

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

NATHANIEL WHITE

Plaintiff,

CASE NO. 2020-CA-001453

v.

DISCOVERY COMMUNICATIONS, LLC,
d/b/a INVESTIGATION DISCOVERY, *et al.*,

Defendants.

**ORDER GRANTING WIKIMEDIA FOUNDATION, INC.'S
MOTION TO DISMISS AMENDED COMPLAINT**

THIS CAUSE having come before the Court on the Motion to Dismiss Amended Complaint filed by Wikimedia Foundation, Inc. and Plaintiff's Response to Motions to Dismiss Filed by Defendants Alphabet Inc., Google LLC, Wikipedia and Twitter, the Court having considered the motion, the response, and all other relevant filings, factors, and case law, and having heard the argument of counsel for the parties during the hearing on August 26, 2021, it is hereby:

ORDERED AND ADJUDGED that:

1. Plaintiff's claims against Wikimedia Foundation, Inc. ("Wikimedia") are barred by Section 230 of the Communications Decency Act, 47 U.S.C. § 230, because Wikimedia is an interactive computer service provider, the relevant content was provided by another information content provider, and the Amended Complaint seeks to hold Wikimedia liable for its exercise of a publisher's traditional editorial functions. *See Doe v. Am. Online, Inc.*, 783 So. 2d 1010, 1018 (Fla. 2001); *see also Giordano v. Romeo*, 76 So.3d 1100 (Fla. 3d DCA 2011).

2. The Motion to Dismiss Amended Complaint filed by Wikimedia is GRANTED.

3. The Amended Complaint against Wikimedia is DISMISSED WITH PREJUDICE.

DONE AND ORDERED in Chambers at Leon County, Florida on this 15 day of
September 2021.

A handwritten signature in blue ink, appearing to read 'Ac. Dempsey', is written above a horizontal line.

THE HONORABLE ANGELA C. DEMPSEY
CIRCUIT COURT JUDGE

Copies furnished to:
Counsel of Record