

**Service of Process  
Transmittal**

02/04/2021

CT Log Number 538999096

**TO:** Tony Sebro  
Wikimedia Foundation, Inc.  
1 MONTGOMERY ST STE 1600  
SAN FRANCISCO, CA 94104-5516

**RE: Process Served in Florida**

**FOR:** Wikimedia Foundation, Inc. (Domestic State: FL)

**ENCLOSED ARE COPIES OF LEGAL PROCESS RECEIVED BY THE STATUTORY AGENT OF THE ABOVE COMPANY AS FOLLOWS:**

**TITLE OF ACTION:** NATHANIEL WHITE, PLTF. vs. The Discovery Channel, Inc, etc., et al., Dfts. // To: Wikimedia Foundation, Inc.

**DOCUMENT(S) SERVED:** -

**COURT/AGENCY:** None Specified  
Case # 2020CA001453

**ON WHOM PROCESS WAS SERVED:** C T Corporation System, Plantation, FL

**DATE AND HOUR OF SERVICE:** By Process Server on 02/04/2021 at 04:01

**JURISDICTION SERVED :** Florida

**APPEARANCE OR ANSWER DUE:** None Specified

**ATTORNEY(S) / SENDER(S):** None Specified

**ACTION ITEMS:** CT has retained the current log, Retain Date: 02/04/2021, Expected Purge Date: 02/09/2021

Image SOP

Email Notification, Jacob Rogers jrogers@wikimedia.org

Email Notification, Tony Sebro legal@wikimedia.org

**REGISTERED AGENT ADDRESS:** C T Corporation System  
1200 South Pine Island Road  
Plantation, FL 33324  
866-539-8692  
CorporationTeam@wolterskluwer.com

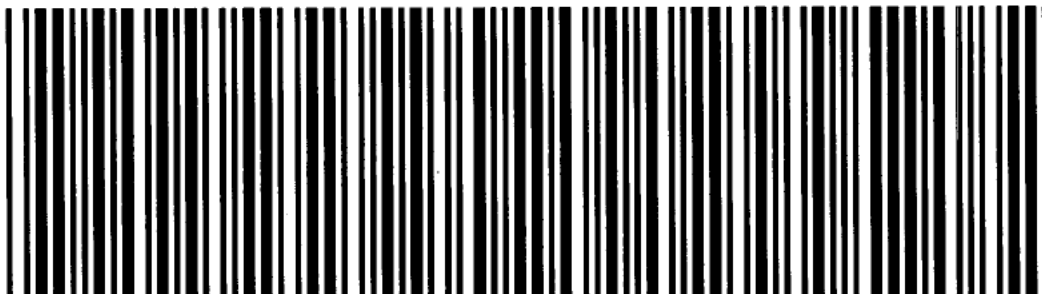
The information contained in this Transmittal is provided by CT for quick reference only. It does not constitute a legal opinion, and should not otherwise be relied on, as to the nature of action, the amount of damages, the answer date, or any other information contained in the included documents. The recipient(s) of this form is responsible for reviewing and interpreting the included documents and taking appropriate action, including consulting with its legal and other advisors as necessary. CT disclaims all liability for the information contained in this form, including for any omissions or inaccuracies that may be contained therein.

**PROCESS SERVER DELIVERY DETAILS**

**Date:** Thu, Feb 4, 2021

**Server Name:** [REDACTED]

Entity Served	WIKIMEDIA FOUNDATION, INC.
Agent Name	CT CORPORATION SYSTEM
Case Number	2020-CA-001453
Jurisdiction	FL



1:35 PM  
2/4/2020  
JCL/685

IN THE CIRCUIT COURT OF THE  
SECOND JUDICIAL CIRCUIT IN  
AND FOR LEON COUNTY,  
FLORIDA

CIVIL DIVISION  
CASE NO.2020-CA-001453,

NATHANIEL WHITE  
Plaintiff,  
vs.

THE DISCOVERY CHANNEL INC.,  
Defendant Et al.

---

**SUMMONS (CORPORATION)**  
**IMPORTANT**

A lawsuit has been filed against you/your company. You have 20 calendar days after this summons is served on you to file a written response to the attached complaint with the clerk of this court. A phone call will not protect you or your company. Your written response including the case number given above and the names of the parties, must be filed if you want the court to hear your side of the case. If you do not file your response on time, you may lose the case, and your wages, money, and property may thereafter be taken without further warning from the court. There are other legal requirements. You may want to call an attorney right away. If you do not know an attorney, you may call an attorney referral service or a legal aid office (listed in the phone book).

If you choose to file a written response yourself, at the same time you file your written response to the court you must also mail or take a copy of your written response to the "Plaintiff/Plaintiff's Attorney" named below.

**IMPORTANTE**

Usted ha sido demandado legalmente. Tiene 20 dias, contados a partir del recibo de esta notificacaion, para contestar la demanda adjunta, por escrito, y presentarla ante este tribunal. Una llamada telefonica no lo protegera. Si usted desea que el tribunal considere su defensa, debe presentar su

respuesta por escrito, incluyendo el numero del caso y los nombres de las partes interesadas. Si usted no contesta la demanda a tiempo, podiese perder el caso y podria ser despojado de sus ingresos y propiedades, o privado de sus derechos, sin previo aviso del tribunal. Existen otros requisitos legales. Si lo desea, puede usted consultar a un abogado inmediatamente. Si no conoce a un abogado, puede llamar a una de la oficinas de asistencia legal que aparecen en la guia telefonica.

Si desea responder a la demanda por sue cuenta, al mismo tiempo en que presenta su respuesta ante el tribunal, debera usted enviar por correo o entregar una copia de su respuesta a la persona denominada abajo como "Plaintiff/Plaintiff's Attorney" (Demandante o Abogado del Demandante).

#### IMPORTANT

Des poursuites judiciaires ont ete entreprises contre vous. Vous avez 20 jours consecutifs a partir de la data de l'assignation de cette citation pour depoter une reponse ecrite a la plainte ci-jointe aupres de ce tribunal. Un emple coup de telephone est insuffisant pour vous proteger. Vous etes obliges de depoter votre reponse ecrite, avec mention du numero de dossier ci-dessus et du nom des parties nommees ici, si vous souhaitez que le tribunal entende votre cause. Si vous ne deposez pas votre reponse ecrite dans le relai requis, vous risquez de perdre la cause ainsi que votre salaire, votre argent, et vos biens peuvent etresaisis par la suite, sans aucun preavis ulterieur du tribunal. Il a d'autres obligations juridiques et vous pouvez requerir les sez pas d'avocat, vous pourriez telephoner a un service de reference d'avocats ou a un bureau d'assistance juridique (figurant a l'annuaire de telphones).

Si vous de depoter vous-meme une reponse ecrite, il vous faudra egalement, en meme temps que cette formalite, faire parvenir ou expedier une copie de votre reponse ecrite au "Plaintiff/Plaintiff's Attorney" (Plaignant ou a son avocat) nomme ci-dessous.

/S/ [REDACTED]

[REDACTED], ESQ.  
Law Offices of  
[REDACTED], P.A.

P.O. BOX 533721  
ORLANDO, FL 32853

THE STATE OF FLORIDA  
TO EACH SHERIFF OF THE STATE: You are commanded to serve this  
summons and a copy of the complaint in this lawsuit on the  
above-named defendant by serving the registered agent stated  
therein.

DATED on 1/21/2021, 2021.

(SEAL)



CLERK OF THE CIRCUIT COURT

By

[REDACTED]  
AS DEPUTY CLERK

IN THE CIRCUIT COURT OF THE

SECOND JUDICIAL CIRCUIT IN  
AND FOR LEON COUNTY, FLORIDA  
CIVIL DIVISION  
CASE NO. 2020-CA-001453

NATHANIEL WHITE,  
Plaintiff,

vs.

THE DISCOVERY CHANNEL, INC.,  
Defendant Et al.

SUMMONS  
(Civil Action)

THE STATE OF FLORIDA  
TO EACH SHERIFF OF SAID STATE:

YOU ARE HEREBY APPOINTED to serve this summons and a copy of the complaint or petition in this action on defendant **Wikipedia Inc. c/o Wikimedia Foundation, Inc.** whose business address is 1 Montgomery St. Suite 1600, San Francisco, CA 94104 by serving process on its registered agent:

CT CORPORATION SYSTEM  
1200 S. Pine Island Rd.  
Plantation, Fl 33324

Each defendant is required to serve written defense to the complaint or petition on Plaintiff's Attorney, whose name and address are as follows:

[REDACTED], ESQ.  
[REDACTED]  
ORLANDO, FL [REDACTED]

within 20 days after service of this summons on that defendant, exclusive of the day of service, and to file the original of the defenses with the Clerk of this Court either before service on Plaintiff's attorney or immediately thereafter. If a defendant fails to do so, a default will be entered against that defendant for the relief demanded in the complaint or petition.

IN THE CIRCUIT COURT OF THE  
SECOND JUDICIAL CIRCUIT IN  
AND FOR LEON COUNTY,  
FLORIDA

CIVIL DIVISION  
CASE NO.2020-CA-001453,

NATHANIEL WHITE  
Plaintiff,  
vs.

THE DISCOVERY CHANNEL INC.,  
Defendant Et al.

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**IMPORTANTE**

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respuesta por escrito, incluyendo el numero del caso y los nombres de las partes interesadas. Si usted no contesta la demanda a tiempo, pudiese perder el caso y podria ser despojado de sus ingresos y propiedades, o privado de sus derechos, sin previo aviso del tribunal. Existen otros requisitos legales. Si lo desea, puede usted consultar a un abogado inmediatamente. Si no conoce a un abogado, puede llamar a una de la oficinas de asistencia legal que aparecen en la guia telefonica.

Si desea responder a la demanda por sue cuenta, al mismo tiempo en que presenta su respuesta ante el tribunal, debera usted enviar por correo o entregar una copia de su respuesta a la persona denominada abajo como "Plaintiff/Plaintiff's Attorney" (Demandante o Abogado del Demandante).

#### IMPORTANT

Des poursuites judiciaires ont ete entreprises contre vous. Vous avez 20 jours consecutifs a partir de la data de l'assignation de cette citation pour deposer une reponse ecrite a la plainte ci-jointe aupres de ce tribunal. Un emple coup de telephone est insuffisant pour vous proteger. Vous etes obliges de deposer votre reponse ecrite, avec mention du numero de dossier ci-dessus et du nom des parties nommees ici, si vous souhaitez que le tribunal entende votre cause. Si vous ne deposez pas votre reponse ecrite dans le relai requis, vous risquez de perdre la cause ainsi que votre salaire, votre argent, et vos biens peuvent etresaisis par la suite, sans aucun preavis ulterieur du tribunal. Il a d'autres obligations juridiques et vous pouvez requerir les sez pas d'avocat, vous pourriez telephoner a un service de reference d'avocats ou a un bureau d'assistance juridique (figurant a l'annuaire de telphones).

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/S/ [REDACTED]

[REDACTED] ESQ.

Law Offices of

[REDACTED] P.A.



[REDACTED]

THE STATE OF FLORIDA

TO EACH SHERIFF OF THE STATE: You are commanded to serve this summons and a copy of the complaint in this lawsuit on the above-named defendant by serving the registered agent stated therein.

DATED on 1/21/2021, 2021.

(SEAL)



CLERK OF THE CIRCUIT COURT

By [REDACTED]

AS DEPUTY CLERK

IN THE CIRCUIT COURT OF THE SECOND JUDICIAL CIRCUIT  
IN AND FOR LEON COUNTY, FLORIDA

NATHANIEL WHITE  
Plaintiff,

CASE NO. 2020-CA-001453

v.

The Discovery Channel Inc.  
d/b/a Investigation Discovery;  
Stephen Dost, individually;  
Kevin Fitzpatrick, individually;  
Jonathan Santos, individually;  
Alphabet Inc.  
d/b/a Google LLC;  
Facebook Inc.;  
Amazon Company  
d/b/a www.killer.cloud;  
Twitter Company;  
Wikimedia Foundation  
d/b/a Wikipedia Inc.;  
AT & T Inc.;  
AT & T Communications Inc.;  
AT & T U-verse d/b/a Direct TV;  
Hubbard Broadcasting Inc. d/b/a  
Reelz TV;  
Microsoft Corporation  
d/b/a Bing Corporation;  
Defendants,

COMPLAINT AND DEMAND FOR JURY TRIAL

Plaintiff Nathaniel White (Plaintiff or "Mr. White") sues defendants The Discovery Channel, Inc. d/b/a Investigation Discovery ("ID TV"); Stephen Dost ("Dost"); Kevin Fitzpatrick ("Fitzpatrick"); Jonathan Santos ("Santos"); Hubbard Broadcasting, Inc. d/b/a Reelz TV ("Reelz"); Alphabet, Inc. d/b/a Google, LLC ("Google"); Facebook, Inc. ("Facebook"); Amazon Company d/b/a www.killer.cloud ("Killer"); Twitter, Inc. ("Twitter"); Wikimedia Foundation d/b/a Wikipedia, Inc. ("Wikipedia"); AT&T, Inc. ("AT&T"); AT&T Communications, Inc. ("AT&T Comm"); AT&T U-Verse d/b/a Direct TV ("Direct TV"); Microsoft Corporation d/b/a Bing Corporation ("Bing") and alleges as follows:

### **JURISDICTION**

1. \_\_ This Court has jurisdiction because Plaintiff seeks relief in an amount greater than \$30,000.00 exclusive of interest, costs and attorney's fees.
2. This Court has personal jurisdiction over Defendants as follows:
  - a. Defendants have committed tortious acts within the State of Florida thereby satisfying Florida's Long Arm statute, section 48.193, Florida Statutes;
  - b. Defendant have committed intentional torts expressly aimed at Plaintiff, the effects of which were suffered and continue to be suffered in this Circuit. Defendants' intentional conduct was calculated to cause injury to Plaintiff in Florida. Based on their intentional torts, Defendants should have reasonably anticipated being brought into this Court and due process is satisfied. At all times material
3. Venue is proper in this Court pursuant to Florida Statutes Section 47.011 since the claims at issue accrued in this Circuit.
4. Statutory condition precedent notices have been served on all corporate Defendants prior to the filing of this lawsuit.

### **PARTIES**

5. Plaintiff Nathaniel White ("White") is a resident and citizen of the State of Florida, and resident of Franklin County, which is part of the Second Judicial Circuit.
6. Defendant The Discovery Channel, Inc. d/b/a Investigation Discovery ("ID TV") is a New York Corporation with its headquarters in Maryland. At all relevant times, Defendant ID TV conducted substantial business in the State of Florida.

7. Defendant Stephen Dost ("Dost") is believed to be a resident and citizen of the State of New York and is employed by ID TV. At all relevant times, Defendant Dost conducted substantial business in the State of Florida.
8. Defendant Kevin Fitzpatrick ("Fitzpatrick") is believed to be a resident and citizen of the State of New York and is employed by ID TV. At all relevant times, Defendant Fitzpatrick conducted substantial business in the State of Florida.
9. Defendant Jonathan Santos ("Santos") is believed to be a resident and citizen of the State of New York and is employed by ID TV. At all relevant times, Defendant Santos conducted substantial business in the State of Florida.
10. Defendant Hubbard Broadcasting, Inc., d/b/a Reelz TV ("Reelz") is a Minnesota Corporation with its headquarters in Saint Paul, Minnesota. At all relevant times Defendants Hubbard and Reelz conducted substantial business in the State of Florida.
11. Defendant Alphabet, Inc. d/b/a/ Google, LLC ("Google") is a Delaware Corporation with its headquarters in Mountain View, California. At all relevant times, Defendant Google conducted substantial business in the State of Florida.
12. Defendant Facebook, Inc. ("Facebook") is a Delaware Corporation with its headquarters in Menlo Park, California. At all relevant times, Defendant Facebook conducted substantial business in the State of Florida.
13. Defendant Amazon Company d/b/a www.Killer.cloud ("killer") is a Delaware Corporation with its headquarters in Seattle, Washington. At all relevant times, Defendants Amazon and Killer both conducted substantial business in the State of Florida.
14. Defendant Twitter, Inc. ("Twitter") is a Delaware Corporation with its headquarters in San Francisco, California. At all relevant times, Defendant Twitter conducted substantial business in the State of Florida.

15. Defendant Wikimedia Foundation d/b/a Wikipedia, Inc. ("Wikipedia") is a Florida Corporation with its headquarters in San Francisco California. At all relevant times, Defendants Wikimedia and Wikipedia both conducted substantial business in the State of Florida.
16. Defendant AT&T, Inc. ("AT&T") is a Delaware Corporation with its headquarters in Dallas Texas. At all relevant times, Defendant AT&T conducted substantial business in the State of Florida.
17. Defendant AT&T Communication, Inc. ("AT&T Comm") is a Delaware Corporation with its headquarters in Dallas Texas. At all relevant times, Defendant AT&T Comm conducted substantial business in the State of Florida.
18. Defendant AT&T U-Verse d/b/a Direct TV ("Direct TV") is a Delaware Corporation with its headquarters in Dallas Texas. At all relevant times, Defendant Direct TV conducted substantial business in the State of Florida.
19. Defendant Microsoft Corporation d/b/a Bing Corporation ("Bing") is a Delaware Corporation with its headquarters in Redmond, Washington. At all relevant times, Defendant Bing conducted substantial business in the State of Florida.

#### **FACTS OF THE CASE**

20. Plaintiff is a resident of the State of Florida, resides in the jurisdiction of this court, has been a lifelong resident of Florida and has never traveled to the State of New York. Plaintiff is not a public figure nor a limited purpose public figure.
21. Plaintiff was incarcerated in the State of Florida Dept. of Corrections but has been a free man and private citizen since his release date of 12/26/ 2013.
22. Plaintiff was convicted of the crime of statutory rape. Plaintiff has served his time in Florida's prison system and has paid his debt to society.
23. Defendant ID TV produced and caused to be broadcast a program titled "Evil lives here". The episode featuring plaintiff was titled "I invited him in" with an original

broadcast date of August 13, 2018 which ostensibly identified Plaintiff, as a Nathaniel White, who was responsible for murdering at least 6 people in the State of New York.

24. Plaintiff has never killed any person and never charged, tried, convicted or imprisoned with or for killing any person.
25. The original broadcast was seen by upwards of one million households and this particular episode has been re-broadcast several times.
26. During said broadcast, ID TV showed images of Plaintiff as the Nathaniel White who committed these heinous, gruesome, horrendous and outrageous crimes.
27. The images of Plaintiff were apparently taken from the Florida Department of Corrections website. Defendants negligently or intentionally used Plaintiff's Florida photograph to falsely illustrate their story about a New York murderer.
28. The murderer described in the broadcast with the similar name as Plaintiff is a different individual than Plaintiff.
29. ID TV broadcast this program several times with this same glaring error accusing Plaintiff of being a serial killer or murderer.
30. After the broadcast, friends and family contacted Plaintiff concerning the broadcast and asking Plaintiff if he actually murdered people in the state of New York.
31. Plaintiff assured these friends and family that even though he acknowledged his criminal past, he never murdered anyone nor has he even been to the state of New York.
32. Plaintiff has suffered because of this egregious harm and willful and negligent breach of his privacy rights due to the falsity of this broadcast.
33. Plaintiff has been threatened with harm to his person and shunning by members of the public who, because of the broadcast and social and digital media imagery, assumed that Plaintiff was the vicious killer who committed the murders in New York state.

34. A check of the particular records readily available to defendants would have correctly identified the two different and distinctive Nathaniel Whites.
35. For example, the actual murderer was born in the 1960's and plaintiff was born in the 1950's and Plaintiff is at least 6 years older the murderer.
36. Moreover, Plaintiff is of light skin complexion and an older man than the actual murderer, who is a younger man of dark skin complexion.
37. Defendants knew or should have known that Plaintiff was not the murderer, Nathaniel White, but was a completely different and independent Nathaniel White.
38. It appears that because of the willful and negligent work of the Defendants in this matter, Plaintiff's life has been placed in danger daily by those wishing to make a mark by possibly killing an ostensible notorious murderer.
39. Plaintiff has resorted to dressing incognito so he is not recognized in order to preserve his life and damp down the threats he received.
40. The damage to Plaintiff, while originally occurring on August 13, 2018 (the date of the original broadcast), continues to this day and is ongoing.
41. After the broadcast, other media, including social and digital media, appeared to have piggybacked on defendant ID TV and used the image of Plaintiff on their platforms, thus increasing the threat to Plaintiff as millions of people in Florida and possibly billions of people worldwide have viewed the false, erroneous and irresponsible information concerning Plaintiff as this ostensible serial murderer of at least six people in New York state.
42. Defendants had and still has exclusive control, ownership, custody, dominion, possession, control and dissemination of Plaintiff's image and likeness and Defendants intentionally and negligently made a false, callous and egregious statement and characterization concerning Plaintiff's status as a gruesome serial killer of six innocent victims in New York state.

43. Moreover, Defendants published this false and defamatory image, photo and information regarding Plaintiff to a third party which is and was the public at large on its television broadcast, social media and digital & electronic audience which encompasses millions of people in Florida and billions of people around the world.
44. At least three Defendants, Facebook, Google, and Twitter have conceded that they regularly violate the privacy rights of citizens and has recently been cited by the federal government and international governments because of its cavalier approach to guarding the privacy rights of American citizens and international citizens.
45. Plaintiff is an African-American man and Defendants appear to believe that all African-American men are interchangeable and that no one would notice or care Defendants were defaming an innocent man, not even other African-Americans, in their description of Plaintiff in this matter.
46. It is obvious in this case that Plaintiff is not the gruesome murderer that was supposed to be depicted in Defendants' broadcasts and media platforms and that this is more than a simple, excusable or inadvertent error.
47. African-Americans have always borne an unequal brunt of punishment in this country and this behavior continues from these private Defendants upon Plaintiff.
48. In addition Defendants have reaped tremendous revenues and profits from this broadcast and from the different media platforms concerning this defamation of Plaintiff and Defendants have been unjustly enriched by using the salacious nature of the crimes to lure people to watch the broadcast and appeal to the prurient desires of the public to view someone who would commit such a heinous crime as the unnecessary and wanton murder of 6 innocent people in New York state.



49. Once Defendants were made aware of their error, they continued to broadcast the program and have not corrected their negligence and malice by making a positive statement espousing the fact that Plaintiff is not, and never was the killer or murderer.
50. Social media and digital media Defendants have not made any attempt to correct the record and continue to harm Plaintiff.
51. Plaintiff, at all times, is and was a private citizen and never consented to having his image used or having his privacy invaded, especially for the pecuniary interests of Defendants. While his criminal record is public, he has not lost his status as a private citizen. Plaintiff has never appeared voluntarily in any media nor has he sought out any attention from any media outlet and has not placed himself into the stream of information.
52. Furthermore, Plaintiff was unaware of any of this until the injury took place and the violation of his privacy had been accomplished by Defendants.
53. Plaintiff, by information and belief, alleges that unless enjoined and restrained, Defendants will continue to post, publish, distribute, disseminate and exploit the defamatory information despite Plaintiff's demands for these actions to cease and desist. Such infringement and violation of Plaintiff's rights will continue to cause Plaintiff severe emotional distress and damage for which there is no adequate remedy at law, if Defendants continue to post, publish, distribute, disseminate and exploit the defamatory information. Such activity and conduct have caused and will continue to cause Plaintiff to suffer irreparable harm for which there is no adequate remedy at law.
54. All conditions precedent to the filing of this action and the requesting of this relief have been performed, have occurred or have been waived.

**FIRST CAUSE OF ACTION**  
**(Invasion of Privacy)**

55. Plaintiff repeats, re-alleges, adopts and incorporates each and every allegation contained in paragraphs 1 through 54, inclusive as though fully set forth herein.
56. Defendant ID TV, without Plaintiff's knowledge or consent has grossly invaded Plaintiff's right of privacy as recognized under the United States Constitution, Florida Constitution and the common law by causing to be broadcast false information on or about August 13, 2018 and continuing thereafter that Plaintiff was an individual responsible for the gruesome and heinous murders of 6 innocent persons in New York state.
57. Defendant ID TV did not even make a cursory check as to who the murderer is because a check would have verified that Plaintiff and the actual murderer are two different persons with similar names but different birth dates and different complexions and coming from different states separated by more than 1000 miles and intervening several states.
58. In addition, Plaintiff has never, on any occasion during his lifetime, physically been to any location in New York state.
59. Therefore, Defendant ID TV knew or should have known that the information that was disseminated by it concerning Plaintiff was false and would and has caused harm to Plaintiff.
60. ID TV violated Plaintiff's fundamental privacy rights by the conduct alleged herein including the outrageous intrusion into Plaintiff's privacy and the publication and dissemination of the false information naming Plaintiff as a serial murderer in the state of New York.
61. The dissemination of this false information is offensive and objectionable to Plaintiff and to any reasonable person of ordinary sensibilities.
62. Plaintiff is informed and believes and alleges that ID TV acted negligently to publish falsely Plaintiff's photograph to the public as that of a serial murderer and continued to publish the false information about Plaintiff with actual malice and reckless disregard of Plaintiff's right of privacy.

63. Unless and until enjoined and restrained by order of this Court, ID TV's continued act will cause Plaintiff severe and irreparable injury which cannot be adequately compensated by monetary damages. By reason of the foregoing, Plaintiff is entitled to preliminary and permanent injunctive relief enjoining the distribution, dissemination and use of the broadcast material and all portions and content thereof including all video, film or audio used to prepare or edit the finished product and all copies thereof, and mandating the delivery of same to Plaintiff and transferring to Plaintiff all right, title and interest in the broadcast, whether by video, film or audio and all portions and content thereof and all copies thereof and sues all other Defendants on the same grounds.

64. Unless and until enjoined and restrained by order of this Court, Defendants Google, Facebook, Twitter, Wikipedia, Hubbard, Reelz, Killer, Bing, AT&T, AT&T Comm, Direct TV continued act will cause Plaintiff severe and irreparable injury which cannot be adequately compensated by monetary damages. By reason of the foregoing, Plaintiff is entitled to preliminary and permanent injunctive relief enjoining the distribution, dissemination and use of the broadcast material and all portions and content thereof including all video, film or audio used to prepare or edit the finished product and all copies thereof, and mandating the delivery of same to Plaintiff and transferring to Plaintiff all right, title and interest in the broadcast, whether by video, film or audio and all portions and content thereof and all copies thereof.

65. The aforementioned acts of ID TV and other Defendants invaded Plaintiff's privacy by placing him in a false light with the public.

66. The Defendants acts were done negligently and then continued intentionally or with a conscious and/or reckless disregard of Plaintiff's rights and with intent to vex, injure or annoy, such as to constitute oppression, fraud or malice.

67. Plaintiff demands an award of damages and costs against all Defendants.

**SECOND CAUSE OF ACTION**  
**(Defamation by LIBEL)**

68. Plaintiff repeats, re-alleges, adopts and incorporates each and every allegation contained in paragraphs 1 through 66, inclusive as though fully set forth herein.
69. Defendant ID TV and all other Defendants acted negligently in publishing false and defamatory statements about Plaintiff or about August 13, 2018 broadcast a program called "I invited him in" which ostensibly identified Plaintiff as a man who committed at least six gruesome murders in the state of New York. Defendants repeated publications of false and defamatory statements about Plaintiff on digital media and electronic media and website were done with actual malice and reckless disregard of the truth.
70. The original broadcast was seen in over a million households and the program has been broadcast several times since the original broadcast.
71. The statement that Plaintiff was effectively a serial killer was and remains patently false and without merit.
72. Plaintiff has lived in severe fear since others learned of the broadcast since he has been threatened and attacked by third persons who sought retribution or were acting in a vigilante manner because of their perceived notions concerning Plaintiff.
73. Plaintiff had paid his price in Florida, has been restored to freedom, and has lived peaceably in Florida for almost five years without any charges against him before Defendants committed these wrongful acts against him.
74. Defendant ID TV and all other Defendants acted with actual malice and reckless disregard in committing continued wrongful acts against Plaintiff.
75. Unless and until enjoined and restrained by order of this Court, ID TV's continued act will cause Plaintiff severe and irreparable injury which cannot be adequately compensated by monetary damages. By reason of the foregoing, Plaintiff is entitled to preliminary and permanent

injunctive relief enjoining the distribution, dissemination and use of the broadcast material and all portions and content thereof including all video, film or audio used to prepare or edit the finished product and all copies thereof, and mandating the delivery of same to Plaintiff and transferring to plaintiff all right, title and interest in the broadcast, whether by video, film or audio and all portions and content thereof and all copies thereof.

76. Unless and until enjoined and restrained by order of this Court, Defendants Google, Facebook, Reelz, Hubbard, Twitter, Wikipedia, Killer, Bing, AT&T, AT&T Comm, Direct TV continued act will cause Plaintiff severe and irreparable injury which cannot be adequately compensated by monetary damages. By reason of the foregoing, Plaintiff is entitled to preliminary and permanent injunctive relief enjoining the distribution, dissemination and use of the broadcast material and all portions and content thereof including all video, film or audio used to prepare or edit the finished product and all copies thereof, and mandating the delivery of same to Plaintiff and transferring to Plaintiff all right, title and interest in the broadcast, whether by video, film or audio and all portions and content thereof and all copies thereof.

77. The aforementioned acts and multiple repetitions of them of ID TV and Defendants were done intentionally or with a conscious and/or reckless disregard of Plaintiff's rights and with intent to vex, injure or annoy, such as to constitute oppression, fraud or malice.

78. Plaintiff demands an award of damages and costs against all Defendants.

**THIRD CAUSE OF ACTION**  
**(Intentional Infliction of Emotional Distress)**

79. Plaintiff repeats, re-alleges, adopts and incorporates each and every allegation contained in Paragraphs 1 through 78, inclusive as though fully set forth herein.

80. At all times herein ID TV acted negligently in creating the program "I invited him in" and broadcasting said program on about August 13, 2018 and causing acted intentionally and maliciously to cause it to be disseminated to at least over one million households when it knew

or should have known that Plaintiff's emotional distress would likely result. Defendants Google, Facebook, Twitter, Wikipedia, Hubbard, Reelz, Killer, Bing, AT&T, AT&T Comm, Direct TV, Dost, Fitzpatrick and Santos acted intentionally and unreasonably in acquiring, viewing, editing, publishing, distributing and disseminating their characterization of the broadcast by causing it to be placed on their social and digital media with the false information concerning Plaintiff when they knew or should have known that emotional distress would likely result. Notwithstanding Plaintiff's repeated request that Defendant cease and desist immediately from posting and publishing the false information, Defendants failed to do so.

81. Defendants continued conduct was intentional and malicious and done for the purpose of causing, or was known by Defendants to likely cause Plaintiff's humiliation, mental anguish and severe emotional distress and was done with the wanton and reckless disregard of the consequences to Plaintiff.
82. Defendants continued to commit these wrongful acts against the Plaintiff after they had been informed and knew that he was not the New York murderer they falsely and intentionally depicted him to be.
83. As such, in doing the acts alleged hereinabove, Defendants acted outrageously and beyond all reasonable bounds of decency, and intentionally inflicted severe emotional distress upon Plaintiff, to his detriment.
84. As a proximate result of the aforementioned wrongful conduct, Plaintiff has suffered substantial money damages, including damages to his personal and professional reputation and career and substantial emotional distress, anxiety and worry.
85. Defendants acted with actual malice and reckless disregard of Plaintiff's right of privacy.
86. Unless and until enjoined and restrained by order of this court Defendants continued acts will cause Plaintiff severe and irreparable injury which cannot adequately be compensated by

monetary damages. By reason of the foregoing, Plaintiff is entitled to preliminary and permanent injunctive relief enjoining the distribution, dissemination and use of the broadcast materials and any and all information on any social or digital media platforms and mandating the delivery of same to Plaintiff and transferring to Plaintiff all right, title and interest in all the different media platforms including but not limited to video, film, audio, and social and digital media and all portions and contents therein and all copies thereof.

87. As a direct and proximate result of the aforementioned acts by Defendants, Plaintiff has suffered substantial monetary damages, including damage to his personal and professional reputation and career, and substantial injury damage, loss, harm, anxiety, embarrassment, humiliation, shame, and severe emotional distress in an amount that has not yet been fully ascertained. As a direct and proximate result of the aforementioned acts by Defendants, Plaintiff has been damaged and will be damaged, in amount subject to proof.
88. Defendants' acts were done intentionally or with a conscious and /or reckless disregard of Plaintiff's rights; and with the intent to vex, injure or annoy, such as to constitute oppression, fraud or malice.
89. Plaintiff demands an award of damages and costs against all Defendants.

**FOURTH CAUSE OF ACTION**  
**(Negligent Infliction of Emotional Distress)**

90. Plaintiff repeats, re-alleges, adopts and incorporates each and every allegation contained in Paragraphs 1 through 89, inclusive as though fully set forth herein.
91. When Defendants extracted Plaintiff's photograph from the Florida Department of Corrections website or other place to use in their productions, they undertook a duty to him to use care to avoid using the photograph wrongfully to damage him as they have done.
92. At all times herein, Defendants acted negligently and unreasonably in creating the program "I invited him in" and in creating all social and digital media and causing all forms of the

information to be disseminated to third persons. In doing so Defendants acted beyond all reasonable bounds of decency, and negligently inflicted emotional distress upon Plaintiff to his detriment.

93. Defendants conduct was negligent and proximately caused Plaintiff to suffer substantial humiliation mental anguish and severe emotional distress.
94. In continuing to republish the false information, Defendants acted with wanton and reckless disregard of the consequence to Plaintiff.
95. As a proximate result of the aforementioned wrongful conduct, Plaintiff has suffered substantial emotional distress, anxiety and worry.
96. Plaintiff is informed and believe and thereon alleges that Defendants acted with actual malice and reckless disregard of plaintiff's right to privacy.
97. Unless and until enjoined and restrained by order of this court, Defendants continued acts will cause plaintiff severe and irreparable injury which cannot be adequately compensated by monetary damages. By reason of the foregoing, Plaintiff is entitled to preliminary and permanent injunctive relief enjoining the distribution, dissemination and use of the program "I invited him in" and any materials created on social and/or digital media and any portions thereof and mandating the delivery of same to Plaintiff and transferring to Plaintiff all right, title and interest in all media platforms and all portions and content thereof and all copies thereof.
98. Plaintiff demands an award of damages and costs against all Defendants.

#### **PRAYER FOR RELIEF**

**WHEREFORE**, Plaintiff Nathaniel White prays for judgment against Defendants The Discovery Channel, Inc. d/b/a Investigation Discovery ("ID TV"); Stephen Dost ("Dost"); Kevin Fitzpatrick ("Fitzpatrick"); Jonathan Santos ("Santos"); Hubbard Broadcasting, Inc. d/b/a Reelz TV ("Reelz"); Alphabet, Inc. d/b/a Google, LLC ("Google"); Facebook, Inc. ("Facebook"); Amazon Company



d/b/a www.killer.cloud ("Killer"); Twitter, Inc. ("Twitter"); Wikimedia Foundation d/b/a Wikipedia, Inc. ("Wikipedia"); AT&T, Inc. ("AT&T"); AT&T Communications, Inc. ("AT&T Comm"); AT&T U-Verse d/b/a Direct TV ("Direct TV"); Microsoft Corporation d/b/a Bing Corporation ("Bing") as follows:

1. For an award of general and special damages in an amount in excess of the minimum jurisdictional limits of this court in accordance with proof at trial together with interest thereon at the legal rate;
2. For costs of suit incurred herein;
3. For an order and judgment transferring to Plaintiff all of Defendants rights, title and interest in and to the program "I invited him in" and all media platforms including but not limited to social media, digital media, websites and all footage from the program "I invited him in" including outtakes and additional video, film and/or audio associated with that program and all forms of media from other content providers which identify Plaintiff as a serial murderer of at least 6 innocent persons in New York state;
4. For an order and judgment requiring the delivery to Plaintiff of all copies of the program "I invited him in" in all formats and all forms of media including electronic and physical media within Defendants possession, custody or control including without limitation turning over to Plaintiff any and all devices (such as CDs, DVDs, hard drives, flash drives, tapes and disks) streaming or any other electronic storage or retrieval device containing Plaintiff's photo, or likeness, image or the same;
5. For preliminary and permanent injunction against Defendants and all persons acting under their control, from any and all activity that would cause the distributing, disseminating, publishing, displaying, posting for view or access on or through the Internet or any other manner or media

outlet, broadcasting, transferring, licensing, selling, offering to sell or license, or otherwise using, exploiting or attempting to exploit the program "I invited him in" or any portions or content thereof or any copies thereof, in any and all formats and media, including all electronic and physical media;

6. For an order and judgment requiring defendant ID TV to turn over to Plaintiff all information pertaining to the program "I invited him in" including but not limited to all activity by all persons and entities related to the creation, storage, transportation, editing distributing, disseminating, publishing, displaying, posting for view or access on or through the internet or any other manner or media outlet, broadcasting , transferring, licensing, selling, offering to sell or license otherwise using exploiting or attempting to exploit such footage or any portion or content thereof or any copies thereof, in any and all formats and media, including all electronics and physical media;
7. For a constructive trust to be placed upon Defendants and all persons acting on their behalf or under their direction or control, as to all revenues and profits received by any and all such individuals, including Defendants, to be held for the benefit of Plaintiff and to be disgorged in their entirety to Plaintiff in connection with the program "I invited him in" and other media platforms including social and digital media including websites involving the image, likeness, or photo of Plaintiff.
8. For such other and further relief as to this court may deem proper and just

#### **DEMAND FOR JURY TRIAL**

Plaintiff makes a demand for jury trial for all issues so triable.

/s/ [REDACTED], ESQ.  
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Law Offices of [REDACTED], P.A.  
[REDACTED]  
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