

CIRCUIT COURT FOR BALTIMORE COUNTY
Suzanne Mensh
Clerk of the Circuit Court
County Courts Building
401 Bosley Avenue
P.O. Box 6754
Towson, MD 21285-6754
(410)-887-2601, TTY for Deaf: (800)-735-2258
Maryland Toll Free Number (800) 938-5802

W R I T O F S U M M O N S

Case Number: 03-C-06-002581 OT
C I V I L

DeJuliis Vs Archey

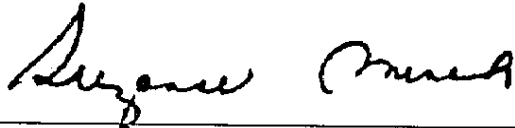


STATE OF MARYLAND, BALTIMORE COUNTY COUNTY, TO WIT:

To: JAMES F ARCHEY
Box 1417 Calvert Road
Chester, MD 21619

You are hereby summoned to file a written response by pleading or motion, within 30 days after service of this summons upon you, in this court, to the attached Complaint filed by: Connie C DeJuliis
11337 Notchcliff Road
Glen Arm, MD 21057

WITNESS the Honorable Chief Judge of the Third Judicial Circuit of Maryland

Date Issued: 03/22/06


Suzanne Mensh
Clerk of the Circuit Court, per  

To the person summoned:

FAILURE TO FILE A RESPONSE WITHIN THE TIME ALLOTTED MAY RESULT IN A JUDGMENT BY DEFAULT OR THE GRANTING OF THE RELIEF SOUGHT AGAINST YOU.

Personal attendance in court on the day named is NOT required.

CIVIL—NON-DOMESTIC CASE INFORMATION REPORT

Directions:

Plaintiff: This Information Report must be completed and attached to the complaint filed with the Clerk of Court unless your case is exempted from the requirement by the Chief Judge of the Court of Appeals pursuant to Rule 2-111. A copy must be included for each defendant to be served.

Defendant: You must file an Information Report as required by Rule 2-323(h).

THIS INFORMATION REPORT CANNOT BE ACCEPTED AS AN ANSWER OR RESPONSE.

FORM FILED BY: PLAINTIFF DEFENDANT

CASE NUMBER: _____

CASE NAME: CONNIE C. DEJULIIS

Plaintiff

v JAMES F. ARCHY

(Clerk to insert)

JURY DEMAND: Yes No

Anticipated length of trial: _____ hours or _____ days

RELATED CASE PENDING? Yes No

If yes, Case #(s), if known: _____

HAS ALTERNATIVE DISPUTE RESOLUTION (ADR):

Been Tried? Yes No
Requested? Yes No

If yes, specify: _____

Special Requirements? Interpreter/communication impairment
 Other ADA accommodation: _____

NATURE OF ACTION
(CHECK ONE BOX)

DAMAGES / RELIEF

TORTS

- Motor Tort
- Premises Liability
- Assault & Battery
- Product Liability
- Professional Malpractice
- Wrongful Death
- Business & Commercial
- Libel & Slander
- False Arrest/Imprisonment
- Nuisance
- Toxic Torts
- Fraud
- Malicious Prosecution
- Lead Paint
- Asbestos
- Other _____

LABOR

- Workers' Comp.
- Wrongful Discharge
- EEO
- Other _____

CONTRACTS

- Insurance
- Confessed Judgment
- Other _____

REAL PROPERTY

- Judicial Sale
- Condemnation
- Landlord Tenant
- Other _____

OTHER

- Civil Rights
- Environmental
- ADA
- Other _____

A. TORTS

- Actual Damages**
- Under \$7,500
 - \$7,500 - \$50,000
 - \$50,000 - \$100,000
 - Over \$100,000

- Medical Bills
\$ _____
- Property Damages
\$ _____
- Wage Loss
\$ _____

B. CONTRACTS

- Under \$10,000
- \$10,000 - \$20,000
- Over \$20,000

C. NONMONETARY RELIEF

- Declaratory Judgment
- Injunction
- Other _____

TRACK REQUEST

With the exception of Baltimore County and Baltimore City, please fill in the estimated LENGTH OF TRIAL. THIS CASE WILL THEN BE TRACKED ACCORDINGLY.

- 1/2 day of trial or less
- 1 day of trial time
- 2 days of trial time
- 3 days of trial time
- More than 3 days of trial time

IF YOU ARE FILING YOUR COMPLAINT IN BALTIMORE COUNTY, BALTIMORE CITY, OR PRINCE GEORGE'S COUNTY, PLEASE SEE REVERSE SIDE OF FORM FOR INSTRUCTIONS.

3/5/06

Aut

CONNIE C. DEJULIIS
11337 Notcheliff Road
Glen Arm, Maryland 21057

Plaintiff

v.

JAMES F. ARCHEY
Box 1417 Calvert Road
Chester, Maryland 21619

Defendant

* IN THE
* CIRCUIT COURT
* FOR
* BALTIMORE COUNTY
*
* Case No.:

* * * * *

COMPLAINT

Connie C. DeJuliis ("DeJuliis"), Plaintiff, by her attorney, Stanford G. Gann, Jr., sues Defendant, James F. Archey ("Archey"), and states as follows:

1. Plaintiff is an individual who resides in Baltimore County, Maryland. She is, and at all pertinent times has been, the Controller of the Operating Engineers Local Union # 37 (the "Union").
2. Archey is a member of the Union.
3. Apparently disliking DeJuliis and/or her family, Archey has communicated and posted on websites unfounded and untrue factual allegations about DeJuliis, which are hereinafter referred to as the "Defamatory Statements."
4. Archey has published the Defamatory Statements.
5. Prior to the filing of this suit, DeJuliis sent written demand to Archey to, among other things, cease and desist further defamatory acts and to provide a written letter

of retraction and apology, but Archey has not only failed and refused to do so, but has attempted to escalate the matter and to further harm and embarrass DeJuliis.

COUNT I
(Defamation)

6. DeJuliis incorporates by reference the foregoing allegations as if fully recited in this Count.

7. Archey knowingly made the Defamatory Statements.

8. Archey published the Defamatory Statements to those who reasonably understood them to be defamatory.

9. Archey acted with actual malice and/or with reckless disregard for DeJuliis' rights and knew the Defamatory Statement were false, yet made them with the intent to harm DeJuliis and her employment and relationship with the Union and its members and to cause DeJuliis to lose her job and the confidence of the Union and its members.

10. As a direct and proximate result of Archey's acts and omissions, DeJuliis has incurred and will likely continue to incur substantial damages, including embarrassment, humiliation, loss of confidence and good will of the Union and its members, and other damages.

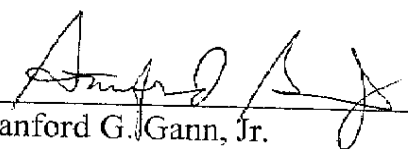
WHEREFORE, DeJuliis requests that this Court:

(a) Enter Judgment for DeJuliis against Archey in the amount of \$100,000.00 for compensatory damages and \$1,000,000.00 for punitive damages, as well as the costs, interest and attorney's fees associated with these proceedings;

(b) Enjoin Archey from further actions and require him to rectify his wrongful conduct to date to DeJuliis' satisfaction; and

(c) Grant DeJuliis such other and further relief as the nature of this case requires.

Respectfully submitted,


Stanford G. Gann, Jr.
LEVIN & GANN, P.A.
502 Washington Avenue, 8th Floor
Towson, Maryland 21204
(410) 321-0600
Attorney for Plaintiff