Law Center to represent him in a
13 criminal case in San Diego extremely late the night before his trial.

14 21. Matthew Spiegel, a Pacific Law Center attorney, was able to make it to the
15 courthouse just as Saadat-Nejad's case was about to be sent out for trial. The judge
16 reluctantly allowed him to substitute for the appointed public defender.

17 22. Mr. Spiegel then had time to go and see Saadat-Nejad, who was in custody.
18 He explained that Saadat-Nejad's mother had hired Pacific Law Center to represent him and
19 that Mr. Spiegel had substituted in for the public defender. He also informed Saadat-Nejad
20 that he continued the trial date and set a date for another status conference. He also had
21 Saadat-Nejad initial and sign the retainer agreement.

22 23. Approximately two weeks later, Mr. Spiegel received a message from a Pacific
23 Law Center paralegal that Saadat-Nejad wanted to fire Pacific Law Center. Mr. Spiegel tried
24 to see Saadat-Nejad at the jail but Saadat-Nejad refused even to speak with him.

25 24. Mr. Spiegel then appeared at the January 18 readiness conference and told the
26 judge that he thought Pacific Law Center may have been fired but was not sure and did not
27 want prematurely to ask to be relieved as counsel.

28 25. Saadat-Nejad then posted bail two days later, added himself on to the

1 January 21 calendar, and formally relieved Pacific Law Center as attorney of record.

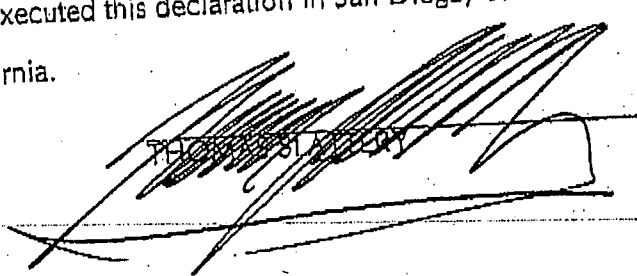
2 26. Pacific Law Center has refunded to Mr. Saadat-Nejad not only unused portions
3 of his retainer but, in fact, the whole of that retainer.

4 27. The statements about Pacific Law Center and its attorneys and employees are
5 obviously false and are causing Pacific Law Center damage.

6 28. Pacific Law Center has already suffered irreparable harm as a result of Saadat-
7 Nejad's conduct and it will continue to suffer irreparable harm unless this Court stops him.

8 29. There is no way accurately to determine the whole of the harm that Mr.
9 Saadat-Nejad has done to Pacific Law Center and its reputation and the reputation of its
10 attorneys. As a result, money damages are inadequate to repair that harm. In that respect,
11 Pacific Law Center has suffered and continues to suffer irreparable harm and will do so until
12 this Court stops Mr. Saadat-Nejad.

13 I declare on penalty of perjury under the laws of the State of California and United
14 States of America that the facts set forth in this declaration are true and correct, based on my
15 own personal knowledge, and that I executed this declaration in San Diego, California on
16 March 21, 2007 at San Diego, California.

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1 EDWARD J. MCINTYRE [SBN 80402]
emcintyre@swsslaw.com
2 SOLOMON WARD SEIDENWURM & SMITH, LLP
401 B Street, Suite 1200
3 San Diego, California 92101
Telephone: (619) 231-0303
4 Facsimile: (619) 231-4755

5 Attorneys for Pacific Law Center and Solomon
Ward Seidenwurm & Smith, LLP
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8 UNITED STATES DISTRICT COURT
9 SOUTHERN DISTRICT OF CALIFORNIA

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11 PACIFIC LAW CENTER, a Professional Law
Corporation; and SOLOMON WARD
12 SEIDENWURM & SMITH, LLP,

13 Plaintiffs,

14 v.

15 SHAHROKH SAADAT-NEJAD, an
individual,

16 Defendant.

CASE NO. 07-CV-00460 L (POR)

**NOTICE OF EX PARTE MOTION AND
MOTION FOR TEMPORARY
RESTRAINING ORDER AND ORDER TO
SHOW CAUSE FOR A PRELIMINARY
INJUNCTION**

Date: Not Yet Scheduled
Time: Not Yet Scheduled
Courtroom: 14

Hon. M. James Lorenz

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1 To: Shahrokh Saadat-Nejad:

2 PLEASE TAKE NOTICE that on a date and time to set by the Court, in Courtroom 14
3 of the United States District Court, located at 940 Front Street, San Diego, California, Pacific
4 Law Center and Solomon Ward shall move for a temporary restraining order and an order to
5 show cause for a preliminary injunction that enjoins and restrains you, and anyone acting in
6 concert with you, until further order of the Court from: (1) registering, using or trafficking in
7 any internet website or domain name that contains the words Solomon and Ward, with or
8 without other words or symbols, in any respect whatsoever; (2) registering, using or
9 trafficking in any internet website or domain name that contains the words Pacific, Law and
10 Center, with or without other words or symbols, in any respect whatsoever; (3) using the
11 service mark or trade name Pacific Law Center in any respect whatsoever; (4) using the
12 service mark or trade name Solomon Ward or Solomon Ward Seidenwurm & Smith, in any
13 respect whatsoever.

14 This motion will be based on this notice of motion and motion, the *ex parte*
15 application, and the declarations of Thomas Slattery and Edward J. McIntyre all pleadings on
16 file and any other such documents or evidence that the Court shall permit at the time of the
17 hearing on this motion.

18
19 DATED: March 21, 2007

SOLOMON WARD SEIDENWURM & SMITH, LLP

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21

By: /s/ Edward J. McIntyre
EDWARD J. MCINTYRE
Attorneys for Pacific Law Center and Solomon
Ward Seidenwurm & Smith, LLP

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1 CERTIFICATE OF SERVICE

2 I caused the NOTICE OF MOTION AND MOTION FOR TEMPORARY
3 RESTRAINING ORDER AND ORDER TO SHOW CAUSE FOR A PRELIMINARY
4 INJUNCTION to be served in the following manner:

5 Electronic Mail Notice List

6 The following are those who are currently on the list to receive e-mail notices for this
7 case.

8 Electronic Mail Notice List

9 NONE.

10
11 I manually served the following:

12 Shahrokh Saadat-Nejad
13 3713 Mt. Ashmun Place
14 San Diego, CA 92111
VIA FEDERAL EXPRESS

15 /s/ Edward J. McIntyre
16 EDWARD J. MCINTYRE

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SHAHROKH SAADAT-NEJAD
pacificlawncenters@yahoo.com
Telephone (646)225-8213
Defendant

FILED
MAR 22 2007
CLERK OF COURT
SAN DIEGO COUNTY

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO

CASE No. GIC878352

PACIFIC LAW CENTER

Plaintiff,

vs.

**CAUSE FOR CASE DISMISSAL
AND CAUSE FOR CRIMINAL
ACTION(S) AGAINST PACIFIC
LAW CENTER AND SOLOMON
WARD SEIDENWURM & SMITH**

SHAHROKH SAADAT-NEJAD
PACIFICLAWCENTERS.com
USHOSTAGE.com

Defendant.

Date: March 22, 2007
Time: 9:00AM
Dept. 75

I/C Judge: Hon. Richard E.L. Strauss

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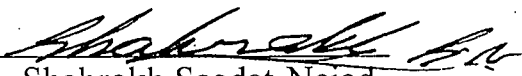
1. On February 27, 2007 a confusing temporary restraining order was granted by The Honorable Judge Richard E.L. Strauss for Shahrokh Saadat-Nejad to immediately cease using the website pacificlawcenters.com which is owned by Shahrokh Saadat-Nejad.
2. The temporary restraining order was and is designed by the plaintiff to intentionally mislead and to confuse any person that sees the order.
3. Plaintiff has made several attempts with the signed temporary restraining order by the Judge to intercept domain names owned by Shahrokh Saadat-Nejad from godaddy.com.
4. Plaintiff has been with success of violating the rights of Shahrokh Saadat-Nejad by knowingly and intentionally misusing the confusing temporary restraining order by providing copies to domain name, website owners, and website operators that Shahrokh Saadat-Nejad has been using to post facts about the plaintiff and the plaintiff's counsel on the World Wide Web.
5. Plaintiff is and has been knowingly violating my freedom of speech.
6. On March 14, 2007 plaintiff made attempts of confusing the Superior Court of California that I have violated the temporary restraining order, and plaintiff was told by the judge that this attempt will not work. Plaintiff's counsel told the court that Solomon Ward Seidenwurm & Smith will also amend the civil action by also becoming as alleged victims of Shahrokh Saadat-Nejad.
7. On March 14, 2007 plaintiff knowingly and intentionally failed to tell the court and Shahrokh Saadat-Nejad that a new civil action has been filed against Shahrokh Saadat-Nejad by Pacific Law Center and Solomon Ward Seidenwurm & Smith on March 13, 2007 in The United States District Court, Southern District of California, Case No. 3:2007CV00460.

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8. Copy of filed new civil action against Shahrokh Saadat-Nejad by Solomon Ward Seidenwurm & Smith and Pacific Law Center is attached as exhibit (A). Pacific Law Center is making the exact same allegations against me in 2 different courts at the same time.
9. The allegations against Shahrokh Saadat-Nejad in the United States District Court civil action filed on March 13, 2007 is the same as the civil action filed in The Superior Court of California on January 12, 2007.
10. In exhibit (A) on page 4, line 17, item number 24 the plaintiffs again knowingly and intentionally misuse the signed temporary restraining order by intentionally misleading the United States District Court that I am ordered to cease using other domain names other than pacificlawcenters.com and I am ordered to not write "Pacific Law Center" in any published communication.
11. Shahrokh Saadat-Nejad asks The Superior Court of California Judge Richard E.L. Strauss to take all actions in its power against Pacific Law Center and Solomon Ward Seidenwurm & Smith from practicing law as a whole and to seek criminal charges. They have proven on court records several times that they have no respect for the Superior Court or its Judges and they have no respect for the United States District Court or its Judges and they have no respect for freedom of speech and the laws of The United States of America.
12. Shahrokh Saadat-Nejad asks The Superior Court of California Judge Richard E.L. Strauss to write and sign a declaration regarding the signed temporary restraining order by the Honorable Judge on February 27, 2007 which Shahrokh Saadat-Nejad was not present for so I may submit and file in The United States District Court for civil case No. 3:2007CV00460 which was filed on March 13, 2007. I must file a response by March 28, 2007 which is the same day as I have to appear in a court on criminal charges which all parties are well aware of.
13. Shahrokh Saadat-Nejad asks The Superior Court of California Judge Richard E.L. Strauss to throw out the temporary restraining order against Shahrokh Saadat-Nejad and to dismiss civil case No. GIC878352.

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14. All actions by Pacific Law Center and Solomon Ward Seidenwurm & Smith against Shahrokh Saadat-Nejad whom is the owner and operator of USHOSTAGE.com is nothing short of pure hate crimes based on my personal views of the occupation of Afghanistan, Iraq and Palestine by The United States of America and the United States backed Israel Zionist Terrorists. Israel is occupied land by child molesters which Pacific Law Center and Solomon Ward Seidenwurm & Smith support and defend 100%. I can and I will continue to express my personal thoughts on the World Wide Web.

Date: ¹⁹ ~~3-28~~ -2007

By: 
Shahrokh Saadat-Nejad
Defendant

Complaint Transmittal Cover Sheet

To: Shahrokh Saadat-Nejad, Respondent
From: Pacific Law Center, Complainant
Cc: National Arbitration Forum
Date: March 22, 2007
Re: pacificlawcenters.com and pacific-law-center.com

The attached Complaint is being filed against you with the National Arbitration Forum (the "Forum") pursuant to the Uniform Domain Name Dispute Resolution Policy (the "Policy") adopted by the Internet Corporation for Assigned Names and Numbers ("ICANN") on October 24, 1999 and incorporated in your Registration Agreement with the Registrar of your domain name(s). By submitting this Complaint to the Forum, the Complainant agrees to abide and be bound by the provisions of the Policy, the ICANN Rules, and the Forum's Supplemental Rules.

Until you are notified by the Forum that a proceeding has commenced, you have no duty to act with regard to this Complaint.

- The Forum will examine the Complaint to determine whether it conforms to the ICANN Policy, Rules, and the Supplemental Rules.
- If the Complaint conforms to those standards, the Forum will forward an official copy of the Complaint to you.
- *Once the official Complaint is forwarded to you, you will have twenty (20) calendar days to submit a Response to both the Forum and the Complainant in accordance with the Policy, Rules, and Supplemental Rules.*
- You may seek legal assistance to represent you in this administrative proceeding.

The Policy and Rules governing this proceeding can be found at:

ICANN Policy <http://www.icann.org/udrp/udrp-policy-24oct99.htm>
ICANN Rules <http://www.icann.org/udrp/udrp-rules-24oct99.htm>
Forum-Supplemental Rules <http://domains.adrforum.com/main.aspx?itemID=631&hideBar=False&navID=237&news=26>

Alternatively, you may contact the Forum to obtain any of the above documents.

Telephone: (800) 474-2371 or (952) 516-6400
E-mail: domaindispute@adrforum.com

Please provide the Forum with the contact information (mailing address, e-mail address, telephone number) where the official Complaint and other communications in the administrative proceeding should be sent.

Pacific Law Center)
4225 Executive Square,)
Suite 1550)
La Jolla, CA 92037)

(Complainant))

v.)

pacificlawcenters.com;
pacific-law-center.com

Shahrokh Saadat-Nejad)
3713 Mt. Ashmun Place)
San Diego, CA 92111)
(Respondent))

**COMPLAINT IN ACCORDANCE WITH
THE UNIFORM DOMAIN NAME DISPUTE RESOLUTION POLICY**

[1.] This Complaint is hereby submitted for decision in accordance with the Uniform Domain Name Dispute Resolution Policy, adopted by the Internet Corporation for Assigned Names and Numbers (ICANN) on August 26, 1999 and approved by ICANN on October 24, 1999 (ICANN Policy), and the Rules for Uniform Domain Name Dispute Resolution Policy (ICANN Rules), adopted by ICANN on August 26, 1999 and approved by ICANN on October 24, 1999, and the National Arbitration Forum (NAF) Supplemental Rules (Supp. Rules). ICANN Rule 3(b)(i).

[2.] COMPLAINANT INFORMATION

[a.]	Name:	Pacific Law Center
[b.]	Address:	4225 Executive Square, Suite 1550 La Jolla, CA 92037
[c.]	Telephone:	(800) 780-0123
[d.]	Fax:	(800) 718-1825
[e.]	E-Mail:	N/A

COMPLAINANT'S AUTHORIZED REPRESENTATIVE

[a.] Name: Jeffrey L. Phillips, Esq.
[b.] Address: 3030 North Third Street, Suite 1100
Phoenix, AZ 85012
[c.] Telephone: (877) 847-3000 x 164
[d.] Fax: (602) 266-3505
[e.] E-Mail: jeffo3030@yahoo.com

The Complainant's preferred method for communications directed to the Complainant in the administrative proceeding:

Electronic-Only Material

[a.] Method: E-mail
[b.] Address: emcintyre@swsslaw.com
[c.] Contact: Edward J. McIntyre

Material Including Hard Copy

[a.] Method: Post
[b.] Address/Fax: 401 B. Street, Suite 1200 San Diego, CA 92101
[c.] Contact: Edward J. McIntyre

The Complainant chooses to have this dispute heard before a single-member administrative panel.

[3.] RESPONDENT INFORMATION

[a.] Name: Shahrokh Saadatnejad
[b.] Address: 3713 Mt. Ashmun Place San Diego, CA 92111
[c.] Telephone: N/A
[d.] Fax: N/A
[e.] E-Mail: c9729972@yahoo.com

[4.] DISPUTED DOMAIN NAME

[a.] The following domain names are the subject of this Complaint:
"pacificlawcenters.com" and "pacific-law-center.com"

[b.] Registrar Information:

[i.] Registrar's Name: Domains by Proxy, Inc. [DomainsByProxy.com]
[ii.] Registrar Address: 15111 N. Hayden Rd., Ste 160, PMB 353
Scottsdale, AZ 85260
[iii.] Telephone Number: (480) 624-2599
[iv.] E-Mail Address: pacificlawcenters.com@domainsbyproxy.com;
pacific-law-center.com@domainsbyproxy.com

[c.] Trademark/Service Mark Information:

Complainant, Pacific Law Center is a professional legal corporation registered with the State Bar. Pacific Law Center has been operating in San Diego for four years. Complainant owns the common law trademark "Pacific Law Center". Pacific Law Center has owned and operated the website pacificlawcenter.com since its inception. Complainant's website is a significant avenue for the general public and as well as current and potential clients to learn about Pacific Law Center, its attorneys and the services it provides. Complainant's website is particularly important to its business, because to a large extent, the Pacific Law Center seeks to provide legal services to lower-income and disenfranchised San Diegans who may not otherwise be aware of their legal rights or have connections to qualified attorneys.

During the last four years, Pacific Law Center has spent millions of dollars advertising its services throughout the San Diego region. As a result of Pacific Law Center's advertising coupled with its strong reputation, many consumers of legal services have come to identify Pacific Law Center as "San Diego's Law Firm."

It is important to contrast Complainant's legitimate operation of the name Pacific Law Center with Respondent's pirated websites. Respondent has no legitimate connection or interest in Complainant's business, or any business operating under the name Pacific Law Center. In fact, as is discussed in greater detail below, even if Respondent wished to one day operate the website for a lawful purpose (e.g. to provide legal services) as a matter of law he will be prohibited from doing so, for the very reason that Respondent is not a licensed attorney. Nevertheless, any discussion of Respondent's future potential use of these sites is completely speculative, as the facts make it abundantly clear that Respondent purchased the rights to the websites pacificlawcenters.com and pacific-law-center.com in order to infringe on Complainant's trademark, defame Complainant's business, confuse Complainant's clients and potential clients, and extort sums of money.

[5.] FACTUAL AND LEGAL GROUNDS

At its core, this Complaint involves a disgruntled former client who wishes to wreak havoc and extort his former attorneys by causing irreparable injury to the firm's business and reputation.

In order to fully appreciate this dispute, it is necessary to highlight the relationship between Complainant and Respondent, while at all times protecting any confidentialities created during the brief period in which the parties were bound by the attorney-client relationship.

Respondent's mother retained the Pacific Law Center in order to represent her son in a criminal case where he was charged generally with driving under the influence, battery, disorderly conduct and vandalism. Pacific Law Center assigned Mathew Spiegel, a member of the California Bar to assist Respondent. Mr. Spiegel learned of Respondent's case only a few minutes before the trial call was to begin. Nevertheless, Mr. Spiegel was able to convince the judge to allow him to substitute into the case on Respondent's behalf and continue the trial date. Respondent signed a retainer agreement with the Pacific Law Center. Approximately two weeks later, Respondent terminated Mr. Spiegel and the Pacific Law Center. Shortly thereafter, Pacific Law Center refunded the entire amount of Respondent's retainer (used and unused).

Approximately one month later, Respondent purchased and launched the website pacificlawcenters.com. Before Complainant obtained a temporary injunction against Respondent, the website pacificlawcenters.com contained grossly defamatory statements about Pacific Law Center and its attorneys. Respondent called Pacific Law Center's attorneys "thieves," "liars," "scam artists," and "hustlers." Respondent also accused the Pacific Law Center of supporting child abuse, child slavery and methamphetamine laboratories. When Complainant requested that Respondent remove the offending material from his website, Respondent responded that unless Complainant paid him \$500,000, he will continue to operate his confusingly similar website as a means to harass and damage the Pacific Law Center.

Only after obtaining a temporary injunction against his use of the site pacificlawcenters.com did Complainant learn that Respondent also owns the rights to pacific-law-center.com. Therefore as of the date of this filing, Complainant has yet to have the opportunity to enjoin Respondent's use of the site pacific-law-center.com.

[a]

The differences between Complainant's legitimate website and Respondent's defamatory and confusing sites is the letter "s" and two hyphens. Complainant owns and operates the website pacificlawcenter.com which is the name of its legitimate business. Respondent owns the nearly identical websites pacificlawcenters.com (emphasis added) and pacific-law-center.com.

From the time that Respondent launched pacificlawcenters.com until Judge Strauss issued a temporary injunction, Complainant received numerous inquiries from current and potential clients about the statements on Respondent's website. Though yet to be shutdown, the website pacific-law-center.com has had the same effect on Complainant's business.

In addition to being highly defamatory, Respondent's ownership of the sites pacificlawcenters.com and pacific-law-center.com is an unlawful infringement of Complainant's common law trademark. This is because Complainant and Complainant alone operates three different legal centers in San Diego County by the name the Pacific Law Center. Though Complainant operates all three centers under the same umbrella, to the average member of the public, the singular Pacific Law Center (with and without hyphens) and the plural Pacific Law Centers is one in the same.

[b]

Respondent has no legitimate right to use Complainant's common law trademark. Respondent ownership and operation of the websites pacificlawcenters.com and pacific-law-center.com do not serve any lawful purpose. Respondent is not a licensed attorney and therefore is prohibited from practicing law in any of the United States. Furthermore, as a matter of California law (the state in which both parties reside), because Respondent is not an attorney, he may be subject to criminal sanctions for representing to the general public that his site is somehow affiliated with a legitimate provider of legal services. Therefore, Respondent has not and cannot, use the sites pacificlawcenters.com and pacific-law-center.com in a legitimate and lawful manner.

[c]

Respondent's purchase and operation of the sites pacificlawcenters.com and pacific-law-center.com is the paradigm of bad faith. For reasons not entirely clear, Respondent was not satisfied with Complainant's legal services. However, rather than seek to resolve his grievances in any one of the numerous and lawful avenues available to dissatisfied clients, Respondent launched a virulent campaign by diverting web traffic away from Complainant's legitimate site onto Respondent's toxic page.

Respondent purchased the rights to pacificlawcenters.com and pacific-law-center.com in order to harm and defame Complainant's reputation and to disrupt Complainant's business. Moreover, to further prove the gravity of Respondent's improper intentions, one need only look to the fact that when Complainant contacted Respondent about purchasing the rights to pacificlawcenters.com, Respondent demanded that Complainant pay him \$500,000— a sum which grossly exceeds any of Respondent's expenses in purchasing and operating this website.

[6.] REMEDY SOUGHT

The Complainant requests that the Panel issue a decision that both domain-name registrations be immediately transferred to their rightful owner, the Pacific Law Center. Furthermore, because Respondent has exhibited characteristics of a serial cybersquatter, Complainant requests that it be allowed to amend its petition in the future to add additional offending websites that Respondent may register.

[7.] OTHER LEGAL PROCEEDINGS

Prior to commencing this action, Complainant received a temporary injunction against Respondent's operation of the website pacificlawcenters.com.¹ Complainant is in the process of seeking a permanent injunction against Respondent's operation of the website. At the time Complainant sought to enjoin Respondent's operation of pacificlawcenters.com, Complainant was unaware that Respondent also owned the rights to pacific-law-center.com. As of the date of this filing, Respondent is in the process of seeking another injunction as well as contempt charges against Respondent for his operation of the site pacific-law-center.com.

It also worth noting that within days of receiving a court ordered injunction, Respondent purchased the domain name "solomonwardlawfirm.com" in order to further pursue his unlawful campaign, though now not only against Complainant, but against Complainant's attorneys. The law offices of Solomon Ward Seidenwurm and Smith, LLP are also in the process of seeking to enjoin Mr. Saadatnejad from operating the website solomonwardlawfirm.com and will likely submit a similar Complaint in order to recover ownership of the website.

¹ Pacific Law Center v. Shahrokh Saadatnejad, et al. Superior Court of California, County of San Diego. Case No. GIC 878352.

[8.] COMPLAINT TRANSMISSION

The Complainant asserts that a copy of this Complaint, together with the cover sheet as prescribed by NAF's Supplemental Rules, has been sent or transmitted to the Respondent (domain-name holder), in accordance with ICANN Rule 2(b) and to the Registrar(s) of the domain name(s), in accordance with NAF Supp. Rule 4(e). ICANN Rule 3(b)(xii); NAF Supp. Rule 4(c).

[9.] MUTUAL JURISDICTION

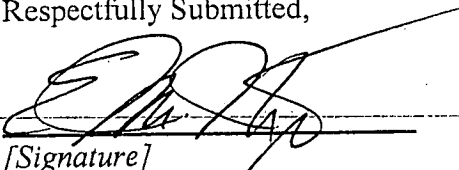
The Complainant will submit, with respect to any challenges to a decision in the administrative proceeding canceling or transferring the domain name, to the location of the principal office of the concerned registrar.

[10.] CERTIFICATION

Complainant agrees that its claims and remedies concerning the registration of the domain name, the dispute, or the dispute's resolution shall be solely against the domain-name holder and waives all such claims and remedies against (a) the National Arbitration Forum and panelists, except in the case of deliberate wrongdoing, (b) the registrar, (c) the registry administrator, and (d) the Internet Corporation for Assigned Names and Numbers, as well as their directors, officers, employees, and agents.

Complainant certifies that the information contained in this Complaint is to the best of Complainant's knowledge complete and accurate, that this Complaint is not being presented for any improper purpose, such as to harass, and that the assertions in this Complaint are warranted under these Rules and under applicable law, as it now exists or as it may be extended by a good-faith and reasonable argument.

Respectfully Submitted,


[Signature]

31 March 2007
[Date]

Complaint Transmittal Cover Sheet

To: Shahrokh Saadat-Nejad, Respondent
From: Solomon Ward Seidenwurm & Smith, LLP, Complainant
Cc: National Arbitration Forum
Date: March 22, 2007
Re: solomonwardlawfirm.com and solomonwardsandiego.com

The attached Complaint is being filed against you with the National Arbitration Forum (the "Forum") pursuant to the Uniform Domain Name Dispute Resolution Policy (the "Policy") adopted by the Internet Corporation for Assigned Names and Numbers ("ICANN") on October 24, 1999 and incorporated in your Registration Agreement with the Registrar of your domain name(s). By submitting this Complaint to the Forum, the Complainant agrees to abide and be bound by the provisions of the Policy, the ICANN Rules, and the Forum's Supplemental Rules.

Until you are notified by the Forum that a proceeding has commenced, you have no duty to act with regard to this Complaint.

- The Forum will examine the Complaint to determine whether it conforms to the ICANN Policy, Rules, and the Supplemental Rules.
- If the Complaint conforms to those standards, the Forum will forward an official copy of the Complaint to you.
- *Once the official Complaint is forwarded to you, you will have twenty (20) calendar days to submit a Response to both the Forum and the Complainant in accordance with the Policy, Rules, and Supplemental Rules.*
- You may seek legal assistance to represent you in this administrative proceeding.

The Policy and Rules governing this proceeding can be found at:

ICANN Policy <http://www.icann.org/udrp/udrp-policy-24oct99.htm>
ICANN Rules <http://www.icann.org/udrp/udrp-rules-24oct99.htm>
Forum Supplemental Rules
<http://domains.adrforum.com/main.aspx?itemID=631&hideBar=False&navID=237&news=26>

Alternatively, you may contact the Forum to obtain any of the above documents.

Telephone: (800) 474-2371 or (952) 516-6400
E-mail: domaindispute@adrforum.com

Please provide the Forum with the contact information (mailing address, e-mail address, telephone number) where the official Complaint and other communications in the administrative proceeding should be sent.

Solomon Ward Seidenwurm & Smith, LLP)
 401 B Street, Suite 1200)
 San Diego, CA 92101)
(Complainant))

solomonwardlawfirm.com;
 solomonwardsandiego.com

v.)

Shahrokh Saadat-Nejad)
 3713 Mt. Ashmun Place)
 San Diego, CA 92111)
(Respondent))

**COMPLAINT IN ACCORDANCE WITH
THE UNIFORM DOMAIN NAME DISPUTE RESOLUTION POLICY**

[1.] This Complaint is hereby submitted for decision in accordance with the Uniform Domain Name Dispute Resolution Policy, adopted by the Internet Corporation for Assigned Names and Numbers (ICANN) on August 26, 1999 and approved by ICANN on October 24, 1999 (ICANN Policy), and the Rules for Uniform Domain Name Dispute Resolution Policy (ICANN Rules), adopted by ICANN on August 26, 1999 and approved by ICANN on October 24, 1999, and the National Arbitration Forum (NAF) Supplemental Rules (Supp. Rules). ICANN Rule 3(b)(i).

[2.] COMPLAINANT INFORMATION

[a.]	Name:	Solomon Ward Seidenwurm & Smith, LLP
[b.]	Address:	401 B Street, Suite 1200 San Diego, CA 92101
[c.]	Telephone:	(619) 231-0303
[d.]	Fax:	(619) 231-4755
[e.]	E-Mail:	IP_enforce@swsslaw.com

COMPLAINANT'S AUTHORIZED REPRESENTATIVE

[a.]	Name:	Edward J. McIntyre, Esq.
[b.]	Address:	401 B Street, Suite 1200 San Diego, CA 92101
[c.]	Telephone:	(619) 231-0303
[d.]	Fax:	(619) 231-4755
[e.]	E-Mail:	emcintyre@swsslaw.com

Electronic-Only Material

- [a.] Method: E-mail
- [b.] Address: emcintyre@swsslaw.com
- [c.] Contact: Edward J. McIntyre, Esq.

Material Including Hard Copy

- [a.] Method: Mail
- [b.] Address/Fax: 401 B Street, Suite 1200
San Diego, CA 92101
- [c.] Contact: Edward J. McIntyre, Esq.

The Complainant chooses to have this dispute heard before a single-member administrative panel.

[3.] RESPONDENT INFORMATION

- [a.] Name: Shahrokh Saadat-Nejad
- [b.] Address: 3713 Mt. Ashmun Place, San Diego, CA 92111
- [c.] Telephone: N/A
- [d.] Fax: N/A
- [e.] E-Mail: c9729972@yahoo.com

[4.] DISPUTED DOMAIN NAME(S)

[a.] The following domain names are the subject of this Complaint:
solomonwardlawfirm.com; solomonwardsandiego.com

[b.] Registrar Information (for both websites):

- [i.] Registrar's Name: GO DADDY SOFTWARE, INC.
- [ii.] Registrar Address: 14455 N. Hayden Rd., Suite 219
Scottsdale, AZ 85260.
- [iii.] Telephone Number: (480) 505-8899
- [iv.] E-Mail Address: (480) 505-8844

[c.] Trademark/Service Mark Information:

Solomon Ward Seidenwurm & Smith LLP (hereafter "Solomon Ward") is a professional legal partnership. Solomon Ward has been operating in San Diego for thirty years. Since its inception, Solomon Ward has owned the common law trademarks "SOLOMON WARD" and "SOLOMON WARD SEIDENWURM & SMITH LLP." Solomon Ward owns and operates the website swsslaw.com. The more than twenty-five attorneys associated with the firm use this website and the internet as a means to communicate with the firm's clients, potential clients and the general public. Solomon Ward has also registered the website solomonward.com.

Solomon Ward brings this action against Respondent in order to obtain the rights to the website "solomonwardlawfirm.com" and "solomonwardsandiego.com." As will be explained in greater detail below, this forum must find for Solomon Ward, and in so doing transfer the domain name solomonwardlawfirm.com to its rightful and legitimate owner.

[5.] FACTUAL AND LEGAL GROUNDS

Respondent's ownership of the site solomonwardlawfirm.com is not only a violation of Solomon Ward's mark, but is also operated in an extremely vindictive and defamatory manner. This Complaint stems from a confluence of strange events which have brought Respondent directly into conflict with Solomon Ward.

In early March 2007, Solomon Ward was hired by another law firm in San Diego (its "Client") to assist it in an ongoing dispute with Respondent. Without divulging confidential attorney-client communications, Client sought the assistance of Solomon Ward in order to stop Respondent's brazen infringement of the Client's trademark.

In order to accomplish Client's legitimate request, Solomon Ward attorney Edward J. McIntyre contacted Respondent and requested that he immediately cease operating his other offending websites. When it became clear that Respondent had no intention to honor Client's mark, Mr. McIntyre sought and obtained a court ordered injunction against Respondent on Client's behalf.

Within days of receiving that order, Respondent redirected his venom toward Solomon Ward by registering the site solomonwardlawfirm.com. On this site, Respondent has reposted the same libelous materials about Client that the court already ordered him to remove. Furthermore, Respondent also claims that Solomon Ward "very proudly" represents child abusers and sex offenders - allegations that are both highly offensive and utterly defamatory.

Upon discovering Respondent's site "solomonwardlawfirm.com", Mr. McIntyre contacted Respondent and requested that he remove the offending materials and transfer ownership of the site. Respondent summarily refused Mr. McIntyre's request. Seeing no other alternative, Mr. McIntyre has arranged for an Ex Parte hearing before Judge Lorenz of the United States District Court for the Southern District of California in order to temporarily enjoin Respondent from continuing to infringe on Solomon Ward's mark.

[a.]

As mentioned, for the past thirty years, Solomon Ward has owned the common law marks "SOLOMON WARD" and "SOLOMON WARD SEIDENWURM & SMITH LLP." Within the Southern California business and legal communities, Solomon Ward has earned a strong reputation based on its commitment to excellence, legal and business acumen, high ethical standards and dedication to community service.

Respondent's operation of the site solomonwardlawfirm.com is the definition of unlawful cybersquatting. Respondent is not a lawyer nor does he have any affiliation with the Solomon Ward law firm. As such, by blanketing his website with defamatory statements against Solomon Ward and Client, Respondent is in effect holding Solomon Ward's trademark hostage while at the same time spreading damaging lies about the firm.

The site solomonwardlawfirm.com intentionally confuses and misleads the general public away from Solomon Ward's legitimate site. For example, a "Google" search of the name Solomon Ward only three days after Respondent launched the website "solomonwardlawfirm.com", revealed that Respondent's infringing website appeared eighth out of 1.5 million websites containing the name Solomon Ward. One explanation for why Respondent's website ranked higher than legitimate and respected websites (e.g. The Securities and Exchange Commission, The University of California, The Department of Justice, etc.) is because Respondent's site uses the firm's mark in its body. If Respondent is allowed to continue to infringe on Solomon Ward's mark, then in a short time, search engines may actually rank Respondent's site over and above Solomon Ward's own website.

[b.]

Respondent has no legitimate right to use Solomon Ward's trademark. Respondent's ownership and operation of the websites solomonwardlawfirm.com and solomonwardsandiego.com does not serve any lawful purpose. Respondent is not a licensed attorney and therefore is prohibited from practicing law in any of the United States. Furthermore, as a matter of California law (the state in which Respondent resides and Solomon Ward operates), because Respondent is not an attorney, he may be subject to criminal sanctions for representing to the general public that his site is somehow affiliated with a legitimate provider of legal services. Therefore, Respondent has not and cannot, use the site solomonwardlawfirm.com in a legitimate and lawful manner.

[c.]

There is no other explanation absent bad faith for why Respondent registered the domain name solomonwardlawfirm.com. In addition to the reasons outlined above, based on the timing of Respondent's registration of the domain name, it is evident that he has usurped Solomon Ward's trademark in order to achieve one of the following objectives: a) as a way to seek an advantage in Client's action against him; b) to harass Solomon Ward; or c) to possibly to extort money from Solomon Ward.

[6.] REMEDY SOUGHT

Solomon Ward requests that the Panel issue a decision that the domain-name registrations be transferred. Furthermore, because Respondent has exhibited characteristics of a serial cybersquatter, Solomon Ward requests that it be allowed to amend its petition in the future to add additional offending websites that Respondent may register.

[7.] OTHER LEGAL PROCEEDINGS

On March 13, 2007, Solomon Ward sued Respondent in the United States Court for the Southern District of California.¹ Solomon Ward seeks both monetary damages and injunctive relief as

¹ Pacific Law Center, a Professional Law Corporation and Solomon Ward Seidenwurm & Smith LLP vs. Shahrokh Saadat-Nejad, an individual. United States District Court for the Southern District of California, Case No. 07 CV0460 L POR

provided for under both federal and state law. In order to ensure its interests are immediately protected and that it is able to recover the domain name solomonwardlawfirm.com, Solomon Ward requests that this arbitration proceed in an expedited fashion.

[8.] COMPLAINT TRANSMISSION

The Complainant asserts that a copy of this Complaint, together with the cover sheet as prescribed by NAF's Supplemental Rules, has been sent or transmitted to the Respondent (domain-name holder), in accordance with ICANN Rule 2(b) and to the Registrar(s) of the domain name(s), in accordance with NAF Supp. Rule 4(e). ICANN Rule 3(b)(xii); NAF Supp. Rule 4(c).

[9.] MUTUAL JURISDICTION

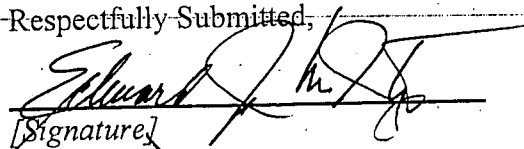
The Complainant will submit, with respect to any challenges to a decision in the administrative proceeding canceling or transferring the domain name to the location of the principal office of the concerned registrar.

[10.] CERTIFICATION

Complainant agrees that its claims and remedies concerning the registration of the domain names, the dispute, or the dispute's resolution shall be solely against the domain-name holder and waives all such claims and remedies against (a) the National Arbitration Forum and panelists, except in the case of deliberate wrongdoing, (b) the registrar, (c) the registry administrator, and (d) the Internet Corporation for Assigned Names and Numbers, as well as their directors, officers, employees, and agents.

Complainant certifies that the information contained in this Complaint is to the best of Complainant's knowledge complete and accurate, that this Complaint is not being presented for any improper purpose, such as to harass, and that the assertions in this Complaint are warranted under these Rules and under applicable law, as it now exists or as it may be extended by a good-faith and reasonable argument.

Respectfully Submitted,


[Signature]

31 March 2007
[Date]

1 EDWARD J. MCINTYRE [SBN 80402]
emcintyre@swsslaw.com
2 CHRISTINA M. MILLIGAN [SBN 231655]
cmilligan@swsslaw.com
3 SOLOMON WARD SEIDENWURM & SMITH, LLP
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4 San Diego, California 92101
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5 Facsimile: (619) 231-4755
6 Attorneys for Pacific Law Center
7

8 SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO
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PACIFIC LAW CENTER, a Professional Law Corporation,

Plaintiff,

v.

SHAHROKH SAADATNEJAD, individually and doing business as PACIFICLAWCENTERS.COM and USHOSTAGE.COM; and DOES 1 through 50, inclusive,

Defendants.

CASE NO. GIC 878352

RESPONSE TO SAADATNEJAD'S EX PARTE

Date: March 22, 2007

Time: 9:00 a.m.

Dept. 75

Complaint Filed: January 12, 2007

I/C Judge: Hon. Richard E.L. Strauss

I
INTRODUCTION

It is difficult to figure out what Saadat-Nejad is seeking—at least that this Court could ever grant. Nonetheless, the **actual facts** may help the Court.

Sequence of Events.

On February 27, 2007, this Court signed and entered a temporary restraining order.

On March 9th this Court extended that temporary restraining order until an April 20 hearing and asked for further briefing.

On March 13 Pacific Law Center and Solomon Ward filed its federal action. That complaint, at paragraph 24, accurately quotes the order this Court had signed on February 27th:

“Until further order of this Court Shahrokh Saadatnejad shall immediately cease using the website pacificlawcenters.com or any similar website.

Until further order of this Court, Shahrokh Saadatnejad shall not use the trade name Pacific Law Center in any published communication....”

Then, at a March 14 hearing, this Court explained or modified its February 27 order and stated that Saadat-Nejad is restrained only from using the website/domain name “pacificlawcenters.com.”

In their application for a temporary restraining order in the federal action, Pacific Law Center and Solomon Ward informed the federal court of this Court’s explanation or modification of its February 27 order.

In complying with the godaddy.com internal complaint form, Pacific Law Center accurately described this Court’s order as it then existed.

Saadat-Nejad is, as this Court is well aware, trifling with its order and, instead of using the domain name pacificlawcenters.com, he is now using pacific-law-center.com.

Cyber-Squatting Requires No Commercial Use Or Confusion.

This Court asked Pacific Law Center to brief the question how much commercial confusion is necessary under the Lanham Act to support injunctive relief. Under the 1999 Anti-Cybersquatting and Consumer Protection Act (ACPA)—which was made part of the

1 Lanham Act at 15 U.S.C. § 1125(d)—the answer is **none**.

2 The Ninth Circuit, among others, has held that while **traditional** trademark
3 infringement requires, *inter alia*, commercial use and at least likelihood of confusion, the
4 ACPA has **no** commercial use requirement.¹ Rather, all that a trademark owner asserting a
5 claim under the ACPA must establish is:

6 (1) It has a valid trademark entitled to protection; (2) its mark is distinctive or
7 famous; (3) the defendant's domain name is identical or confusingly similar to,
8 or in the case of famous marks, dilutive of, the owner's mark; and (4) the
9 defendant used, registered or trafficked in the domain name; (5) with a bad
10 faith intent to profit.²

11 The Court has directed further briefing on this issue in early April, but Pacific Law
12 Center wanted to put this authority before the Court immediately. Pacific Law Center's third
13 cause of action is brought under the ACPA. Pacific Law Center has a valid common law
14 trademark that the Lanham Act protects; its mark is distinctive and famous under 15 U.S.C.
15 § 1125(c)(1); one of Saadat-Nejad's domain names is almost identical—but for one letter—
16 and the other is identical—the hyphens do not matter—and certainly confusingly similar to
17 Pacific Law Center; Saadat-Nejad admits that he has registered and has used both domain
18 names—pacificlawcenters.com and pacific-law-center.com. Finally, his demand—made
19 through a lawyer purporting to represent him for a half million dollars is *prima facie*
20 evidence of bad faith intent to profit. Pacific Law Center attaches a copy of that letter.

21 Pacific Law Center will provide the further briefing that the Court requested.

22 DATED: March 21, 2007

23 Respectfully submitted,

24 SOLOMON WARD SEIDENWURM & SMITH, LLP

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27

28

By: 

EDWARD J. MCINTYRE

CHRISTINA M. MILLIGAN

Attorneys for Pacific Law Center

¹ *Bosley Medical Institute, Inc. v. Kramer* (2005) 403 F.3d 672, 680 (9th Cir.).

² *Id.* See also *The Christensen Firm v. Chameleon Data Corp.* (2006) 2006 US. Dist. LEXIS 79710 (W.D. Wash.). For the Court's convenience, Pacific Law Center lodges a copy of each case.