

11/26

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, ss.

SUPERIOR COURT DEPARTMENT
OF THE TRIAL COURT

RICHARD A. GOREN,

Plaintiff

v.

JOHN DOE dba Arabianights-Boston,
Massachusetts,
and

STEVEN DuPONT aka
STEVEN CHRISTIAN DuPONT
Defendants.

CA # 2012-

12-4121

2012 NOV -9 PM 2:51
CLERK OF SUPERIOR COURT
SUFFOLK COUNTY

VERIFIED COMPLAINT
JURY TRIAL DEMANDED

For his complaint against the defendants, the Plaintiff states as follows:

PARTIES

1. The Plaintiff Richard A. Goren is a duly licensed member of the Massachusetts bar having a principal place of business at 101 Federal Street Suite 1900, Boston MA 02110 ("Goren"). Goren has practiced law in Massachusetts since 1974 and for more than twenty years has practiced law as a trial lawyer with a concentration on fraud, unfair and deceptive practices and business litigation.

2. The true name and capacity of Defendant John Doe dba Arabianights is not known to Plaintiff at this time and is known to Plaintiff only by the dba "Arabianights- Boston Massachusetts" who filed report #831689 with the internet site

“Ripoff Report on January 31, 2012 (“Doe”). Upon information and belief based on the Ripoff Report’s published guidelines, Doe is a natural person who as a condition of posting report #831689 on the Ripoff Report website completed an account registration listing his name, and both his residential or business address and his email addresses.

3. The Defendant Steven DuPont aka Steven Christian DuPont aka Steven C. DuPont (“DuPont”) is a natural person and was the defendant in the case styled *Nichole Hyun Joo Yim v. Steven C. DuPont aka Steven C. DuPont aka S. Christian DuPont aka Street Search Advisors*, Suffolk Superior Court civil action 2009-02224 (the “DuPont lawsuit”). According to his sworn May 18, 2010 deposition testimony, DuPont resides at 570 Kula’iwi Drive, Wailuku, Maui, Hawaii 96793. Upon information and belief DuPont can be served by email to dupontmaui@yahoo.com and dupontmaui@gmail.com. Upon information and belief DuPont is Doe.

BACKGROUND

4. From 2006 to May 1, 2012, Goren was “Of Counsel” to Bodoff & Associates, P. C., with offices at 120 Water Street, Boston Massachusetts 02109-4210.

5. In May 2009, Goren filed the DuPont lawsuit on behalf of Nichole Yim seeking damages for fraud and unfair and deceptive practices by an investment advisor alleging that purporting to be an investment advisor DuPont had fraudulently induced Nichole Yim to turn over to him \$100,000 . The Court granted Nichole Yim an *ex parte* prejudgment attachment on trustee process in the amount of \$150,000. The Court issued a preliminary injunction enjoining DuPont from transferring any assets. DuPont defended by asserting that Nichole Yim had agreed to invest the \$100,000 in a venture called the Opiniui Water Company in Hawaii. DuPont was sanctioned \$4,000. In

October 2010, the Court issued an Order again sanctioning DuPont, this time in the amount of \$4,670.00. On February 15, 2011, DuPont appeared in person before Judge Macleod-Mancuso on his counsel's motion to withdraw; in open court DuPont stated to Judge Macleod-Mancuso that Goren was a "liar" and that Goren had fabricated the case against him. In 2011, judgment entered in favor of Goren's client against DuPont for treble damages, prejudgment interest, and attorneys fees. Execution issued in the amount of \$399,795.23 and in or about October 2011 the execution was partially satisfied by \$54,813.51 of DuPont's funds held by the trustee defendant bank. The balance of the judgment remains unpaid.

6. On January 31, 2012, John Doe dba "Arabianights-Boston Massachusetts," upon information and belief pursuant to the conditions of the Ripoff Report website registered his name, email address and principal residence or place of business.

7. On January 31, 2012, John Doe dba "Arabianights-Boston Massachusetts," posted on the Ripoff Report internet site a "Complaint Review: Richard A. Goren. Richard A. Goren Richard A. Goren ... Fraud, Harassment & Discrimination Internet." A.k.a, Richard A. Goren, Alias Richard Goren, Alias, 'Psycho-Richard Goren, Alleged Attorney" listing Goren's then place of business "Bodoff & Associates, P.C., 120 Water Street-Boston, Massachusetts 02109-4210. The January 31, 2012 Ripoff Report is Exhibit A to the affidavit of Richard A. Goren dated November 9, 2012. Upon information and belief to enhance the likelihood Goren's prospective clients would view his 11 paragraph "Ripoff Report" complaint, Doe listed Goren's name 18 times.

8. Doe's complaint stated falsely and without any basis in fact that:

“Sources confirm” that “as an alleged counselor at law” Goren “routinely seizes assets from the elderly, fraudulently;”

“Sources confirm [Goren] maliciously abuses the law;”

“Psycho-Richard Goren routinely files baseless lawsuits in order to seize assets from clients, from adversaries and even from his own family;”

“Sources confirm ...Goren intentionally abuses the law;”

“Psycho-Richard Goren routinely perjures himself to State authorities in order to fraudulently manufacture cases against his victims;”

Sources confirm Goren “has a history of child abuse, domestic violence and bi-sexuality;”

Goren has a “lengthy history of abusive behavior;”

Goren “has serious problems coping with his own sexuality;”

Goren “has serious problems coping with his violent temper;”

Goren “has serious problems coping with his addiction to illicit substances;”

Goren “intentionally commit[s] perjury, fraud, malicious prosecution and abuse of process to achieve his schemes;”

Goren “has a history of persecuting the elderly, especially wealthy elderly women;” and,

Goren “preys on the most vulnerable in society-elderly women and children.”

9. On July 23, 2012, John Doe dba “The Tracker-Wailuku” posted a reply to the January 31, 2012 Ripoff Report about Goren. The caption of the reply is “Steven

Christian DuPont, the man of the hour!” In material part the reply stated: “Boy Steve...Here you are again defaming another person. ... [Y]ou can never stop spreading lies.” The reply included a photograph of DuPont.

10. On July 24, 2012, John Doe dba “Exposeone-Los Angeles” posted a response to the July 23rd reply stating in material part: “Steven Christian DuPont, is Not guilty of any crimes or any ‘schemes,’ ... [John Doe dba The Tracker-Wailuku] is guilty of many crimes. ...Sources confirm ...[John Doe dba The Tracker-Wailuku]’s substance abuse ruined his career ...” Upon information and belief, John Doe dba “Exposeone-Los Angeles” is DuPont.

11. The first listing on an internet search on the Google search engine conducted on October 31, 2012, and November 7, 2012, for “Richard Goren Attorney” is the January 31, 2012 Ripoff Report. On November 5, 2012, the same January 31, 2012 Ripoff Report appears on the first page of Microsoft’s search engine Bing for “Richard Goren Attorney.”

COUNT I-LIBEL

12. Goren incorporates the foregoing paragraphs herein by reference.

13. The January 31, 2012 Ripoff Report constitutes libel *per se*.

14. The January 31, 2012 Ripoff Report is completely false and without basis in fact.

15. The January 31, 2012 Ripoff Report is not susceptible of both defamatory and non-defamatory meaning and as a matter of law is susceptible of only a defamatory meaning.

16. The January 31, 2012 Ripoff Report impairs Goren's reputation as a lawyer and discredits him in the minds of a considerable and respectable segment of the community.

17. Goren's law practice relies on his reputation as a lawyer.

18. Goren's law practice has been damaged as a direct consequence of the January 31, 2012 Ripoff Report.

19. That this defamatory *per se* publication is first on a Google search for Goren, upon information and belief demonstrates that of the persons or businesses seeking information about Goren as an attorney, more viewed the defamatory *per se* publication than any other internet sources of available information about Goren.

20. As a direct and proximate result of Doe's defamatory *per se* publication Goren has suffered a loss of income, damage to his reputation, and emotional distress.

21. As a direct and proximate result of Doe's actions as aforesaid Goren has suffered damages in an amount to be determined at trial.

COUNT II EQUITABLE and INJUNCTIVE RELIEF.

22. Goren incorporates the foregoing paragraphs herein by reference.

23. The continued republication of the January 31, 2012 Ripoff Report on Google, Bing and other internet search engines presents a continuing threat of irreparable harm to Goren that cannot be remedied by an award of damages.

24. To prevent further irreparable harm to Goren, the Court should enter a Temporary Restraining Order, a preliminary and permanent injunction enjoining Doe from continuing to publish the January 31, 2012 Ripoff Report.

**COUNT III INTENTIONAL INTERFERENCE WITH PROSPECTIVE
CONTRACTUAL RELATIONS.**

25. Goren incorporates the foregoing paragraphs herein by reference.

26. By his actions as aforesaid Doe has intentionally interfered with Goren's prospective contractual relations with potential clients.

27. Doe's interference with Goren's prospective contractual relations has been achieved and continues to be achieved by the improper means of defamatory falsehoods.

28. In the alternative, Doe's interference with Goren's prospective contractual relations has been achieved and continues to be achieved by the improper motive to cause financial harm to Goren.

29. As a direct and proximate result of Doe's wrongful interference with Goren's prospective contractual relations, Goren has suffered damages in an amount to be determined at trial.

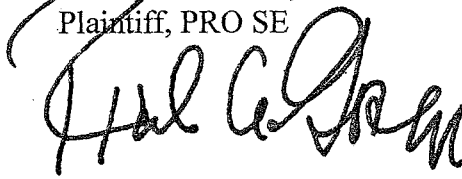
WHEREFORE, the Plaintiff Richard A. Goren demands the following relief:

- A. granting judgment in favor of Richard A. Goren against John Doe dba Arabianights-Boston Massachusetts for the amount of damages suffered by Richard A. Goren as a result of Doe's wrongdoing;
- B. granting injunctive relief as set forth herein; and,
- C. granting such other and further relief as the Court may deem just and proper.

JURY TRIAL DEMANDED

Plaintiff demands a trial by jury as to any issues so triable.

Richard A. Goren,
Plaintiff, PRO SE

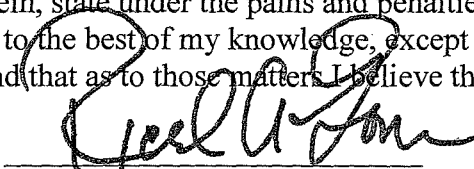


Richard A. Goren, BBO# 203700
rgoren@richardgorenlaw.com
Law Office of Richard Goren
101 Federal Street Suite 1900
Boston, MA 02110
617-261-8585

Dated: November 9, 2012

VERIFICATION

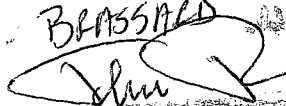
I, Richard A. Goren, the plaintiff herein, state under the pains and penalties of perjury that the foregoing is true and correct to the best of my knowledge, except as to the matters alleged on information and belief, and that as to those matters I believe them to be true.



Richard A. Goren

SUFFOLK. SS. SUPERIOR COURT Dept
(date) 11/9/12
Notice ordered issued hereon returnable
at the A SESSION, ROOM 1015
on 11/26/12 @ 2:00PM
to show cause why A PI

should not BE GRANTED

By the Court, BRASSARD
ATTEST: 

Assistant Clerk

*Summons
under
notice issued*