

DAVID A. CAREY
c/o Pascale Stevens, LLC
2700 Lighthouse Point East
Suite 500
Baltimore, Maryland 21224

and

SCOTT GOEDEKE
2700 Lighthouse Point East
Suite 500
Baltimore, Maryland 21224

Plaintiffs,

v.

COURTNEY FIX
5951 Western Park Drive
Baltimore, Maryland 21209

and

GET YOUR FIX LLC
3528 Chestnut Ave.
Baltimore, Maryland 21211

Serve On: Courtney Fix, Resident Agent
5951 Western Park Drive
Baltimore, Maryland 21209

Defendants.

* * * * *

VERIFIED COMPLAINT FOR
TEMPORARY RESTRAINING ORDER,
PRELIMINARY AND PERMANENT INJUNCTION AND DAMAGES

Plaintiffs, David A. Carey (“Carey”) and Scott Goedeke (“Goedeke”), by their
undersigned attorneys, hereby file this Verified Complaint for Temporary Restraining Order,

* **IN THE**
* **CIRCUIT COURT**
* **FOR**
* **BALTIMORE CITY**

* **CASE NO: 24-C-21-**

Preliminary and Permanent Injunction and Damages against Defendants Courtney Fix (“Fix”) and Get Your Fix LLC (“GYF”), as follows:

PARTIES

1. Carey is a Maryland resident who works in Howard County and conducts business in Baltimore City and elsewhere in Maryland.
2. Goedeke is a Maryland resident who resides and conducts business in Harford County.
3. Fix is a Maryland resident who resides and conducts business in Baltimore City.
4. GYF is a Maryland limited liability company that conducts business in Baltimore City.

JURISDICTION AND VENUE

5. This court has jurisdiction over this matter pursuant to Md. Cts. & Jud. Proc. Code Ann. §6-102 (2006).
6. Venue is proper pursuant to Md. Cts. & Jud. Proc. Code Ann. § 6-201 (2012) because the Defendants reside, carry on a regular business, are employed, or habitually engage in a vocation in Baltimore City, and Md. Cts. & Jud. Proc. Code Ann. § 6-202 (2012), because the acts complained of herein occurred in Baltimore City.

FACTS COMMON TO ALL CLAIMS

7. The advent of social media has radically transformed the means by which people communicate, conduct business and engage one another for all manner of purposes.
8. While for the most part this transformation has been positive, it has also come with a dark and dangerous downside.

9. By providing a megaphone to anyone with a smart phone, many people, primarily those who are twenty-five years old or younger, have come to believe that they are entitled to weaponize this form of communication without any consequence to the harm that their virtual speech causes to others who are the targets of their wrath.

10. By amassing a relatively small but committed group of self-identified “activist” followers around a common interest such as the pleasure of food, they are led to believe that they also share a common enemy, in this case those whose gender identification is male, who they then vilify and jointly attack on social media with the aim of destroying their reputations and wrecking their businesses through scurrilous, false accusations.

11. Strangely, these actors portray themselves as seeking social justice by wrapping themselves in a false cloak of caring about cats, food, community and inclusiveness, and prominently identifying themselves with minority causes.

12. In reality, however, they are hateful, bigoted and resentful individuals who use vile accusations, vicious slander and hateful speech without regard to the truth to accomplish their goal of tearing down certain groups based on their immutable characteristics.

13. This form of “social justice” has no use for the niceties of due process or the presumption of innocence, rather all men are presumed guilty of the most heinous crimes merely upon an accusation, and all women must be believed, no matter how unsubstantiated, incredible or implausible those accusations might be.

14. Based on this belief system, these individuals feel free to revel in gossip, innuendo and poisonous slander with religious zealotry for the purpose of destroying men’s lives.

15. In this case, Fix, as a leader of a small cadre of self-proclaimed social justice warriors, has acted as a digital lynch mob by first using Instagram and now a webpage to slander, malign and falsely accuse Carey and Goedeke, among others, of heinous criminal conduct against women and children without any truth or substantiation of such claims.

16. Fix is the owner and operator of GYF, which conducts business under the name "Full Circle Donuts," which operates a small donut shop in Hampden.

17. In connection with her business, Fix has openly espoused her woke, social justice persona on social media, including taking an aggressive anti-law enforcement stance that includes allegedly charging law enforcement personnel more than other customers of Full Circle Donuts.

18. Carey is the owner and operator of several restaurant businesses that employ over 400 individuals, one of which is located in Baltimore City, among other business operations.

19. Goedeke is the owner and operator of a business located in Harford County, which he has operated for almost twenty-five years.

20. Oddly, Fix, who is also in the food service business, has somehow become fixated on a belief that all men who either own businesses or work in the food service industry are guilty of gross abuse against women.

21. Even more strangely, Fix has included Carey and Goedeke as targets of her wrath, even though neither man has any prior knowledge of having heard of Fix let alone having met her or done anything to offend her directly.

22. Nevertheless, Fix has, through a variety of social media accounts that she either controls directly or through her surrogates, has continually published false, defamatory and

libelous accusations about Plaintiffs' character and supposed treatment of women for the sole purpose of harming their reputation and assassinating their character.

23. For example, Fix either maintains or controls several social media accounts with Instagram that she has used to publish claims that various males living in the Washington, D.C., Maryland and Virginia metropolitan area had assaulted, raped and harassed women.

24. On or about April 26, 2021, Fix posted to Instagram under the account she controls that is named "@dcmdvacreeps" that Carey is "a sexual assailant."

25. On or about April 28, 2021, Fix posted to the same account, seeking "info on Dave Carey."

26. On or about April 28, 2021, Fix posted to Instagram under the account dcmdvacreeps that Goedeke is a "child predator/sexual assaulter" along with information on Goedeke's place of business.

27. Eventually, the account @dcmdvacreeps was reported to Instagram as violating its terms of service and Instagram disabled the account.

28. Not to be dissuaded, Fix then established another Instagram account in the name of @dcmdvacreeps2 through which she again sought to defame Plaintiffs and others.

29. When @dcmdvacreeps2 was also disabled as being in violation of Instagram's terms of service, Fix then established another account under the name @dcmdvacreeps3.

30. Frustrated by Instagram's refusal to permit Fix's slanderous and defamatory claims to remain visible to the public, on or about May 6, 2021, Fix then posted to @dcmdvacreeps3 that she was "Not posting on this page, currently transitioning to a website."

31. On or about May 24, 2021, Carey learned that Fix had activated a website under the domain name www.outyourabusers.com that has the look and feel of Fix's Instagram account

dcmdvacreeps with nearly identical posts about certain individuals, including Carey and Goedeke. The website is active as of this filing and contains a photographic and name listing of approximately 40 men that the website identifies as predators. Carey and Goedeke are included in that list.

32. On information and belief, Fix has either published links to www.outyourabusers.com or republished the false and defamatory accusations found there to various Instagram accounts, including: @fullcircle_doughnuts; @getchafix; @fullcircledoughmadic; and @woozyfacefix. As of this filing, the Instagram account @dcmdvacreeps3 has no visible posts, but does link to the webpage www.outyourabusers.com.

33. One of the other targets of Fix's false accusations, Joshua Harris, has filed suit against Fix and GYF in the Circuit Court for Biltmore County, captioned as *Harris v. Fix, et. al.*, Case No.: 24C21002000.

34. In pleadings filed on behalf of Harris, counsel for Harris has averred that upon notifying Fix that suit had been filed, Fix became erratic, threatened Plaintiff's counsel and attacked her on social media, leading Plaintiff's counsel to swear out a temporary peace order against Fix in Howard County District Court, Case No.: D-101-CV-21-812076.

35. Fix's conduct is clearly erratic, her behavior unhinged and she should be prohibited by the entry of a temporary restraining order, preliminary injunction and permanent injunction from publishing false and slanderous statements about Plaintiffs on the website www.outyourabusers.com, on social media or elsewhere.

COUNT I
(Defamation/Libel)

36. Plaintiffs incorporate by reference as if fully restated here the preceding paragraphs in full.

37. Defendants have published on a public website and on various social media sites false and defamatory statements about Plaintiffs' character, including statements that are *per se* slanderous, that exposes them to public scorn, hatred, contempt and/or ridicule, thereby discouraging others in the community from having a good opinion of, or associating with, Plaintiffs.

38. Neither Carey nor Goedeke are "public officials" or "public figures."

39. Neither Carey nor Goedeke have met or even heard of Fix or GYF prior to learning that they had been defamed by her on her website and on Fix's social media accounts.

40. Fix published on her website defamatory and false claims about Plaintiffs' bad character with actual malice because she had actual knowledge that those statements were untrue, and she acted out of ill will, hatred and a desire to injure Carey and Goedeke by falsely claiming that they were a sexual assailant and a child predator/sexual assaulter or, alternatively, published such statements with reckless disregard for the truth.

41. Members of the community in which Plaintiffs live and work have seen Fix's defamatory and untrue statements about Carey's and Goedeke's character by visiting Fix's website which is available to the public.

42. Defendants are legally at fault for making the defamatory and untrue statements that are the subject of this lawsuit.

43. Both Carey and Goedeke have suffered harm as a result of Defendants'

defamatory statements because the nature of the false statements are such as to *per se* expose them to public scorn, hatred, contempt or ridicule, thereby discouraging others in the community from having a good opinion of, or associating with, that person.

44. Additionally, Carey's and Goedeke's business interests have suffered financially as a result of Defendants' defamatory and untrue publications.

45. Plaintiffs are entitled to punitive damages against Defendants because the defamatory and untrue publications were made with actual malice.

WHEREFORE, David A. Carey and Scott Goedeke demand that this Court enter judgement against Courtney Fix and Get Your Fix LLC, jointly and severally, for compensatory damages in an amount in excess of Seventy-Five Thousand Dollars (\$75,000), punitive damages of \$1,000,000, plus interest, costs and such other relief as the Court finds just.

COUNT II
(Temporary Restraining Order, Preliminary and Permanent Injunction)

46. Plaintiffs incorporate by reference as if fully restated here the preceding paragraphs in full.

47. Defendants' publication of the statements as detailed in this Complaint are *per se* defamatory because the nature of the false statements is such as to *per se* expose those about whom the statements are made to public scorn, hatred, contempt or ridicule, thereby discouraging others in the community from having a good opinion of, or associating with, that person.

48. Fix and GYF published the false and defamatory statements without privilege or consent and, if not enjoined from continuing to publish the defamatory statements, will subject

Plaintiffs to continuous and further harm as more members of the community see them and potentially recirculate them on social media.

49. Thus, there is a substantial likelihood that the Plaintiffs will succeed on the merits, the balance of convenience in issuing a TRO and injunction outweighs any minor, if any, injury to Defendants should such relief not issue, Plaintiffs will suffer irreparable injury unless the injunction is granted in the form of further public ridicule and scorn because of such defamatory false statements, and such relief is in the public interest.

50. Plaintiffs demand that a TRO, Preliminary and Permanent Injunction issue commanding and directing Fix and GYF to remove all statements about Carey and Goedeke and any reference to Plaintiffs from www.outyourabusers.com, and affirmatively prohibiting Fix and GYF from posting any similar statements or referring to Carey or Goedeke on the internet or on social media.

WHEREFORE, David A. Carey and Scott Goedeke request the Court enter a TRO, a preliminary and permanent injunction affirmatively commanding Fix and GYF:

1. To immediately remove any statements or reference to Carey and Goedeke from www.outyourabusers.com and from any social media accounts that Defendants control, and to cease and desist from publishing any statements concerning Carey or Goedeke on the internet or social media;
2. Enter an Order that David A. Carey and Scott Goedeke shall be entitled to all of their costs and expenses, including their reasonable attorneys' fees in bringing this action; and
3. Such other relief as justice and its cause warrants.

Respectfully submitted,

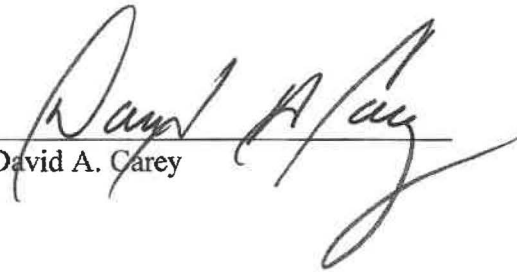


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VERIFICATION

I, David A. Carey, am one of the Plaintiffs in this action. I have reviewed and am familiar with the facts set forth in Plaintiff's Amended Verified Complaint for Temporary Restraining Order, Preliminary and Permanent Injunction and Damages. All of the facts set forth therein are true to the best of my knowledge, information and belief.

I declare under penalty of perjury that the foregoing is true and correct. Executed on June 2, 2021.



David A. Carey

VERIFICATION

I, Scott Goedeke, am one of the Plaintiffs in this action. I have reviewed and am familiar with the facts set forth in Plaintiff's Amended Verified Complaint for Temporary Restraining Order, Preliminary and Permanent Injunction and Damages. All of the facts set forth therein are true to the best of my knowledge, information and belief.

I declare under penalty of perjury that the foregoing is true and correct. Executed on June 2, 2021.


Scott Goedeke