

COMPLAINT AT LAW

NOW COME the Plaintiffs, GWENDOLYN & CO., an Illinois corporation d/b/a THE SALON PROFESSIONAL ACADEMY OF ELGIN, GWENDOLYN NELSON, and AARON AVEN, by and through their attorneys, ROBERT J. WAGNER, P.C., and as their complaint against the Defendants, NICHOLAS BLACCONIERE and JOHN DOE, allege as follows:

- That at all times herein the Defendant, NICHOLAS BLACCONIERE, was and is 1. a resident of Algonquin, Kane County, Illinois, and Defendant JOHN DOE is and was a person whose identity is presently unknown, but who collaborated with Defendant BLACCONIERE to commit the wrongful publication of defamatory statements as alleged herein.
- That at all times herein, the Plaintiff, GWENDOLYN & CO. was an Illinois 2. corporation d/b/a THE SALON PROFESSIONAL ACADEMY OF ELGIN, ("TSPA Elgin") was and is a cosmetology school with its principal place of business in Elgin, Kane County, Illinois.
- At all relevant times, the Plaintiff, GWENDOLYN NELSON, was the 3. Admissions Director at TSPA Elgin.
- At all relevant times, Plaintiff, AARON AVEN, was the Dean of Students of TSPA Elgin.

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- 5. That at all relevant times prior and subsequent to the wrongful acts alleged herein, Plaintiff TSPA Elgin created, posted, and maintained an internet website on Facebook, known as "TSPA Elgin" using its well-established and familiar The Salon Professional Academy logo to advertise and promote its salon academy.
- 6. That on June 10, 2009, and at all relevant times prior thereto, Defendant, NICHOLAS BLACCONIERE and Defendant JOHN DOE created a Facebook website known as TSPA RobinHood to mimic the TSPA Elgin Facebook website, also using The Salon Professional Academy logo.
- 7. That on June 10, 2009, and at all relevant times prior thereto, Defendant, NICHOLAS BLACCONIERE and Defendant JOHN DOE, published, publicized, and posted certain statements on the TSPA RobinHood website that were published and distributed through the internet to third parties that defamed all of the Plaintiffs.
- 8. A copy of the statements posted on the TSPA RobinHood website on June 10, 2009, is attached hereto as Exhibit "A" and incorporated herein as if fully set forth in this paragraph.
- 9. The aforesaid statements set forth in Exhibit "A" constitute "libel per se" because these statements are unfounded, untrue, wrongful, debasing, debilitation and defamatory to the business, professions and reputations of the Plaintiffs.
- 10. The Defendants NICHOLAS BLACCONIERE and JOHN DOE, at the time of the publication of the statements of "libel per se", made no reasonable effort to inquire as to the truthfulness of their statements.
- 11. The Plaintiffs are not public figures, and are not involved in any public controversy in connection with its or their professions or businesses or private lives. The

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Defendants' defamatory statements do not involve a matter of any public concern.

- 12. That the Defendants NICHOLAS BLACCONIERE and JOHN DOE wrote, posted, publicized, disseminated, and published the aforesaid written statements, but were negligent in the past and now, in that they failed and were otherwise unable to discern and recognize that from a legal perspective, the aforesaid statements constituted libel and or "libel per se" against the Plaintiffs because they simply perceived their said statements as being criticisms of the Plaintiffs and they as well negligently failed to understand or perceive the legal consequences to themselves of making such statements, and failed to understand or perceive the harm and damage that could and would result to the Plaintiffs' reputations, business and other damage.
- 13. That at all times herein, the Defendants NICHOLAS BLACCONIERE and JOHN DOE had a duty to refrain from any actions or conduct on their part that would cause any damages, including damage to the general reputation, or the business reputation of the Plaintiffs, or cause them any emotional stress and upset, or otherwise damage their reputations, and/or cause injury or damage to their property rights and business rights, and to refrain from making unwarranted and unmerited and false statements about them, and writing and disseminating and publishing those said untrue and false statements in various media, that could or would likely result in members of the public being exposed to such statements and/or reading such statements.
- 14. That notwithstanding their duty in the premises to refrain from acting in a negligent fashion as aforesaid, the Defendants NICHOLAS BLACCONIERE and JOHN DOE committed one or more of the following acts of negligence:
- (a) Wrote, authored, drafted, published and disseminated various written statements against the Plaintiffs embodied in Exhibit "A" in this Complaint, and in doing so, negligently failed to perceive that such statements constituted libel or "libel per se" against the Plaintiffs, and would be likely to cause great harm to their general reputations, business reputation and

emotional stress and upset;

- (b) Negligently caused to publish and disseminate and send the aforesaid written statements regarding the Plaintiffs to their website, TSPA RobinHood when they knew or should have known that the statements were not true;
- (c) Negligently failed to understand and perceive that they statements embodied in Exhibit "A" herein, written and published as aforesaid by the Defendants, NICHOLAS BLACCONIERE and JOHN DOE, constituted in the eyes of the law, libel or "libel per se" against the Plaintiffs but rather, negligently perceived and understood these aforesaid statements to be nothing other than criticisms or a critique of the Plaintiffs;
- (d) Negligently misunderstood and misperceived the likely damages that would be caused or could be caused to the Plaintiffs as a result of her statements and criticisms, to wit: their emotional suffering and distress, a general decline in their business attributable to these aforesaid statements and criticisms by the Defendants NICHOLAS BLACCONIERE and JOHN DOE, and the diminishment of their personal and professional reputation in the eyes of the public, their clients, and other members of their profession.
- 14. As a result of the aforesaid negligent actions and conduct on the part of the Defendants NICHOLAS BLACCONIERE and JOHN DOE as aforesaid, all of the Plaintiffs have suffered and continue to suffer emotional stress, upset, substantial, extreme and permanent damages to their professional and personal reputations and great diminishment and decline in their business, and moreover, the Plaintiffs GWENDOLYN NELSON and AARON AVEN have suffered and continue to suffer substantial, extreme and permanent damages to their personal reputation for morality and integrity.

WHEREFORE, the Plaintiffs, GWENDOLYN & CO., d/b/a THE SALON PROFESSIONAL ACADEMY OF ELGIN, GWENDOLYN NELSON, and AARON AVEN pray that judgment enter against the Defendants, NICHOLAS BLACCONIERE and JOHN DOE, jointly and severally, for compensatory damages to the Plaintiffs, GWENDOLYN & CO., d/b/a THE SALON PROFESSIONAL ACADEMY OF ELGIN, GWENDOLYN NELSON, and AARON AVEN for injury to their professional reputation, their personal reputation, for a decline and business, and for emotional distress in an amount in excess of \$50,000.00 plus costs.

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acebook | Tspa RobinHood

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PROTESSIONAL ACADEMY

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Tspa + Friends Just Yspa Just Friends

Tspa RobinHood

Info

What's on your mind?

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300 Settings

Aug 7

Advertise

Society with Static X, Dope and more will play the I wireless Center August 7. On sole this Saturday at 10

Information

Networks: Chicago, IL

Friends

10 frieuxts

Ser All











Prink



Create a Profile Bados



IONAL

Tspa RobinHood -Melanie- We miss you cutie pie. Good luck with the reproduction finale

5:27pm Comment Like

5:49pm - Comment - Like

RECENT ACTIVITY

Tspa RobinHood Adelaide-Update: Schedule is switched to take NOV2nd basics through to to the end, rumor has it, it was due to some sort of distaste with shelly? Any info on this would be appreciated. (messages only please) p.s. OR could this be a way for you to get doser to your favorite? -lackie- +2 agailty points for still being pretty cool and avoiding the corperate bitch mentality.

Tspa RebinHeed Dont be alraid to post comments on whats going

on, this is yor voice too. All for one and one for all right?

Tspa and Erin Brunney are now friends. : Comment : Like Tspa and Dankka Preradovir, are now friends. "Comment Like

Tspa edited his Activities and Quotations. - Comment - the

5:24pm : Comment : Like

IONAL IV

KONAL

Tspa RobinHood -Stephanic- Absent, What a lovely day =] Update: Now has a new boytoy, which means shes getting railed and is gonna be to tired to bitch at us. -Shelly- Perfect time for you to be on the floor, only 7 of us to bitch at right? -Lauren- Lookin cute, your cheeriness brightens up our day 🔻 5:23pm · Comment · Like

IONAL IV

Tspa RobinHood - Gwen- Well today we appreciate the pizza and have nothing but compliments. Time of the month finally end? Gracias♥ -Aven- Why so flustered today buddy? Are your menstruations beginning now? Or dld your teenybopper playbuddy get grounded by momy and daddy last night, - Lara- Stressed much? You and even might be on the same cycle, awwww :-P 5:22pm Comment Like

IONAL

Tspa RobinHood 3. Free pizza today for student apretiation day (free yeah, out of our tuition) not to mention we could wear whatever we want. +3 agility points for staff. 5:03pm - Comment : Like

IONAI

Tspa RobinHood 2. Friends are now private, you can now become friends with the site without anyone from staff seeing your involvement.

5:01pm : Comment - Like

KONAL

Tspa RobinHood Heres a few updates from today. 1. Tom is now in charge of staff and will be making some changes (go figure right) Meaning either he's going to be around more often or we can just expect things to become more complicated with staff 4:59pm : Comment : Like

ONAL

Tspa RobinHood TSPA UPDATE: Hey hey hey! How was your day? =D We're excited to see how much of a buz our site has become, everythings spreading like wild flya. 4:54pm * Comment * Like



Jordan Protz Whoo ru... 3:53pm - Comment - Like - See Wall to-Wall



Lauren Vago what is this? are you wearing green stretchy pants right now? and more importantly are you giving us our money back? i like

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Exhibit A

Chat (0)

Arxilications

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acebook | Tspa RobinHood

Facebook @ 2009 English (US)

http://www.facebook.com/inbox/readmcssage.php?t=1150023504047...

2:19pm * Comment * Like * See Wall-Lo-Wall

RECENT ACTIVITY

Tspa and Erin Brunner are now triends, - Comment - Like

Tspa and Daniel Rosado are now friends, "Comment "tike

4 more similar stories



Jordan Protz It's like TSPA has it's own little trash talking magazine. I

¥ it.

5:52am * Comment * Like * See Wall-to-Wall



Daniel Rosario at 3:35pm June 10
Yearl perfously, @ least we get to voice our opinion some how. GO TSPA ROBIN HOOD!!!

Write a comment...



Tspa RobinHood Anybody else notice Gwen goes out and smokes right before Aven gets there every time he comes in? That way, her little pose is the first thing he see's coming in. Then she waits a minute or two till he's settled before she struts in to greet him. Best friends my ass......... Fuckbuddies is more like it.

1116am - Comment - Like



Tspa RobinHood Want to hear something obnoxious? Jordan P got written up due to something seen on Nick B's facebook about her ditching the perm last Friday SHE WAS CALLED OUT OF SCHOOL! Regardless of how or why she was called out, Don't you think its bullshit that she could get written up for this?

1:11am : Comment : Uke



Jon/an Protz at 5:51am June 10 Thanks atleast someone understands ▼

Write a comment...

RECENT ACTIVITY

Tspa and Jordan Protz are now friends, - Comment - Like

Topa edited his Profile Picture, Interests and Activities. Comment Like

Tspa and Nick Blaccontere are now friends, Comment - Like

Tspa edited his Education Info, Hometown and Profile Picture. : Comment : Like



Danielle D'Addabbo Why am I the only friend, wtf? Now I look like the culprit, which I am not.]]=
8:35pm - Comment - Like • See Wall-to-Wall



I ispa RobinHood at 8:38pm June 9
No ond is a culprit!!!! Its just gonna take a while for everyone cise to get there invite and accept.



Nkk Blacconiere at 12-27am June 10 great nie too =P

Write a comment...

PANT

Tspa RobinHood

Student Approxiation day.

Student Appreciation day? WOW, so we get to wear whatever we want. We finally get something for the money we all pold for.

Host: Typa

Time: 9:00AM Wednesday, June 10th

Location: TSPA

8:17pm - Comment - Like - Share - Invite guests

RECENT ACTIVITY

Tippa and Danielly D'Addabbo are now friends, - Common - the

IONAL D Tspa RobinHood Finding more friends!!!!!!!!!!!!

7:51pm · Comment · Like

Applications

Chat (0)

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KONAL

What's on your mind?

- 10

Suggestions

Melanie Madelt Add as Friend

Sponsored

Thank you Tspa

Thanks to you, many of your friends are now on 🗓 Facebook, Find your Yalkon friends with your tsparobinhood@ yahoo.com account and start connecting.

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Highlights

TITSPPPPAAA by Danielle D'Addobbo

Worlding Festivities '09 Erin Brunner is tagged.

Do You Me? Know

How Well Do You Know 3 friends use this application.

Му пеісе by Rebecca Krueger

Chia Obama - UPDATE WEEK 3 - Look at that fro... Danikka Preradovic likes this.

The Andersons & Friends Erin Brunner is taxooed.

e nægrige

I DO invitations by michelle Rebecça Kroeger is a fan. Become a Fan

-> ½

Ping.fm Daniel Rosado is a fan. Become a Fan

Zachory Danleile D'Addabbo convincited on this.

Mural (thus far) commented on this.

Fires, Camping, hanging out ect. Rebecca Kraeger commented on

See Al

Student Appreciation day, Non

Connect With Friends

Invite friends to join Escelatok.

To find people you know who are already using Facebook, check out the Friend Finder.

Chat (0)

Photos

Status Updates

Unks

Danielle D'Addabbo is Canada. I do not want to be apart of drama. It's fun to lurk, no fun to be targeted or involved. Leave me out of it. D: - P.S I don't know shit about shit, so stop asking me. 38 minutes ago "Comment " Like



Danielle D'Addabbo







8 new photos

about an hour ago . Comment - Like - Share



Daniel Rosado alright! about an hour ago : Comment * Like



Tspa RobinHood Dont be afraid to post comments on whats going on, this is yor voice too. All for one and one for all right?! about an hour ago : Comment * Like



Jordan Protz court tm :-/ wish me luck. I neeeeed my license !! about an hour ago . Comment - Like



Jessica Outlerrez et 5:45pm June 10 Gooood luckk!



Leanne Strohmaier & 6:20pm June 10 good luckt!!!!!!

Write a comment...



Tspa RobinHood -Melanle- We miss you cutie pic. Good luck with the reproduction finale

2 hours ago : Comment : Like





Daniel Rosado Just chilln!! 3 hours ago : Comment : Like



Lauren Vago Tspa RobinHood: what is this? are you wearing green stretchy pants right now? and more importantly are you giving us our money back? I like money.



Daniel Rosado Haahaahaha... enjoying my day out of hell!!!!! 5 hours ago : Comment : Like



Jordan Protz steeping aliday today I feel so sick :(dan is taking me to the doctor v

8 hours ago : Comment : Uke



Rebecca Krueger TSPA 1-9 190 hours left babby 9 hours ago : Curanent : Like



Stephanie Campbell at 10:13am June 10 gry girll the end is in sight!



Melanie Marfett & 10:22an June 10 ϒϨϒϒϒϒϒϒϒϒϒ

5 hours ago - Comment - Like - See Wall-to-Wall

Write a comment...

Applications

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Applications

Profite Friends Inbox

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Mutual Friends

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Jordan Protz It's like TSPA has it's own little trash talking magazine. I ▼ it.



Tspa RobinHood Anybody else notice Gwen goes out and smokes right before Aven gets there every time he comes in? That way, her little pose is the first thing he see's coming in. Then she waits a minute or two till he's settled before she struts in to greet him. Best friends my ass....... Fuckbuddies is more like it. 1.16.50



Topa RohlnHood Want to hear something obnoxious? Jordan P got, written up due to something seen on Nick B's facebook about her ditching the perm last Friday SHE WAS CALLED OUT OF SCHOOL! Regardless of how or why she was called out, Don't you think its bullshit that she could get written up for this? 1:11am



Jordan Protz ar 7:51am June 10 Thanks atleast someone understands •

RECENT ACTIVITY

Ispa and kirdan Protz are now friends

Typa edited his Profile Picture, Interests and Activities

Tspa and Nick Blacconiere are now friends.

Tspa edited his Education Into, Homofown and Profile Picture.

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Gwendolya Nelson - Settings

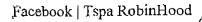
Chat (2)

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Home Profile Friends Inbox

ACADEMY Add Tspa as a Friend

Send Tapa a Message

Poke Tspa

Information

Networks: Chkago, JL

Mutual Priends

2 friends in common

See All





D'Addabbo Prota

Friends

3 friends





D'Addabbo Prote

Blacconlere

Sext All

Report this Person

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Tspa RobinHood

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Chicago, IL Mezivorks.

Sex: Hometown Male Elgin, IL Wamen

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Networking Communist

Personal Information

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Watch the making of a maslerplece! Kunstler's Intest painting unveiled through images of its progress every few days

Become a Fan

Make babies your



Become a CIMT. Milwaukee, July 10-12. Certified infant massage teacher training by

Page 2 of 2

Facebook | Tspa RobinHood

Applications

Activities

Interests

We look and we letten, then we let everyone brow whats going on. Then, we make it public for the school to know. The bullshit has

gone too far, its about time shit was known.

We have interest in anything TSPA oriented. If you have something you want to share, send it in a message and we will make it public. All donated info will be kept anonymous for the safety of the

(because we know you can get written up for practically anything

Favorite Quotations:

Favorite Quotation? Lots look at a few from the TSPA Teachers.

- Gwen-

"Welcome to the Gwendallin show"-PPSSHI in lauliaaliaahaha - show, what show? Are we referring to hor Incredibly take show she puts on for everyone? The highschool flist show she puts on for Aven? Or maybe the show she put on for us at registration to get us in there? piffft actredited my ass, how many of us got fucked because they happened to fail in mentioning they aren't an accredited school?

"How you doing children".

"Were you just talking about me? No? Why not"

Get over your ego you stupid prick, not every girl in the school wants on your HIV positive meat stick. We pity the ones that have. Good thing your able to idss Owens ass into making up a title for you where you get to keep the 2 things you onjoy most.

2.Fucking teenage girls

Fucking disgusting.

"Oh, yeah, yeah! Ill get it done, yeah i'll do that for ya, just come find me during lundi". 3 days laier... 2 months later... "oh yea I'd almost forgotten here ya

Self explanatory I suppose.

-Stephanie-

What are you doing

"What are you doing" "What are you doing"

"What are you doing"

asdfghjkl; Stupid little craterfaced leprechaun bitch.

LEAVE US THE FUCK ALONE!

You wonder why nobody likes you? Probably because you remind Us of herpes, whenever you deade to pop up, instantly we have a pain in the ass, and the worst part is, like herpes, your bitch attitude is contagious and ends up giving everyone a shifty day.

Go scratch your might face a bit more and mind your own fucking

-Shelly-

"Go Home"

"I know what I'm doing, so you need to listen" Hey guess what.........FUCK YOU!

At some point I hope you realize that you are not awasome, and you are not a great teacher (lot alone a decent one) People are not going to respect you because they're affald of getting sent home. If you want respect as a teacher you need to earnit, not domand it. Miss Lauren is a young teacher too, but ya know what? She earns peoples respect by doing her job and sharing what she knows passionately to us as opposed to demanding our respect because you have your head too far up your own ass

btw, a few reading lessons would be nice, its sail when your classes need to sound out the big words for you.

Got anything to add here, be sure to message usv

About Me:

We give the students a voice, because what happens when we need

to be heard? Nobody gives a shit.

Education and Work

College

The Salon Professional Academy

Chat (2) : the Liddle Kidz Foundation. Top trainer.

Inbound Cali Center

Virtual reception, inbound call center, doctors answering service, over 50 years in the business, we can save you money!

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Friends

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All Friends		
Find Friends	Daniel Rosado לאכסס, זו.	Add to list
Browse		
Phonebook	Danielle D'Addabbo Rocklord, IL	Add to list
Recently Added		
Recently Updated	Danikka Preradovic Chœgo, IL	Add to list
Lists		
You have no lists. Create a list to organize and filter your friends.	Erin Brunner Chrago, IL	Add to list
•	Jen J	Add to list
Chuletus	Chicago, IL	A(0) (0 1/3)
Invite Frienck to join Focabook	Jordan Protz	Add to list
	Lauren Vago	Add to list
	Nick Blacconlere Cricago, IL	Add to list
	Rebecca Krueger Rossfurd, II,	Add to list
	Teresa Simonic Waubonsee	Add to list

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