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14	DISTRICT COURT		
15	CLARK COUNTY, NEVADA		
16		,	
17	JOHN LEE, an individual,	CASE NO.:	
1 /	, ,	-	
18	Plaintiff,	DEPT. NO.:	
19	v.		
	LOUGOLA GIOVANDIL COMO I		
20	LOU COLAGIOVANNI, an individual;		
	1 · · · · · · · · · · · · · · · · · · ·	COMPLAINT	
21	COMMITTEE TO ELECT DAVID FLIPPO, a	COMPLAINT	
	1 · · · · · · · · · · · · · · · · · · ·	COMPLAINT	
21 22	COMMITTEE TO ELECT DAVID FLIPPO, a principal campaign committee, DAVID	COMPLAINT	
	COMMITTEE TO ELECT DAVID FLIPPO, a principal campaign committee, DAVID FLIPPO, an individual; DOES 1-10, inclusive; AND ROE ENTITES 11-20, inclusive,	COMPLAINT	
22 23	COMMITTEE TO ELECT DAVID FLIPPO, a principal campaign committee, DAVID FLIPPO, an individual; DOES 1-10, inclusive;	COMPLAINT	
22 23 24	COMMITTEE TO ELECT DAVID FLIPPO, a principal campaign committee, DAVID FLIPPO, an individual; DOES 1-10, inclusive; AND ROE ENTITES 11-20, inclusive,	COMPLAINT	
22 23	COMMITTEE TO ELECT DAVID FLIPPO, a principal campaign committee, DAVID FLIPPO, an individual; DOES 1-10, inclusive; AND ROE ENTITES 11-20, inclusive,  Defendants.		
22 23 24	COMMITTEE TO ELECT DAVID FLIPPO, a principal campaign committee, DAVID FLIPPO, an individual; DOES 1-10, inclusive; AND ROE ENTITES 11-20, inclusive,  Defendants.  Plaintiff John Lee, ("Mr. Lee" or "Plain"	tiff") for his Complaint against defendants Lou	
22 23 24 25 26	COMMITTEE TO ELECT DAVID FLIPPO, a principal campaign committee, DAVID FLIPPO, an individual; DOES 1-10, inclusive; AND ROE ENTITES 11-20, inclusive,  Defendants.	tiff") for his Complaint against defendants Lou	
22 23 24 25	COMMITTEE TO ELECT DAVID FLIPPO, a principal campaign committee, DAVID FLIPPO, an individual; DOES 1-10, inclusive; AND ROE ENTITES 11-20, inclusive,  Defendants.  Plaintiff John Lee, ("Mr. Lee" or "Plain"	tiff") for his Complaint against defendants Lou Elect David Flippo ("CTEDF"), and David	

### **PARTIES & JURISDICTION**

- 1. Plaintiff is and was at all times relevant to the allegations herein is a resident of Clark County, Nevada.
- 2. Defendant Lou Colagiovanni is and was at all times relevant to the allegations herein is a resident of Clark County, Nevada.
- 3. Defendant Committee to Elect David Flippo is and was at all times relevant to the allegations herein a principal campaign committee, and did business in Clark County, Nevada
- 4. Defendant David Flippo is and was at all times relevant to the allegations herein is a resident of Clark County, Nevada.
- 5. There may be other persons or entities, whether individuals, corporations, associations, or otherwise, who are or may be legally responsible for the acts, omissions, circumstances, happenings, and/or the damages or other relief requested by this Complaint. The true names and capacities of Does 1 through 10 and Roes Entities 11 through 20 are unknown to Plaintiffs, who sue those defendants by such fictitious names. Plaintiffs will seek leave of this Court to amend this Complaint to insert the proper names of the Doe and Roe defendants when such names and capacities become known to Plaintiffs.
- 6. This Court has subject matter jurisdiction over this matter in accordance with Nev. Const. Art. VI, § 6, as this Court has original jurisdiction in all cases not assigned to justice courts.
- 7. The Court has personal jurisdiction over the parties and Clark County is a proper venue. Defendants conduct business in Clark County, Nevada.
- 8. All actions and events supporting the claims set forth herein occurred in Clark County, Nevada.
- 9. This Court also has jurisdiction over each defendant named in the Complaint because each defendant is a legal entity or an individual, who or which has sufficient minimum contacts with the State of Nevada to render the exercise of jurisdiction by Nevada courts permissible under traditional notions of fair play and substantial justice.

28

Website.

- 24. In fact, upon information and belief, Flippo and CTEDF admitted that they were contacted by Colagiovanni for the express purpose of purchasing, using, and publishing the audio file.
- 25. Upon information and belief, Colagiovanni offered the audio file to Flippo and CTEDF for \$20,000.00.
- 26. Upon information and belief Flippo and CTEDF have utilized the audio file to create and publish the false and offensive Website.
- 27. Defendants have created, published, and otherwise used the Website to harm Mr. Lee in an attempt to bolster Flippo's political career and in his current campaign for Nevada Congressional District 4.
- 28. As a result of Defendants' conduct, Mr. Lee has been damaged in excess of Fifteen Thousand Dollars (\$15,000).
- 29. As a result of Defendants' conduct, Mr. Lee has been forced to retain counsel to seek relief for Defendants' conduct. Mr. Lee is therefore entitled to an award for the attorneys' fees and costs incurred in bringing the instant action.

# FIRST CAUSE OF ACTION (Defamation Per Se – All Defendants)

- 30. Plaintiff incorporates each and every allegation set forth in the preceding paragraphs as if they are fully set forth herein.
- 31. Defendants made false and defamatory statements of fact about Mr. Lee in publishing the Website on the internet.
- 32. Defendants published the deepfake on the Website, and disclosed the audio file to the general public, knowing it was false and without Mr. Lee's permission.
- 33. Defendants acted negligently, recklessly, and/or intentionally in publishing the deepfake on the Website and in disclosing the audio file contained therein.
- 34. Specifically, Defendants published the deepfake on the Website and in disclosing the audio file with the purpose of harming Mr. Lee and boosting Flippo's campaign.

- 35. As a result of Defendants' conduct as set forth herein, Mr. Lee has been damaged in an amount in excess of \$15,000, the exact amount of which will be proven at trial.
- 36. Defendants' actions were malicious, fraudulent and/or oppressive and Mr. Lee is entitled to punitive damages pursuant to NRC 42.005 in an amount in excess of \$15,000, the exact amount of while will be determined at trial.
- 37. As a result of Defendants' conduct, Mr. Lee has been forced to retain the services of counsel to seek relief for Defendants' conduct. Mr. Lee is therefore entitled to an award of attorneys' fees and costs incurred in bringing the instant action.

### <u>SECOND CAUSE OF ACTION</u> (Intentional Infliction of Emotional Distress – All Defendants)

- 38. Plaintiff incorporates each and every allegation set forth in the preceding paragraphs as if they are fully set forth herein.
- 39. Defendants made false and defamatory statements of fact about Mr. Lee in publishing the Website and disclosing the audio file.
- 40. Defendants' publication of the Website and disclosure of the audio file which contained deplorable and salacious sexually deviant allegations was extreme and outrageous conduct.
- 41. Defendants acted with clear intention of, or reckless disregard for, the emotional distress and harm such false claims would have on Mr. Lee.
- 42. As result of Defendants' reprehensible conduct, Mr. Lee has suffered severe and/or extreme emotional distress.
- 43. To be clear, Defendants' publication of the Website and the disclosure of the deepfake was the cause of the harm to Mr. Lee.
- 44. As a result of Defendants' conduct as set forth herein, Mr. Lee has been damaged in an amount in excess of \$15,000, the exact amount of which will be proven at trial.

- 45. Defendants' actions were malicious, fraudulent and/or oppressive and Mr. Lee is entitled to punitive damages pursuant to NRC 42.005 in an amount in excess of \$15,000, the exact amount of while will be determined at trial.
- 46. As a result of Defendants' conduct, Mr. Lee has been forced to retain the services of counsel to seek relief for Defendants' conduct. Mr. Lee is therefore entitled to an award of the attorneys' fees and costs incurred in bringing the instant action.

# THIRD CAUSE OF ACTION (Conspiracy – All Defendants)

- 47. Plaintiff incorporates each and every allegation set forth in the preceding paragraphs as if they are fully set forth herein.
  - 48. Defendants constitute a combination of two or more persons.
- 49. Defendants acted in concert regarding publishing the defamatory Website and disclosing the false audio file.
- 50. Defendants intended to and did accomplish an unlawful objection for the purpose of harming Mr. Lee publishing the false and defamatory Website and disclosing the false audio file.
  - 51. Defendants' actions harmed and continue to harm Mr. Lee.
- 52. As a result of Defendants' conduct as set forth herein, Mr. Lee has been damaged in an amount in excess of \$15,000, the exact amount of which will be proven at trial.
- 53. Defendants' actions were malicious, fraudulent and/or oppressive and Mr. Lee is entitled to punitive damages pursuant to NRC 42.005 in an amount in excess of \$15,000, the exact amount of while will be determined at trial.
- 54. As a result of Defendants' conduct, Mr. Lee has been forced to retain the services of counsel to seek relief for Defendants' conduct. Mr. Lee is therefore entitled to an award of attorneys' fees and costs incurred in bringing the instant action.

### PRAYER FOR RELIEF

WHEREFORE, Plaintiff prays for relief against Defendants as follows:

1	1.	For compensatory damages in excess of \$15,000.00;
2	2.	For punitive damages in an amount to be determined at trial;
3	3.	For reasonable attorneys' fees and costs;
4 5	4.	For pre and post-judgment interest on all sums award according to proof at the
6	maximum leg	gal rate; and
7	5.	For such other and further relief the court deems just and proper.
8	DATE	ED this to day of June, 2024.
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