

ELECTRONICALLY FILED

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF KENTUCKY
CASE NO. 3:09- cv-00044-JGH

ROBERT E. SALYER,)
)
Plaintiff,)
)
vs.)
)
THE SOUTHERN POVERTY)
LAW CENTER, INC.,)
)
Defendant.)

FIRST AMENDED COMPLAINT

_____ Comes now the Plaintiff, Robert E. Salyer, by counsel, and for his Amended Complaint states as follows:

1. The plaintiff reiterates and incorporates each and every allegation contained in his original complaint.
2. That the defendant published false, defamatory statements about the plaintiff, including references that the plaintiff had been disbarred from practicing in military courts and that he had received a dishonorable discharge.
3. That the defendant’s conduct was outrageous in that the publication of such statements offends generally accepted societal standards of decency.
4. As a result of the defendant’s conduct, the plaintiff has suffered severe emotional

distress, including but not limited to many sleepless nights and strain upon his family relationships, damage to his reputation, embarrassment and humiliation.

5. That the defendant acted intentionally or recklessly in causing such emotional distress to the plaintiff.
6. That the defendant's conduct, described above, constitutes the tort of outrage, also referred to as intentional infliction of emotional distress.

WHEREFORE, the plaintiff, Robert E. Salyer, requests judgment as follows:

1. Judgment as originally requested, including judgment that will fairly and adequately compensate the plaintiff for the damages alleged herein, as well as punitive damages, and a judgment requiring a retraction of the defamatory statements.
2. That the plaintiff be accorded such other relief to which he may appear entitled, including his costs expended and attorney fees, if applicable, and a trial by jury on all issues so triable.

Respectfully submitted,

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By: /s/ Thomas E. Carroll
THOMAS E. CARROLL

CERTIFICATE

_____I hereby certify that on the 28th day of April, 2009, the foregoing First Amended Complaint was served via the Electronic Filing System upon the following:

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