

**UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF COLUMBIA**

Lawrence Sinclair,
600 W Superior St. #604
Duluth MN 55802

Case No.: 1:08-cv-00434-HHK

Plaintiff,

COMPLAINT

vs.

JURY TRIAL REQUESTED

TubeSockTedD,
(Real name and address unknown)

mzmolly.
(Real name and address unknown)

OWNINGLIARS,
(Real name and address unknown)

Defendants.

Plaintiff Lawrence Sinclair, sues Defendants TubeSockTedD, mzmolly and OWNINGLIARS and alleges:

JURISDICTION AND VENUE

1. This is an action for damages in excess of \$75,000.00 exclusive of interest and costs sounding in defamation and reckless misrepresentation by Defendants of Plaintiff.

2. Jurisdiction of this Court is invoked pursuant to the provisions of 28 U.S.C. §1332(a)(1) as Plaintiff is a resident of Minnesota and, after a reasonable opportunity for further investigation or discovery, Plaintiff will establish that Defendants are residents of states other than Minnesota.

3. Venue in this district is proper pursuant to the provisions of 28 U.S.C. §1391(a) as, after a reasonable opportunity for further investigation or discovery, Plaintiff will establish that (i)

a substantial part of the events giving rise to the claims occurred and/or (ii) one of the defendants is subject to personal jurisdiction at the time the action is commenced in the District of Columbia.

PARTIES

4. Plaintiff, Lawrence Sinclair is a natural person and a resident of Minnesota.

5. Defendant, TubeSockTedD is a natural person maintaining an account with YouTube.com which contains his/her real identity.

6. Defendant, mzmolly is a natural person maintaining an account with Demoncraticunderground.com which contains his/her real identity.

7. Defendant OWNINGLIARS, is a natural person maintaining an account with Digg.com which contains his/her real identity.

GENERAL ALLEGATIONS

8. In or about January 2008, Plaintiff posted on YouTube.com a video in which in sum and substance he alleged that:

a. In November 1999, Plaintiff was visiting Chicago, Illinois at which time he hired a limousine from Five Star Limousines Incorporated. A copy of Plaintiff's hotel invoice is attached hereto as Exhibit "A".

b. On the evening of November 6, 1999, Plaintiff's limousine driver telephoned then-Illinois State Senator Barrack Obama to set up a introduction of Plaintiff to Mr. Obama.

c. Later that evening at a bar which Plaintiff believes was called Alibis, Plaintiff met Mr. Obama. Mr. Obama offered to purchasing cocaine for Plaintiff. Mr. Obama made a telephone call from his cellphone to a presently unknown individual during which Mr. Obama arranged the cocaine purchase.

d. Mr. Obama and Plaintiff then departed the bar in Plaintiff's limousine and proceeded to an unknown location where Mr. Obama exited the limousine with two hundred fifty dollars (\$250) tendered by Plaintiff and returned a short while later with an "eightball" of cocaine and gave it to Plaintiff. Plaintiff and Mr. Obama then ingested cocaine.

e. Shortly thereafter Plaintiff performed fellatio on Mr. Obama in the limousine after which Plaintiff returned to his hotel, The Comfort Suits, Gurnee, Illinois.

f. The following day, November 7, 1999, Mr. Obama appeared at Plaintiff's hotel room where they both again ingested cocaine and Plaintiff again performed fellatio on Mr. Obama.

9. On February 18, 2008, Defendant TubeSockTedD uploaded a video to YouTube.com which stated "Larry Sinclair is Spreading Lies about Obama". A copy of that Webpage is attached hereto as Exhibit "B".

10. On or about February 25, 2008, Defendant mzmolly posted a comment on Demoncraticunderground.com that "Larry Sinclair is a mental patient who was institutionalized in 1999 on the date he claims to have had the "encounter" with Obama." A copy of that Webpage is attached hereto as Exhibit "C".

11. On or about February 19, 2008, Defendant OWNINGLIARS posted a comment on Digg.com stating: "Larry Sinclair is a LIAR...Game Over, Larry. watch! youtube.com — For those of you who may have fallen for Mr. Sinclair's little "practical joke" about Senator Obama, you are forgiven. It's unfortunate that lonely people feel they have to lie to make friends, but there it is. It turns out that Larry was in a mental hospital at the time he says he met Barack Obama. Sorry, Larry. Game over." A copy of that Webpage is attached hereto as Exhibit "D".

**FIRST CLAIM FOR DAMAGES
DEFAMATION
DEFENDANT TUBESOCKTEDD**

12. Plaintiff repeats and re-alleges paragraphs 1 through 11 as if fully set forth herein.

13. Defendant TubeSockTedD published a false statement about Plaintiff, to wit, in sum and substance that Plaintiff was “spreading lies about Obama”.

14. Such false statement was published to third parties over the internet on YouTube.com.

15. The falsity of the statements by Defendant TubeSockTedD caused injury to Plaintiff by in his community and/or lowered him in the estimation of the community to which he belongs.

WHEREFORE, Plaintiff demands damages against Defendant TubeSockTedD of One Million Dollars (\$1,000,000) and costs and such other relief as the Court deems appropriate and just.

Plaintiff demands a Jury Trial on all issues so triable.

**SECOND CLAIM FOR DAMAGES
RECKLESS MISREPRESENTATION
DEFENDANT TUBESOCKTEDD**

16. Plaintiff repeats and re-alleges paragraphs 1 through 11 as if fully set forth herein.

17. Defendant TubeSockTedD asserted a fact as of his own knowledge, to wit, that Plaintiff was “spreading lies about Obama”, without knowing whether it was true or false.

18. In fact, Plaintiff was not spreading lies about Obama, but the truth of his allegations concerning Mr. Obama which, after a reasonable opportunity for further investigation or discovery, Plaintiff will establish can be demonstrated from existing documentary cellphone and credited card evidence.

19. As a result, Plaintiff had been damaged by Defendant TubeSockTedD’s aforesaid

reckless misrepresentation.

WHEREFORE, Plaintiff demands damages against Defendant TubeSockTedD of One Million Dollars (\$1,000,000) and costs and such other relief as the Court deems appropriate and just.

Plaintiff demands a Jury Trial on all issues so triable.

**THIRD CLAIM FOR DAMAGES
DEFAMATION
DEFENDANT MZMOLLY**

20. Plaintiff repeats and re-alleges paragraphs 1 through 11 as if fully set forth herein.

21. Defendant mzmolly published a false statement about Plaintiff, to wit, "Larry Sinclair is a mental patient who was institutionalized in 1999 on the date he claims to have had the "encounter" with Obama."

22. Such false statement was published to third parties over the internet on Demoncraticunderground.com.

23. The falsity of the statement by Defendant mzmolly caused injury to Plaintiff in his community and/or lowered him in the estimation of the community to which he belongs.

WHEREFORE, Plaintiff demands damages against Defendant mzmolly of One Million Dollars (\$1,000,000) and costs and such other relief as the Court deems appropriate and just.

Plaintiff demands a Jury Trial on all issues so triable.

**FOURTH CLAIM FOR DAMAGES
RECKLESS MISREPRESENTATION
DEFENDANT MZMOLLY**

24. Plaintiff repeats and re-alleges paragraphs 1 through 11 as if fully set forth herein.

25. Defendant mzmolly asserted a fact as of his or her own knowledge, to wit, that Plaintiff "Larry Sinclair is a mental patient who was institutionalized in 1999 on the date he claims

to have had the "encounter" with Obama" without knowing whether it was true or false.

26. In fact, Plaintiff was not "a mental patient who was institutionalized in 1999 on the date he claims to have had the "encounter" with Obama."

27. As a result, Plaintiff had been damaged by Defendant mzmolly's aforesaid reckless misrepresentation.

WHEREFORE, Plaintiff demands damages against Defendant mzmolly of One Million Dollars (\$1,000,000) and costs and such other relief as the Court deems appropriate and just.

Plaintiff demands a Jury Trial on all issues so triable.

**FIFTH CLAIM FOR DAMAGES
DEFAMATION
DEFENDANT OWNINGLIARS**

28. Plaintiff repeats and re-alleges paragraphs 1 through 11 as if fully set forth herein.

29. Defendant OWNINGLIARS published a false statement about Plaintiff, to wit, "Larry Sinclair is a LIAR...Game Over, Larry. watch! youtube.com — For those of you who may have fallen for Mr. Sinclair's little "practical joke" about Senator Obama, you are forgiven. It's unfortunate that lonely people feel they have to lie to make friends, but there it is. It turns out that Larry was in a mental hospital at the time he says he met Barack Obama. Sorry, Larry. Game over."

30. Such false statement was published to third parties over the internet on Digg.com.

31. The falsity of the statement by Defendant OWNINGLIARS caused injury to Plaintiff in his community and/or lowered him in the estimation of the community to which he belongs.

WHEREFORE, Plaintiff demands damages against Defendant OWNINGLIARS of One Million Dollars (\$1,000,000) and costs and such other relief as the Court deems appropriate and just.

Plaintiff demands a Jury Trial on all issues so triable.

**FOURTH CLAIM FOR DAMAGES
RECKLESS MISREPRESENTATION
DEFENDANT OWNINGLIARS**

32. Plaintiff repeats and re-alleges paragraphs 1 through 11 as if fully set forth herein.

33. Defendant OWNINGLIARS asserted a fact as of his or her own knowledge, to wit, that Plaintiff “Larry Sinclair is a LIAR...Game Over, Larry. watch! youtube.com — For those of you who may have fallen for Mr. Sinclair's little "practical joke" about Senator Obama, you are forgiven. It's unfortunate that lonely people feel they have to lie to make friends, but there it is. It turns out that Larry was in a mental hospital at the time he says he met Barack Obama. Sorry, Larry. Game over” without knowing whether it was true or false.

34. In fact, Plaintiff was not a liar and was not “in a mental hospital at the time he says he met Barack Obama.”

35. As a result, Plaintiff had been damaged by Defendant OWNINGLIARS’s aforesaid reckless misrepresentation.

WHEREFORE, Plaintiff demands damages against Defendant OWNINGLIARS of One Million Dollars (\$1,000,000) and costs and such other relief as the Court deems appropriate and just.

Plaintiff demands a Jury Trial on all issues so triable.

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