

# COMPLAINT

**Date:** 18 July 2013

**Name:** DONNELLY vs. YOUNG 07172013-1

**Complainant:** George Donnelly [george.donnelly@shieldmutual.com](mailto:george.donnelly@shieldmutual.com) (215) 360-3513. Advocate: Brad Spangler [bradspangler@gmail.com](mailto:bradspangler@gmail.com)

**Respondant:** Darrell Young [darrell@adamvstheman.com](mailto:darrell@adamvstheman.com)

**Complaint For:** Defamation of Character (Libel)

On Wednesday, 17 July 2013, Respondant posted on Adam Kokesh's Facebook profile using Adam's identity an insinuation that Complainant was withholding or otherwise engaging in malfeasance with regards to approximately \$4,900 USD that Complainant raised for the Adam Kokesh Legal Defense Fund on 21 May 2013. This post was published to Kokesh's 4,875 friends.

Complainant contends that this is a baseless accusation and has issued a documented statement at <http://shieldmutual.com/2013/07/adam-kokesh-legal-defense-fund-update/> explaining the status of the funds in question and the process that he followed to transfer the funds and keep Adam Kokesh and both his former business manager, Lucas Jewell, and his current one, Jeffrey Phillips, in control and fully informed of that process.

Also on Wednesday, 17 July 2013, Respondant issued a published statement at <https://www.facebook.com/ADAMVSTHEMAN/posts/10151498313201260> saying that the legal defense "funds were never released to Adam [Kokesh] and are still missing." Complainant contends that this is a reference to the combined USD, bitcoin and litecoin proceeds of Adam Kokesh's Legal Defense Fund fundraiser that Complainant conducted for Adam Kokesh on 21 May 2013. This statement was published to Kokesh's more than 70,000 fans.

Complainant contends that these statements are false. Complainant has issued a documented statement at <http://shieldmutual.com/2013/07/adam-kokesh-legal-defense-fund-update/> that shows that the bitcoin and litecoin proceeds were transferred to Adam Kokesh on 21 June 2013 and that a check for the USD proceeds was issued that same day to an address of Kokesh's choosing. Complainant contends that the USD proceeds check was returned by the US

Postal Service as undeliverable at the address provided by Kokesh business manager Jewell on 12 July 2013 and was reissued by Complainant on 15 July 2013 under the strict direction of new Kokesh business manager Phillips.

Complainant is suffering tangible negative publicity as a direct result of Respondant's actions. Complainant contends that Respondant's false published statements adversely impact his personal reputation and that of his business, Shield Mutual, resulting in immediate financial harm. Complainant contends that Respondant's statements constitute defamation of his character.

Complainant seeks the following remedy:

(a) an explicit public retraction of Respondant's aforementioned statements against Complainant in every location where they were published, including <http://facebook.com/Adamvstheman>, <http://facebook.com/adamcharleskokesh>, <http://adamvstheman.com>, the "Adam vs. The Man" mailing list and anywhere else that Respondant published the aforementioned accusations or where a third party re-published the aforementioned accusations.

(b) an explicit public apology for issuing the accusations in the first place. The public apology to be published in all the same locations referenced in (a) as well as in a video that clearly shows Respondant's face to be published at <http://youtube.com/adamkokesh> .

(c) a photo of the Respondant with the USD check in question, when it arrives, in which the text of the check and Respondant's face are both clearly visible and identifiable to also be published in all the same locations referenced in (b).

(d) (a), (b) and (c) to be accompanied by a prominent link to <http://shieldmutual.com/2013/07/adam-kokesh-legal-defense-fund-update/> .

(e) (a), (b), (c) and (d) to be published on a day of the week and not a weekend.

Complainant seeks to reach mutual agreement regarding this matter in an amicable fashion as soon as possible.

Complainant requests that Respondant confirm his agreement with the offered remedies via email to Complainant's Advocate, Brad Spangler [bradspangler@gmail.com](mailto:bradspangler@gmail.com) no later than 8AM Eastern, Monday 22 July 2013.

Complainant offers to keep this complaint private until 8AM Eastern, Monday 22 July 2013 in order to give Respondant time to effect the remedies.

If the proposed remedies are unacceptable to Respondant, Complainant invites Respondant to submit a counter-proposal before the 22 July deadline.

If Complainant and Respondant are unable to agree on a remedy, Complainant offers cooperative mediation with a mediator that is mutually acceptable to both parties, the cost of said mediator to be borne equally by both parties.

If mediation fails, Complainant will seek adversarial arbitration of this dispute.

Signed,

George Donnelly