

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

201 JUN 12 10 16 AM
COURT
ROOM

7 Attorneys for Plaintiff,
8 PACIFIC LAW CENTER

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

11 PACIFIC LAW CENTER,
12 a Professional Law Corporation,
13 Plaintiff,
14 vs.
15 SHAHROKH SAADATNEJAD,
16 individually and doing business as
17 PACIFICLAWCENTERS.COM and
18 USHOSTAGE.COM; and DOES
19 1 through 50, inclusive,
20 Defendants.

Case No. **GIC 878352**
**COMPLAINT FOR INJUNCTIVE
RELIEF AND MONEY DAMAGES
(Trademark Infringement,
Unfair Competition, Unfair
Business Practices, et al.)**

21 Plaintiff, PACIFIC LAW CENTER, alleges as follows:

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

27 ///
28 ///

*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 "pacificlawcenter.com", "pacificlawcenter.net", "pacificlawcenter.org" and
22 "pacificlawcenter.ws" and has at all times since maintained ownership of said domain
23 names.

24 ///

25 ///

26
27 *Complaint for Injunctive Relief and Money Damages*
28 *(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.

22 ///

23 ///

24 ///

25
26
27 *Complaint for Injunctive Relief and Money Damages*
28 *(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".

22 ///

23 ///

24 ///

25 ///

26
27 *Complaint for Injunctive Relief and Money Damages*
28 *(Trademark Infringement, Unfair Competition, et al.)*

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 "pacificlawcenters.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 "pacificlawcenters.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 "pacificlawcenters.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 19. The actions of defendants alleged hereinabove constitute fraud,
2 oppression and/or malice, entitling plaintiff to an award of punitive and exemplary
3 damages.

4 **SECOND CAUSE OF ACTION**
5 **[Trade Name Infringement/Dilution and**
6 **Unfair Competition - Federal Lanham Act]**

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

11 20. Defendant's registration of the internet domain name and operation
12 of the internet site "pacificlawcenters.com" for its own commercial purposes constitutes a
13 statutory infringement and dilution of plaintiff's trade name and acts of unfair
14 competition, entitling plaintiff to statutory relief and remedies under the provisions of the
15 Federal Lanham Act governing trademark infringement and dilution and unfair
16 competition protections, including, but not necessarily limited to, injunctive relief and
17 money damages, as alleged hereinabove..

18 **THIRD CAUSE OF ACTION**
19 **[Anti-Cybersquatting Consumer Protection Act - Lanham Action]**

20 Plaintiff hereby incorporates the allegations contained in paragraphs 1
21 through 19 hereinabove by reference, as if fully set forth hereinafter, and further alleges
22 as a Third Cause of Action against defendants, SHAHROKH SAADATNEJAD and
23 DOES 1 through 50, inclusive, as follows:

24 ///
25 ///
26 ///
27 ///

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

1 21. Defendant's use of the internet domain name and site
2 "pacifclawcenters.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 "pacifclawcenters.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;

24 *///*

25 *///*

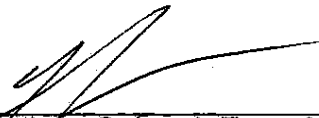
26 *///*

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

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

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.)*

For Court Use Only

MATTHEW SPIEGEL, ESQ./SBN 238030
BRIAN McGOLDRICK, ESQ./SBN 169104
PACIFIC LAW CENTER
4225 Executive Square, Suite 1550
La Jolla, CA 92037
888/789-0123; Facsimile 858/452-1910

Attorney for Plaintiff,
Pacific Law Center

SUPERIOR COURT OF CALIFORNIA, COUNTY SAN DIEGO

PACIFIC LAW CENTER v. SHAROOKH
SAADATNEJAD

Case No. GIC878352

PROOF OF SERVICE

I, Raul Gonzalez Jr., declare that:

I am employed in the County of San Diego, State of California. I am over the age of 18 years and not a party in this action; my business address is 4225 Executive Square, Suite 1550, La Jolla, California 92037.

On February 15, 2007, 2007, I served the following document(s):

Complaint for Injunctive Relief and Money Damages (Trademark Infringement, Unfair Competition, Unfair Business Practices, et al.); Summons, Notice of Case Assignment, Amended Notice of Case Assignment and Plaintiff's First Amended Complaint for Injunctive Relief and Money Damages (Trademark Infringement, Unfair Competition, Unfair Business Practices, et al.)

by enclosing the document(s) in an envelope(s) addressed as follows:

Defendant:

Shahrokh Saadatnejad
3713 Mount Ashmin Place
San Diego, CA 92111-3932

and placing the sealed envelope for collection and mailing following our ordinary business practices. I am readily familiar with our business' practice for collecting, processing correspondence for mailing, on the same day that correspondence is placed for collection and mailing, it is deposited in the

1 MATTHEW SPIEGEL, ESQ./SBN 238030
BRIAN McGOLDRICK, ESQ./SBN 169104
2 PACIFIC LAW CENTER
4225 Executive Square, Suite 1550
3 La Jolla, CA 92037
888/789-0123; Facsimile 858/452-1910
4
5 Attorney for Plaintiff,
Pacific Law Center

For Court Use Only

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

7
8 PACIFIC LAW CENTER v. SHAROOKH
SAADATNEJAD

Case No. GIC878352

10 **PROOF OF SERVICE**

11
12 I, Raul Gonzalez Jr., declare that:

13 I am employed in the County of San Diego, State of California. I am over the age of 18 years
14 and not a party in this action; my business address is 4225 Executive Square, Suite 1550, La Jolla,
15 California 92037.

16 On February 15, 2007, 2007, I served the following document(s):

17 **Complaint for Injunctive Relief and Money Damages (Trademark Infringement, Unfair**
18 **Competition, Unfair Business Practices, et al.); Summons, Notice of Case Assignment, Amended**
19 **Notice of Case Assignment and Plaintiff's First Amended Complaint for Injunctive Relief and**
20 **Money Damages (Trademark Infringement, Unfair Competition, Unfair Business Practices, et al.)**

21 by enclosing the document(s) in an envelope(s) addressed as follows:

22 Defendant:

23 Shahrokh Saadatnejad
24 3713 Mount Ashmin Place
25 San Diego, CA 92111-3932

26
27 ___ x ___ and placing the sealed envelope for collection and mailing following our ordinary business
28 practices. I am readily familiar with our business' practice for collecting, processing correspondence for
mailing, on the same day that correspondence is placed for collection and mailing, it is deposited in the

1 ordinary course of business with the United States Postal Service in a sealed envelope with postage fully
2 prepaid.

3 and depositing the sealed envelope with the United States Postal Service with the postage
4 fully prepaid.

5 _____ by facsimile: the document(s) was/were transmitted by facsimile transmission and was/were
6 reported as complete and without error.

7 _____ by overnight **FEDERAL EXPRESS** to the offices of the addressee(s) indicated above.

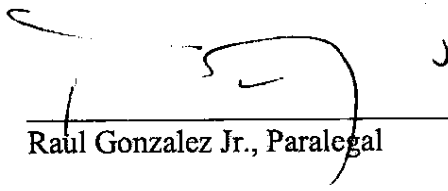
8

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

11 Executed on February 15, 2007, at La Jolla, California.

12

13



Raul Gonzalez Jr., Paralegal

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

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

Attorneys for Plaintiff,
PACIFIC LAW CENTER

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

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.)

Case No: GIC 878352

**PLAINTIFF=S FIRST AMENDED
COMPLAINT FOR INJUNCTIVE
RELIEF AND MONEY DAMAGES
(Trademark Infringement,
Unfair Competition, Unfair
Business Practices, et al.)**

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

*Plaintiff=s First Amended Complaint for Injunctive Relief and Money Damages
(Trademark Infringement, Unfair Competition, et al.)*

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.

///

///

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

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

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

5. Beginning on or about December, 2002, and at all times since, plaintiff has been duly incorporated and authorized to do business as a professional law

corporation in the State of California under the name APacific Law Center@.

6. On or about December, 2002, plaintiff registered the internet domain names Apacificlawcenter.com@, Apacificlawcenter.net@, Apacificlawcenter.org@ and Apacificlawcenter.ws@ and has at all times since maintained ownership of said domain names.

///

///

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

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

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

10. Plaintiff has built up valuable goodwill in its trade name, APacific Law Center@ and it has come to be associated exclusively with plaintiff=s business by

the public generally in the State of California.

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

///

///

///

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

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

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

///

///

///

///

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

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

15. Defendants= use of the internet domain name and site Apacificlawcenters.com@ constitutes an unlawful, wrongful, wilful, intentional, fraudulent and malicious interference with the trade name of plaintiff and unfair competition with its business.

16. Defendants wrongful use of the confusingly similar internet domain name and internet site Apacificlawcenters.com@ has caused, and unless enjoined by this Court will continue to cause, irreparable injury to plaintiff by misleading, confusing and misdirecting its clients, potential clients and the general public, intercepting potential Ahits@ on plaintiff=s internet site and luring them to defendant=s internet sites at Apacificlawcenters.com@ and Aushostage.com@.

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

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

///

19. The actions of defendants alleged hereinabove constitute fraud, oppression and/or malice, entitling plaintiff to an award of punitive and exemplary damages.

SECOND CAUSE OF ACTION
[Trade Name Infringement/Dilution and
Unfair Competition - Federal Lanham Act]

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

20. Defendant=s registration of the internet domain name and operation of the internet site apacificlawcenters.com for its own commercial purposes constitutes a statutory infringement and dilution of plaintiff=s trade name and acts of unfair competition, entitling plaintiff to statutory relief and remedies under the provisions of the Federal Lanham Act governing trademark infringement and dilution and unfair competition protections, including, but not necessarily limited to, injunctive relief and money damages, as alleged hereinabove..

THIRD CAUSE OF ACTION
[Anti-Cybersquatting Consumer Protection Act - Lanham Action]

Plaintiff hereby incorporates the allegations contained in paragraphs 1 through 20 hereinabove by reference, as if fully set forth hereinafter, and further alleges

Plaintiff=s First Amended Complaint for Injunctive Relief and Money Damages
(Trademark Infringement, Unfair Competition, et al.)

as a Third Cause of Action against defendants, SHAHROKH SAADATNEJAD and DOES 1 through 50, inclusive, as follows:

///

///

///

///

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

FOURTH CAUSE OF ACTION
[California Unfair Trade Practices Act]

Plaintiff hereby incorporates the allegations contained in paragraphs 1 through 21 hereinabove by reference, as if fully set forth hereinafter, and further alleges as a Fourth Cause of Action against defendants, SHAHROKH SAADATNEJAD and DOES 1 through 50, inclusive, as follows:

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

FIFTH CAUSE OF ACTION
[Defamation]

Plaintiff hereby incorporates the allegation contained in paragraphs 1 through 22 hereinabove by reference, as is fully set forth hereinafter, and further alleges as a Fifth Cause of Action against defendants SHAHROKH SAADATNEJAD and DOES 1 through 50, inclusive as follows:

//

23. Statements published on Defendants internet domain name and site Apacificlawcenters.com@ are unprivileged false statements of fact and are not mere statements of opinion.

24. The Supreme Court of California has defined the law of Defamation as complex and one that requires the consideration of multiple factors. *Barrett v. Rosenthal*, (2006) 40 Cal.4th 33, 57. The elements of a prima facie claim for defamation include Awhether the statement at issue is true or false, factual or figurative, privileged or unprivileged, whether the matter is of public or private concern, and whether the plaintiff is a public or private figure.@ *Id.* (See 5 Witkin, Summary of Cal. Law (9th ed. 1988) Torts, '' 529, 556 et seq., pp. 782, 814 et seq.)

Further California Courts have established:

*Plaintiff=s First Amended Complaint for Injunctive Relief and Money Damages
(Trademark Infringement, Unfair Competition, et al.)*

Defamation is an invasion of the interest in reputation. The tort involves the intentional publication of a statement of fact that is false, unprivileged, and has a natural tendency to injure or which causes special damage. [citation omitted] Publication means communication to some third person who understands the defamatory meaning of the statement and its application to the person to whom reference is made. Publication need not be to the Apublic@ at large; communication to a single individual is sufficient.

Ringler v. Maryland Casualty Co. (2000) 80 Cal.App.4th 1165, quoting *Smith v. Maldonado* (1999) 72 Cal.App.4th 637, 645.

Statements from PacificLawCenters.com

The defamatory statements published on pacificlawcenters.com include the following:

Pacific Law Center jobs - We hire criminals only!

Pacific Law Center is not committed to helping victims of negligence

Pacific Law Center - Legal Rights undedicated attorneys at Pacific Law Center have extensive experience representing your bank account.

Welcome to Pacific Law Center. Pacific Law Center is not a San Diego Law Firm whose attorneys do not have brains. Pacific Law Center has helped thousands of people with their money go down in our pockets, we call it our program. pacificlawcenter com

Pacific Law Center - Legal Rights The dedicated attorneys at Pacific Law Center have zero extensive experience ... Pacific Law Center is not committed to helping victims of negligence seek the just.

PACIFIC LAW CENTER = HUSTLERS = PacificLawCenter.com
SUCKS

Call for a not free consultation Serious accidents and catastrophic injuries, medical malpractice, pharmaceutical litigation. Category: California > La Jolla > Criminal Law Firms pacificlawcenter.com

pacificlawcenter com San Diego, La Jolla - Medical malpractice lawyers - Attorneys with Pacific Law Center Our medical malpractice lawyers cannot handle cases involving misdiagnosis and ... Motorcycle Accidents " Trucking Accidents " Medical Malpractice " pacificlawcenter com

San Diego bankruptcy lawyers - Pacific Law Center If you are faced with bankruptcy, an attorney with our San Diego practice can not help.

These statements are false statements of fact and a reasonable factfinder could conclude that published statements imply an assertion of defamatory fact. These statements were intentionally published

PRAYER

WHEREFORE, plaintiff, PACIFIC LAW CENTER, by way of each of its above alleged Causes of Action, prays for the following relief against

*Plaintiff=s First Amended Complaint for Injunctive Relief and Money Damages
(Trademark Infringement, Unfair Competition, et al.)*

defendants, SHAHROKH SAADATNEJAD and DOES 1 through 50, inclusive, as follows::

1. For an order requiring defendants to show cause, if any they have,

why they should not be enjoined and mandated as set forth below, during the pendency of this action;

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 Apacificlawcenters.com@;
- b. Transfer all its right, title and interest in the internet domain name and site known as Apacificlawcenters.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, APacific 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: _____, 2007

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