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10
11 **UNITED STATES DISTRICT COURT**
12 **CENTRAL DISTRICT OF CALIFORNIA**
13 **WESTERN DIVISION**

14
15 JANE DOE NO. 1-10,
16 Plaintiffs,
17 v.
18 DANIEL S. FITZGERALD,
19 Defendant.

Case No: 2:20-cv-10713-MWF (RAOx)

**DEFENDANT’S ANSWER TO
AMENDED FOURTH AMENDED
COMPLAINT, DEFENSES, AND
COUNTERCLAIMS**

20
21
22 **ANSWER**

23 Defendant Daniel S. Fitzgerald, by and through his undersigned counsel,
24 Fox Rothschild LLP, hereby files this Answer to the Amended Fourth Amended
25 Complaint (“AFAC”) of Plaintiffs Jane Doe No. 1-10 (“Plaintiffs”), and states as
26 follows:
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INTRODUCTION

1. Defendant denies the truth of the allegations contained in paragraph 1 of the AFAC.

2. Defendant denies the truth of the allegations contained in paragraph 2 of the AFAC, and lacks knowledge or information sufficient to form a belief as to the truth of the allegations pertaining to the acronym “DARVO.”

3. Defendant denies the truth of the allegations contained in paragraph 3 of the AFAC.

4. Defendant denies the truth of the allegations contained in paragraph 4 of the AFAC.

Defendant denies that he is a Co-Conspirator in the Nygard Sex Trafficking Venture.

5. Defendant lacks knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 5 of the AFAC, except admits only that Peter Nygard (“Nygard”) was indicted by the Department of Justice (“DOJ”), respectfully referring this Court to the actual indictment against Nygard filed with the United States District Court for the Southern District of New York.

6. Defendant specifically denies that he was a co-conspirator or participated in or enabled any racketeering enterprise or sex trafficking venture, denies the truth of the remaining allegations contained in paragraph 6 of the AFAC, except admits only that Nygard was indicted by the DOJ, respectfully referring this Court to the actual indictment against Nygard filed with the United States District Court for the Southern District of New York.

7. Defendant specifically denies that he participated in any coerced sexual acts with anyone, including, but not limited to, any of the Plaintiffs in this case, denies the truth of the remaining allegations contained in paragraph 7 of the AFAC, except admits only that Nygard was indicted by the Department of Justice (“DOJ”),

1 respectfully referring this Court to the actual indictment against Nygard filed with
2 the United States District Court for the Southern District of New York.

3 8. Defendant specifically denies that he participated in any coerced sexual
4 acts with anyone, including, but not limited to, any of the Plaintiffs in this case,
5 denies the truth of the remaining allegations contained in paragraph 8 of the AFAC,
6 except admits only that Nygard was indicted by the DOJ, respectfully referring this
7 Court to the actual indictment against Nygard filed with the United States District
8 Court for the Southern District of New York.

9 9. Defendant denies the truth of the allegations contained in paragraph 9
10 of the AFAC.

11 10. Defendant specifically denies that he participated in any “sexual
12 swaps” with Nygard, denies the truth of the remaining allegations contained in
13 paragraph 10 of the AFAC, except admits only that Nygard was indicted by the DOJ,
14 respectfully referring this Court to the actual indictment against Nygard filed with
15 the United States District Court for the Southern District of New York.

16 11. Defendant denies the truth of the allegations contained in paragraph 11
17 of the AFAC.

18 12. Defendant denies the truth of the allegations contained in paragraph 12
19 of the AFAC.

20 13. Defendant specifically denies that he participated in any “sexual
21 swaps” with Nygard or that he would “share” his girlfriends or female companions
22 with Nygard, denies the truth of the remaining allegations contained in paragraph 13
23 of the AFAC, except lacks knowledge or information sufficient to form a belief as
24 to the truth of what Nygard has stated.

25 14. Defendant denies the truth of the allegations contained in paragraph 14
26 of the AFAC.

27 15. Defendant denies the truth of the allegations contained in paragraph 15
28 of the AFAC.

1 27. Defendant lacks knowledge or information sufficient to form a belief
2 as to the truth of the allegations in paragraph 27 of the AFAC.

3 28. Defendant lacks knowledge or information sufficient to form a belief
4 as to the truth of the allegations in paragraph 28 of the AFAC.

5 29. Defendant lacks knowledge or information sufficient to form a belief
6 as to the truth of the allegations in paragraph 29 of the AFAC.

7 30. Defendant denies the truth of the allegations contained in paragraph 30
8 of the AFAC.

9 31. Defendant denies the truth of the allegations contained in paragraph 31
10 of the AFAC.

11 32. Defendant denies the truth of the allegations contained in paragraph 32
12 of the AFAC.

13 33. Defendant denies the truth of the allegations contained in paragraph 33
14 of the AFAC.

15 34. Defendant admits that he had a conversation with the mother of Jane
16 Doe No. 5 while the sister of Jane Doe No. 5 was present, denies specifically that he
17 slandered Jane Doe No. 5 during this conversation, and denies the truth of the
18 remaining allegations contained in paragraph 34 of the AFAC.

19 35. Defendant denies the truth of the allegations contained in paragraph 35
20 of the AFAC.

21 36. Defendant denies the truth of the allegations contained in paragraph 36
22 of the AFAC.

23 37. Defendant denies the truth of the allegations contained in paragraph 37
24 of the AFAC.

25 38. Defendant denies the truth of the allegations contained in paragraph 38
26 of the AFAC.

27 39. Defendant denies the truth of the allegations contained in paragraph 39
28 of the AFAC.

1 40. Defendant denies the truth of the allegations contained in paragraph 40
2 of the AFAC.

3 41. Defendant denies the truth of the allegations contained in paragraph 41
4 of the AFAC.

5 42. Defendant denies the truth of the allegations contained in paragraph 42
6 of the AFAC.

7 43. Defendant denies the truth of the allegations contained in paragraph 43
8 of the AFAC.

9 44. Defendant denies the truth of the allegations contained in paragraph 44
10 of the AFAC.

11 45. Defendant denies the truth of the allegations contained in paragraph 45
12 of the AFAC.

13 46. Defendant denies the truth of the allegations contained in paragraph 46
14 of the AFAC.

15 47. Defendant admits only that Plaintiffs have made numerous unfounded
16 and false allegations against Defendant; specifically denies that he has taken violent
17 or destructive action against Plaintiffs and Plaintiffs' witnesses; and denies the truth
18 of the remaining allegations contained in paragraph 47 of the AFAC.

19 48. Defendant specifically denies any and all allegations that Defendant
20 raped or trafficked Plaintiffs or any other persons, and denies the truth of the
21 remaining allegations in paragraph 48 of the AFAC.

22 49. Defendant denies the truth of the allegations contained in paragraph 49
23 of the AFAC.

24 **B. Defendant**

25 50. Defendant admits the truth of the allegations contained in paragraph 50
26 of the AFAC.

27 51. Defendant denies the truth of the allegations contained in paragraph 51
28 of the AFAC.

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JURISDICTION AND VENUE

52. Defendant denies the truth of the allegations contained in paragraph 52 of the AFAC, and respectfully refers the Court to the referenced statute for an accurate recitation of its contents.

53. Defendant denies the truth of the allegations contained in paragraph 53 of the AFAC.

54. Defendant denies the truth of the allegations contained in paragraph 54 of the AFAC, and respectfully refers the Court to the referenced statute for an accurate recitation of its contents.

55. Defendant denies the truth of the allegations contained in paragraph 55 of the AFAC.

56. Defendant denies the truth of the allegations contained in paragraph 56 of the AFAC, and respectfully refers the Court to the referenced statute for an accurate recitation of its contents.

LEGAL BACKGROUND

I. THE TVPRA

57. Defendant denies the truth of the allegations contained in paragraph 57 of the AFAC, and respectfully refers this Court to the referenced statute for an accurate recitation of its contents.

58. Defendant denies the truth of the allegations contained in paragraph 58 of the AFAC and respectfully refers this Court to the referenced statute for an accurate recitation of its contents.

59. Defendant denies the truth of the allegations contained in paragraph 59 of the AFAC and respectfully refers this Court to the referenced statute for an accurate recitation of its contents.

FACTUAL ALLEGATIONS

I. Defendant denies that he engaged in coerced commercial sex acts with Jane Doe Nos. 1-10.

1 60. Defendant denies the truth of the allegations contained in paragraph 60
2 of the AFAC.

3 61. Defendant denies the truth of the allegations contained in paragraph 61
4 of the AFAC.

5 62. Defendant denies the truth of the allegations contained in paragraph 62
6 of the AFAC.

7 63. Defendant denies the truth of the allegations contained in paragraph 63
8 of the AFAC.

9 64. Defendant denies the truth of the allegations contained in paragraph 64
10 of the AFAC.

11 65. Defendant denies the truth of the allegations contained in paragraph 65
12 of the AFAC.

13 66. Defendant denies the truth of the allegations contained in paragraph 66
14 of the AFAC.

15 67. Defendant admits that he has periodically attended parties and dinners
16 at Nygard’s property in Marina Del Rey along with numerous other people; denies
17 that these parties and dinners were “events used by Nygard to lure and traffic his
18 victims,” or he has attended such parties or dinners at “other locations around the
19 world;” and denies the truth of the remaining allegations contained in paragraph 67
20 of the AFAC.

21 68. Defendant admits only that Nygard was indicted by the DOJ,
22 respectfully referring this Court to the actual indictment against Nygard filed with
23 the United States District Court for the Southern District of New York, and denies
24 the truth of the remaining allegations contained in paragraph 68 of the AFAC.

25 69. Defendant lacks knowledge or information sufficient to form a belief
26 as to the truth of what Nygard has stated, and denies the truth of the remaining
27 allegations contained in paragraph 69 of the AFAC.

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1 70. Defendant admits only that he attended parties and dinners at Nygard’s
2 property in Marina Del Rey; denies that these parties and dinners were “events used
3 by Nygard to lure and traffic his victims,” or that he has attended such parties or
4 dinners at “other locations around the world;” lacks knowledge or information
5 sufficient to form a belief as to the truth of the allegations pertaining to Nygard’s
6 actions or the travel, financial, or housing status of unidentified women referenced
7 in this paragraph; and denies the truth of the remaining allegations contained in
8 paragraph 70 of the AFAC.

9 71. Defendant denies the truth of the allegations contained in paragraph 71
10 of the AFAC.

11 72. Defendant denies the truth of the allegations contained in paragraph 72
12 of the AFAC.

13 73. Defendant denies the truth of the allegations contained in paragraph 73
14 of the AFAC.

15 74. Defendant denies the truth of the allegations contained in paragraph 74
16 of the AFAC.

17 75. Defendant denies the truth of the allegations contained in paragraph 75
18 of the AFAC.

19 76. Defendant denies the truth of the allegations contained in paragraph 76
20 of the AFAC.

21 77. Defendant denies the truth of the allegations contained in paragraph 77
22 of the AFAC.

23 78. Defendant denies the truth of the allegations contained in paragraph 78
24 of the AFAC.

25 79. Defendant denies the truth of the allegations contained in paragraph 79
26 of the AFAC.

27 80. Defendant denies the truth of the allegations contained in paragraph 80
28 of the AFAC.

1 81. Defendant admits only that he attended parties and dinners at Nygard’s
2 property in Marina Del Rey, and denies the truth of the remaining allegations
3 contained in paragraph 81 of the AFAC.

4 82. Defendant lacks knowledge or information sufficient to form a belief
5 as to the truth of the allegations contained in paragraph 82 of the AFAC.

6 83. Defendant denies the truth of the allegations contained in paragraph 83
7 of the AFAC.

8 84. Defendant denies the truth of the allegations contained in paragraph 84
9 of the AFAC.

10 85. Defendant lacks knowledge or information sufficient to form a belief
11 as to the frequency of Nygard’s travel to California or where he stayed; admits only
12 that he has attended dinners and played poker at Nygard’s property in Marina del
13 Rey; and denies the truth of the remaining allegations contained in paragraph 85 of
14 the AFAC.

15 86. Defendant admits only that Nygard was indicted by the DOJ,
16 respectfully referring this Court to the actual indictment against Nygard filed with
17 the United States District Court for the Southern District of New York; denies that
18 he would “swap” women with Nygard or bring a female with him to “offer” to
19 Nygard in exchange for sex acts; and denies the truth of the remaining allegations
20 contained in paragraph 86 of the AFAC.

21 87. Defendant denies the truth of the allegations contained in paragraph 87
22 of the AFAC.

23 88. Defendant admits only that he has attended parties and dinners and
24 played poker at Nygard’s property in Marina del Rey along with numerous other
25 people; denies that these parties and dinners were “events used by Nygard to lure
26 and traffic his victims,” or that he has attended such parties or dinners at “other
27 locations around the world;” and denies the truth of the remaining allegations
28 contained in paragraph 88 of the AFAC.

1 89. Defendant admits only that he is an entrepreneur and rents luxurious
2 homes in Hollywood to celebrities and “influencers,” and denies the truth of the
3 remaining allegations contained in paragraph 89 of the AFAC.

4 90. Defendant denies the truth of the allegations contained in paragraph 90
5 of the AFAC.

6 **A. Jane Doe No. 1**

7 91. Defendant denies the truth of the allegations contained in paragraph 91
8 of the AFAC.

9 92. Defendant lacks knowledge or information sufficient to form a belief
10 as to the truth of the allegations in paragraph 92 of the AFAC.

11 93. Defendant denies the truth of the allegations contained in paragraph 93
12 of the AFAC.

13 94. Defendant denies the truth of the allegations contained in paragraph 94
14 of the AFAC.

15 95. Defendant denies the truth of the allegations contained in paragraph 95
16 of the AFAC.

17 96. Defendant denies the truth of the allegations contained in paragraph 96
18 of the AFAC

19 97. Defendant denies the truth of the allegations contained in paragraph 97
20 of the AFAC

21 98. Defendant denies the allegations contained in paragraph 98 of the
22 AFAC

23 99. Defendant denies the truth of the allegations contained in paragraph 99
24 of the AFAC.

25 100. Defendant denies the truth of the allegations contained in paragraph 100
26 of the AFAC.

27 101. Defendant denies the truth of the allegations contained in paragraph 101
28 of the AFAC.

1 102. Defendant denies the truth of the allegations contained in paragraph 102
2 of the AFAC.

3 103. Defendant denies the truth of the allegations contained in paragraph 103
4 of the AFAC.

5 104. Defendant lacks knowledge or information sufficient to form a belief
6 as to whether or why Jane Doe No. 1 received compensation from Nygard; denies
7 that he compensated Jane Doe No. 1 for sex acts and denies that he engaged in sex
8 acts with Jane Doe No. 1 against her will; and denies the truth of the remaining
9 allegations contained in paragraph 104 of the AFAC.

10 105. Defendant denies the truth of the allegations contained in paragraph 105
11 of the AFAC.

12 106. Defendant denies the truth of the allegations contained in paragraph 106
13 of the AFAC.

14 **B. Jane Doe No. 2**

15 107. Defendant denies the truth of the allegations contained in paragraph 107
16 of the AFAC.

17 108. Defendant lacks knowledge or information sufficient to form a belief
18 as to the truth of the allegations in paragraph 108 of the AFAC.

19 109. Defendant denies the truth of the allegations contained in paragraph 109
20 of the AFAC.

21 110. Defendant denies the truth of the allegations contained in paragraph 110
22 of the AFAC.

23 111. Defendant denies the truth of the allegations contained in paragraph 111
24 of the AFAC

25 112. Defendant denies the truth of the allegations contained in paragraph 112
26 of the AFAC

27 113. Defendant denies the truth of the allegations contained in paragraph 113
28 of the AFAC.

1 114. Defendant denies the truth of the allegations contained in paragraph 114
2 of the AFAC.

3 115. Defendant denies the truth of the allegations contained in paragraph 115
4 of the AFAC.

5 116. Defendant lacks knowledge or information sufficient to form a belief
6 as to whether or why Jane Doe No. 2 received compensation from Nygard; denies
7 that he compensated Jane Doe No. 2 for sex acts and denies that he engaged in sex
8 acts with Jane Doe No. 2 against her will; and denies the remaining allegations
9 contained in paragraph 116 of the AFAC.

10 117. Defendant denies the truth of the allegations contained in paragraph 117
11 of the AFAC

12 118. Defendant denies the truth of the allegations contained in paragraph 118
13 of the AFAC.

14 **C. Jane Doe No. 3**

15 119. Defendant denies the truth of the allegations contained in paragraph 119
16 of the AFAC.

17 120. Defendant lacks knowledge or information sufficient to form a belief
18 as to the truth of the allegations in paragraph 120 of the AFAC.

19 121. Defendant denies the truth of the allegations contained in paragraph 121
20 of the AFAC.

21 122. Defendant denies the truth of the allegations contained in paragraph 122
22 of the AFAC.

23 123. Defendant denies the truth of the allegations contained in paragraph 123
24 of the AFAC

25 124. Defendant denies the truth of the allegations contained in paragraph 124
26 of the AFAC

27 125. Defendant denies the truth of the allegations contained in paragraph 125
28 of the AFAC.

1 126. Defendant denies the truth of the allegations contained in paragraph 126
2 of the AFAC.

3 127. Defendant denies the truth of the allegations contained in paragraph 127
4 of the AFAC.

5 128. Defendant denies the truth of the allegations contained in paragraph 128
6 of the AFAC

7 129. Defendant lacks knowledge or information sufficient to form a belief
8 as to whether or why Jane Doe No. 3 received compensation from Nygard; denies
9 that he compensated Jane Doe No. 3 for sex acts and denies that he engaged in sex
10 acts with Jane Doe No. 3 against her will; and denies the truth of the remaining
11 allegations contained in paragraph 129 of the AFAC.

12 130. Defendant denies the truth of the allegations contained in paragraph 130
13 of the AFAC.

14 **D. Jane Doe No. 4**

15 131. Defendant denies the truth of the allegations contained in paragraph 131
16 of the AFAC.

17 132. Defendant lacks knowledge or information sufficient to form a belief
18 as to the truth of the allegations in paragraph 132 of the AFAC.

19 133. Defendant lacks knowledge or information sufficient to form a belief
20 as to the truth of the allegations in paragraph 133 of the AFAC.

21 134. Defendant lacks knowledge or information sufficient to form a belief
22 as to the truth of the allegations in paragraph 134 of the AFAC.

23 135. Defendant denies the truth of the allegations contained in paragraph 135
24 of the AFAC.

25 136. Defendant denies the truth of the allegations contained in paragraph 136
26 of the AFAC.

27 137. Defendant denies the truth of the allegations contained in paragraph 137
28 of the AFAC.

1 138. Defendant denies the truth of the allegations contained in paragraph 138
2 of the AFAC.

3 139. Defendant denies the truth of the allegations contained in paragraph 139
4 of the AFAC.

5 140. Defendant denies the truth of the allegations contained in paragraph 140
6 of the AFAC.

7 141. Defendant lacks knowledge or information sufficient to form a belief
8 as to whether or why Jane Doe No. 4 received compensation from Nygard; denies
9 that he compensated Jane Doe No. 4 for sex acts and denies that he engaged in sex
10 acts with Jane Doe No. 4 against her will; and denies the truth of the remaining
11 allegations contained in paragraph 141 of the AFAC.

12 142. Defendant lacks knowledge or information sufficient to form a belief
13 as to the truth of the allegations in paragraph 142 of the AFAC.

14 143. Defendant lacks knowledge or information sufficient to form a belief
15 as to the truth of the allegations in paragraph 143 of the AFAC.

16 144. Defendant denies the truth of the allegations contained in paragraph 144
17 of the AFAC.

18 145. Defendant denies the truth of the allegations contained in paragraph 145
19 of the AFAC.

20 146. Defendant denies the truth of the allegations contained in paragraph 146
21 of the AFAC.

22 147. Defendant denies the truth of the allegations contained in paragraph 147
23 of the AFAC.

24 148. Defendant denies the truth of the allegations contained in paragraph 148
25 of the AFAC.

26 149. Defendant denies the truth of the allegations contained in paragraph 149
27 of the AFAC.

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1 150. Defendant denies the truth of the allegations contained in paragraph 150
2 of the AFAC.

3 151. Defendant denies the truth of the allegations contained in paragraph 151
4 of the AFAC.

5 152. Defendant denies the truth of the allegations contained in paragraph 152
6 of the AFAC.

7 153. Defendant denies the truth of the allegations contained in paragraph 153
8 of the AFAC.

9 154. Defendant denies the truth of the allegations contained in paragraph 154
10 of the AFAC.

11 155. Defendant denies the truth of the allegations contained in paragraph 155
12 of the AFAC.

13 156. Defendant denies the truth of the allegations contained in paragraph 156
14 of the AFAC.

15 157. Defendant denies the truth of the allegations contained in paragraph 157
16 of the AFAC.

17 **E. Jane Doe No. 5**

18 158. Defendant denies the truth of the allegations contained in paragraph 158
19 of the AFAC.

20 159. Defendant denies the truth of the allegations contained in paragraph 159
21 of the AFAC.

22 160. Defendant denies the truth of the allegations contained in paragraph 160
23 of the AFAC.

24 161. Defendant denies the truth of the allegations contained in paragraph 161
25 of the AFAC.

26 162. Defendant denies the truth of the allegations contained in paragraph 162
27 of the AFAC.

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1 163. Defendant denies the truth of the allegations contained in paragraph 163
2 of the AFAC.

3 164. Defendant denies the truth of the allegations contained in paragraph 164
4 of the AFAC.

5 165. Defendant denies the truth of the allegations contained in paragraph 165
6 of the AFAC.

7 166. Defendant denies the truth of the allegations contained in paragraph 166
8 of the AFAC.

9 167. Defendant admits the truth of the allegations contained in paragraph
10 167 of the AFAC.

11 168. Defendant lacks knowledge or information sufficient to form a belief
12 as to the truth of the allegations in paragraph 168 of the AFAC.

13 169. Defendant lacks knowledge or information sufficient to form a belief
14 as to the truth of the allegations in paragraph 169 of the AFAC.

15 170. Defendant denies the truth of the allegations contained in paragraph 170
16 of the AFAC.

17 171. Defendant denies the truth of the allegations contained in paragraph 171
18 of the AFAC.

19 172. Defendant denies the truth of the allegations contained in paragraph 172
20 of the AFAC.

21 173. Defendant denies the truth of the allegations contained in paragraph 173
22 of the AFAC.

23 174. Defendant denies the truth of the allegations contained in paragraph 174
24 of the AFAC.

25 175. Defendant denies the truth of the allegations contained in paragraph 175
26 of the AFAC.

27 176. Defendant denies the truth of the allegations contained in paragraph 176
28 of the AFAC.

1 177. Defendant denies the truth of the allegations contained in paragraph 178
2 of the AFAC.

3 178. Defendant denies the truth of the allegations contained in paragraph 178
4 of the AFAC.

5 179. Defendant denies the truth of the allegations contained in paragraph 179
6 of the AFAC.

7 180. Defendant denies the truth of the allegations contained in paragraph 180
8 of the AFAC.

9 181. Defendant denies the truth of the allegations contained in paragraph 181
10 of the AFAC.

11 182. Defendant denies the truth of the allegations contained in paragraph 182
12 of the AFAC.

13 183. Defendant denies the truth of the allegations contained in paragraph 183
14 of the AFAC.

15 184. Defendant denies the truth of the allegations contained in paragraph 184
16 of the AFAC.

17 185. Defendant denies the truth of the allegations contained in paragraph 185
18 of the AFAC.

19 186. Defendant denies the truth of the allegations contained in paragraph 186
20 of the AFAC.

21 187. Defendant denies the truth of the allegations contained in paragraph 187
22 of the AFAC.

23 188. Defendant denies the truth of the allegations contained in paragraph 188
24 of the AFAC.

25 189. Defendant denies the truth of the allegations contained in paragraph 189
26 of the AFAC.

27 **F. Jane Doe No. 6**

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1 190. Defendant denies the truth of the allegations contained in paragraph 190
2 of the AFAC.

3 191. Defendant lacks knowledge or information sufficient to form a belief
4 as to the truth of the allegations in paragraph 191 of the AFAC.

5 192. Defendant lacks knowledge or information sufficient to form a belief
6 as to the truth of the allegations in paragraph 192 of the AFAC.

7 193. Defendant lacks knowledge or information sufficient to form a belief
8 as to the truth of the allegations in paragraph 193 of the AFAC given the the
9 anonymity of Jane Doe No. 6.

10 194. Defendant denies the truth of the allegations contained in paragraph 194
11 of the AFAC.

12 195. Defendant denies the truth of the allegations contained in paragraph 195
13 of the AFAC.

14 196. Defendant denies the truth of the allegations contained in paragraph 196
15 of the AFAC.

16 197. Defendant denies the truth of the allegations contained in paragraph 197
17 of the AFAC.

18 198. Defendant denies the truth of the allegations contained in paragraph 198
19 of the AFAC.

20 199. Defendant denies the truth of the allegations contained in paragraph 199
21 of the AFAC

22 200. Defendant denies the truth of the allegations contained in paragraph 200
23 of the AFAC.

24 201. Defendant denies the truth of the allegations contained in paragraph 201
25 of the AFAC.

26 202. Defendant denies the truth of the allegations contained in paragraph 202
27 of the AFAC.

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1 203. Defendant denies the truth of the allegations contained in paragraph 203
2 of the AFAC.

3 204. Defendant denies the truth of the allegations contained in paragraph 204
4 of the AFAC.

5 205. Defendant denies the truth of the allegations contained in paragraph 205
6 of the AFAC.

7 206. Defendant denies the truth of the allegations contained in paragraph 206
8 of the AFAC.

9 207. Defendant denies the truth of the allegations contained in paragraph 207
10 of the AFAC.

11 **G. Jane Doe No. 7**

12 208. Defendant denies the truth of the allegations contained in paragraph 208
13 of the AFAC.

14 209. Defendant lacks knowledge or information sufficient to form a belief
15 as to the truth of the allegations in paragraph 209 of the AFAC.

16 210. Defendant denies the truth of the allegations contained in paragraph 210
17 of the AFAC.

18 211. Defendant denies the truth of the allegations contained in paragraph 211
19 of the AFAC.

20 212. Defendant lacks knowledge or information sufficient to form a belief
21 as to the truth of the allegations in paragraph 212 of the AFAC.

22 213. Defendant denies the truth of the allegations contained in paragraph 213
23 of the AFAC.

24 214. Defendant denies the truth of the allegations contained in paragraph 214
25 of the AFAC.

26 215. Defendant lacks knowledge or information sufficient to form a belief
27 as to the truth of the allegations in paragraph 215 of the AFAC.

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1 216. Defendant denies the truth of the allegations contained in paragraph 216
2 of the AFAC.

3 217. Defendant denies the truth of the allegations contained in paragraph 217
4 of the AFAC.

5 218. Defendant denies the truth of the allegations contained in paragraph 219
6 of the AFAC.

7 **H. Jane Doe No. 8**

8 219. [211] Defendant denies the truth of the allegations contained in
9 paragraph 219 of the AFAC.¹

10 220. [212] Defendant denies the truth of the allegations contained in
11 paragraph 220 of the AFAC.

12 221. [213] Defendant denies the truth of the allegations contained in
13 paragraph 221 of the AFAC.

14 222. [214] Defendant denies the truth of the allegations contained in
15 paragraph 222 of the AFAC.

16 223. [215] Defendant lacks knowledge or information sufficient to form a
17 belief as to the truth of the allegations in paragraph 223 of the AFAC.

18 224. [216] Defendant lacks knowledge or information sufficient to form a
19 belief as to the truth of the allegations in paragraph 224 of the AFAC.

20 225. [217] Defendant denies the truth of the allegations contained in
21 paragraph 225 of the AFAC.

22 226. [218] Defendant lacks knowledge or information sufficient to form a
23 belief as to the truth of the allegations in paragraph 226 of the AFAC.

24 227. [219] Defendant denies the truth of the allegations contained in
25 paragraph 227 of the AFAC.

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28 ¹ Plaintiff's AFAC misnumbers the allegations and, at this point, reverts back to alleging paragraphs 211. For continuity, Defendant will continue to answer the allegations in sequence, continuing at paragraph 219 in place of the repeated number 211.

1 228. [220] Defendant lacks knowledge or information sufficient to form a
2 belief as to the truth of the allegations in paragraph 228 of the AFAC.

3 229. [221] Defendant denies the truth of the allegations contained in
4 paragraph 229 of the AFAC.

5 230. [222] Defendant denies the truth of the allegations contained in
6 paragraph 230 of the AFAC.

7 231. [223] Defendant denies the truth of the allegations contained in
8 paragraph 231 of the AFAC.

9 232. [224] Defendant denies the truth of the allegations contained in
10 paragraph 232 of the AFAC.

11 233. [225] Defendant denies the truth of the allegations contained in
12 paragraph 233 of the AFAC.

13 234. [226] Defendant denies the truth of the allegations contained in
14 paragraph 234 of the AFAC.

15 235. [227] Defendant denies the truth of the allegations contained in
16 paragraph 235 of the AFAC.

17 **I. Jane Doe No. 9**

18 236. [228] Defendant denies the truth of the allegations contained in
19 paragraph 236 of the AFAC.

20 237. [229] Defendant lacks knowledge or information sufficient to form a
21 belief as to the truth of the allegations in paragraph 237 of the AFAC.

22 238. [230] Defendant lacks knowledge or information sufficient to form a
23 belief as to the truth of the allegations in paragraph 238 of the AFAC.

24 239. [231] Defendant lacks knowledge or information sufficient to form a
25 belief as to the truth of the allegations in paragraph 239 of the AFAC.

26 240. [232] Defendant lacks knowledge or information sufficient to form a
27 belief as to the truth of the allegations in paragraph 240 of the AFAC.

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1 241. [233] Defendant denies the truth of the allegations contained in
2 paragraph 241 of the AFAC.

3 242. [234] Defendant denies the truth of the allegations contained in
4 paragraph 242 of the AFAC, and specifically denies having nonconsensual sex with
5 Jane Doe No. 9.

6 243. [235] Defendant denies the truth of the allegations contained in
7 paragraph 243 of the AFAC.

8 244. [236] Defendant denies the truth of the allegations contained in
9 paragraph 244 of the AFAC.

10 245. [237] Defendant denies the truth of the allegations contained in
11 paragraph 245 of the AFAC.

12 246. [238] Defendant denies the truth of the allegations contained in
13 paragraph 246 of the AFAC.

14 247. [239] Defendant denies the truth of the allegations contained in
15 paragraph 247 of the AFAC.

16 248. [240] Defendant lacks knowledge or information sufficient to form a
17 belief as to whether or why Jane Doe No. 9 received compensation from Nygard;
18 denies that he compensated Jane Doe No. 9 for sex acts as well as denying and denies
19 that he ever engaged in sex acts with Jane Doe No. 9 against her will; and denies the
20 truth of the remaining allegations contained in paragraph 248 of the AFAC.

21 249. [241] Defendant denies the truth of the allegations contained in
22 paragraph 249 of the AFAC.

23 **J. Jane Doe No. 10**

24 250. [242] Defendant denies the truth of the allegations contained in
25 paragraph 250 of the AFAC.

26 251. [243] Defendant lacks knowledge or information sufficient to form a
27 belief as to the truth of the allegations in paragraph 251 of the AFAC.

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1 252. [244] Defendant lacks knowledge or information sufficient to form a
2 belief as to the truth of the allegations in paragraph 252 of the AFAC.

3 253. [245] Defendant lacks knowledge or information sufficient to form a
4 belief as to the truth of the allegations in paragraph 253 of the AFAC.

5 254. [246] Defendant lacks knowledge or information sufficient to form a
6 belief as to the truth of the allegations in paragraph 254 of the AFAC.

7 255. [247] Defendant lacks knowledge or information sufficient to form a
8 belief as to the truth of the allegations in paragraph 255 of the AFAC.

9 256. [248] Defendant denies the truth of the allegations contained in
10 paragraph 256 of the AFAC.

11 257. [249] Defendant lacks knowledge or information sufficient to form a
12 belief as to the truth of the allegations in paragraph 257 of the AFAC.

13 258. [250] Defendant denies the truth of the allegations contained in
14 paragraph 258 of the AFAC.

15 259. [251] Defendant lacks knowledge or information sufficient to form a
16 belief as to the truth of the allegations in paragraph 259 of the AFAC.

17 260. [252] Defendant lacks knowledge or information sufficient to form a
18 belief as to the truth of the allegations in paragraph 260 of the AFAC.

19 261. [253] Defendant lacks knowledge or information sufficient to form a
20 belief as to the truth of the allegations in paragraph 261 of the AFAC.

21 262. [254] Defendant denies the truth of the allegations contained in
22 paragraph 262 of the AFAC.

23 263. [255] Defendant denies the truth of the allegations contained in
24 paragraph 263 of the AFAC.

25 264. [256] Defendant denies the truth of the allegations contained in
26 paragraph 264 of the AFAC.

27 265. [257] Defendant denies the truth of the allegations contained in
28 paragraph 265 of the AFAC.

1 **II. Defendant denies that he engaged in a public campaign to intimidate or**
2 **harass Plaintiffs or witnesses for any reason.**

3 266. [255] Defendant denies the truth of the allegations contained in
4 paragraph 266 of the AFAC.²

5 267. [256] Defendant denies the truth of the allegations contained in
6 paragraph 267 of the AFAC.

7 268. [257] Defendant denies the truth of the allegations contained in
8 paragraph 268 of the AFAC.

9 269. [258] Defendant denies the truth of the allegations contained in
10 paragraph 269 of the AFAC.

11 270. [259] Defendant denies the truth of the allegations contained in
12 paragraph 270 of the AFAC.

13 271. [260] Defendant denies the truth of the allegations contained in
14 paragraph 271 of the AFAC.

15 272. [261] Defendant denies the truth of the allegations contained in
16 paragraph 272 of the AFAC, and respectfully refers this Court to the relevant court
17 filings and court records for an accurate recitation of their contents.

18 273. [262] Defendant denies the truth of the allegations contained in
19 paragraph 273 of the AFAC, and respectfully refers this Court to the referenced court
20 filings and court records for an accurate recitation of their contents.

21 274. [263] Defendant denies the truth of the allegations contained in
22 paragraph 274 of the AFAC, and respectfully refers this Court to the referenced court
23 filings and court records for an accurate recitation of their contents.

24 275. [264] Defendant admits that he denied any harassment or obstruction
25 through Plaintiff's allegations; denies any public intimidation or obstruction
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27
28 ² Once again, Plaintiff misnumbers the allegations of the AFAC, reverting to paragraph 255 at this point. For clarity, Defendant will continue to answer the allegations sequentially.

1 campaign; and denies the truth of the remaining allegations contained in paragraph
2 275 of AFAC.

3 276. [265] Defendant denies the truth of the allegations contained in
4 paragraph 276 of the AFAC.

5 277. [266] Defendant denies the truth of the allegations contained in
6 paragraph 277 of the AFAC, and respectfully refers this Court to the cited email for
7 an accurate recitation of its contents.

8 278. [267] Defendant denies the truth of the allegations contained in
9 paragraph 278 of the AFAC, and respectfully refers this Court to the cited text for
10 an accurate recitation of its contents.

11 279. [268] Defendant lacks knowledge or information sufficient to form a
12 belief as to the truth of the allegations in paragraph 279 of the AFAC.

13 280. [269] Defendant denies the truth of the allegations contained in
14 paragraph 280 of the AFAC, and respectfully refers this Court to the cited
15 document/video for an accurate recitation of its contents

16 281. [270] Defendant lacks knowledge or information sufficient to form a
17 belief as to the truth of the allegations in paragraph 281 and, therefore, denies the
18 same

19 282. [271] Defendant lacks knowledge or information sufficient to form a
20 belief as to the truth of the allegations in paragraph 282 of the AFAC.

21 283. [272] Defendant denies the truth of the allegations contained in
22 paragraph 283 of the AFAC, and respectfully refers this Court to the cited email for
23 an accurate recitation of its contents.

24 284. [273] Defendant lacks knowledge or information sufficient to form a
25 belief as to the truth of the allegations in paragraph 284 of the AFAC.

26 285. [274] Defendant denies the truth of the allegations contained in
27 paragraph 285 of the AFAC.

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1 286. [275] Defendant specifically denies that the video referenced in
2 paragraph 285 of the AFAC is “his” video; and denies the truth of the remaining
3 allegations contained in paragraph 287 of the AFAC.

4 287. [276] Defendant denies the truth of the allegations contained in
5 paragraph 287 of the AFAC.

6 288. [277] Defendant denies the truth of the allegations contained in
7 paragraph 288 of the AFAC, and respectfully refers this Court to the referenced court
8 filings and court records for an accurate recitation of their contents.

9 289. [278] Defendant denies the truth of the allegations contained in
10 paragraph 289 of the AFAC.

11 290. [279] Defendant denies the truth of the allegations contained in
12 paragraph 290 of the AFAC.

13 291. [280] Defendant denies the truth of the allegations contained in
14 paragraph 291 of the AFAC, and respectfully refers this Court to the referenced court
15 filings and court records for an accurate recitation of their contents.

16 292. [281] Defendant denies the truth of the allegations contained in
17 paragraph 292 of the AFAC.

18 293. [282] Defendant denies the truth of the allegations contained in
19 paragraph 293 of the AFAC.

20 294. [283] Defendant lacks knowledge or information sufficient to form a
21 belief as to the truth of the allegations in paragraph 294 of the AFAC.

22 295. [284] Defendant denies the truth of the allegations contained in
23 paragraph 295 of the AFAC.

24 296. [285] Defendant admits only that Nygard was indicted by the DOJ,
25 respectfully referring this Court to the actual indictment against Nygard filed with
26 the United States District Court for the Southern District of New York; denies that
27 he was a co-conspirator or enterprise associate or participated in or enabled any
28 racketeering enterprise or sex trafficking venture or engaged in the “swap” of

1 Nygard’s “girlfriends;” and denies the truth of the remaining allegations contained
2 in paragraph 296 of the AFAC.

3 297. [286] Defendant admits only that Nygard was indicted by the DOJ,
4 respectfully referring this Court to the actual indictment against Nygard filed with
5 the United States District Court for the Southern District of New York; denies that
6 he was a co-conspirator or enterprise associate or participated in or enabled any
7 racketeering enterprise or sex trafficking venture or that he coerced or manipulated
8 any alleged Nygard victims; and denies the truth of the remaining allegations
9 contained in paragraph 297 of the AFAC.

10 298. [287] Defendant admits only that Nygard was indicted by the DOJ,
11 respectfully referring this Court to the actual indictment against Nygard filed with
12 the United States District Court for the Southern District of New York; denies that
13 he was a co-conspirator or enterprise associate or participated in or enabled any
14 racketeering enterprise or sex trafficking venture or that he engaged in any conduct
15 to prevent witnesses from reporting sexual crimes; and denies the truth of the
16 remaining allegations contained in paragraph 298 of the AFAC.

17 299. [288] Defendant admits only that Nygard was indicted by the DOJ,
18 respectfully referring this Court to the actual indictment against Nygard filed with
19 the United States District Court for the Southern District of New York; denies that
20 he was a co-conspirator or enterprise associate or participated in or enabled any
21 racketeering enterprise or sex trafficking venture or that he engaged in any conduct
22 to prevent witnesses from reporting sexual crimes; and denies the truth of the
23 remaining allegations contained in paragraph 299 of the AFAC.

24 300. [289] Defendant admits only that Nygard was indicted by the DOJ,
25 respectfully referring this Court to the actual indictment against Nygard filed with
26 the United States District Court for the Southern District of New York; denies that
27 he was a co-conspirator or enterprise associate or participated in or enabled any
28 racketeering enterprise or sex trafficking venture or that he engaged in any conduct

1 to prevent witnesses from reporting sexual crimes; and denies the truth of the
2 remaining allegations contained in paragraph 300 of the AFAC.

3 301. [290] Defendant admits only that Nygard was indicted by the DOJ,
4 respectfully referring this Court to the actual indictment against Nygard filed with
5 the United States District Court for the Southern District of New York; denies that
6 he was a co-conspirator or enterprise associate or participated in or enabled any
7 racketeering enterprise or sex trafficking venture or that he engaged in any conduct
8 to prevent witnesses from reporting sexual crimes; and denies the truth of the
9 remaining allegations contained in paragraph 301 of the AFAC.

10 302. [291] Defendant denies the truth of the allegations contained in
11 paragraph 302 of the AFAC.

12 303. [292] Defendant denies the truth of the allegations contained in
13 paragraph 303 of the AFAC.

14 304. [293] Defendant admits only that Nygard was indicted by the DOJ,
15 respectfully referring this Court to the actual indictment against Nygard filed with
16 the United States District Court for the Southern District of New York; denies that
17 he was a co-conspirator or enterprise associate or participated in or enabled any
18 racketeering enterprise or sex trafficking venture or that he engaged in any conduct
19 to prevent witnesses from reporting sexual crimes; and denies the truth of the
20 remaining allegations contained in paragraph 304 of the AFAC.

21 305. [294] Defendant admits only that Nygard was indicted by the DOJ,
22 respectfully referring this Court to the actual indictment against Nygard filed with
23 the United States District Court for the Southern District of New York; denies that
24 he was a co-conspirator or enterprise associate or participated in or enabled any
25 racketeering enterprise or sex trafficking venture or that he engaged in any conduct
26 to prevent witnesses from reporting sexual crimes; and denies the truth of the
27 remaining allegations contained in paragraph 305 of the AFAC.

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1 306. [295] Defendant admits only that Nygard was indicted by the DOJ,
2 respectfully referring this Court to the actual indictment against Nygard filed with
3 the United States District Court for the Southern District of New York; denies that
4 he was a co-conspirator or enterprise associate or participated in or enabled any
5 racketeering enterprise or sex trafficking venture or that he engaged in any conduct
6 to prevent witnesses from reporting sexual crimes; and denies the truth of the
7 remaining allegations contained in paragraph 306 of the AFAC.

8 307. [296] Defendant denies the truth of the allegations contained in
9 paragraph 307 of the AFAC.

10 308. [297] Defendant admits only that Nygard was indicted by the DOJ,
11 respectfully referring this Court to the actual indictment against Nygard filed with
12 the United States District Court for the Southern District of New York; denies that
13 he was a co-conspirator or enterprise associate or participated in or enabled any
14 racketeering enterprise or sex trafficking venture or that he engaged in any conduct
15 to prevent witnesses from reporting sexual crimes; and denies the truth of the
16 remaining allegations contained in paragraph 308 of the AFAC.

17 309. [298] Defendant denies the truth of the allegations contained in
18 paragraph 309 of the AFAC.

19 310. [299] Defendant lacks knowledge or information sufficient to form a
20 belief as to the truth of the allegations contained in paragraph 310 of the AFAC.

21 311. [300] Defendant lacks knowledge or information sufficient to form a
22 belief as to the truth of the allegations contained in paragraph 311 of the AFAC.

23 312. [301] Defendant lacks knowledge or information sufficient to form a
24 belief as to the truth of the allegations contained in paragraph 312 of the AFAC.

25 313. [302] Defendant admits only that Nygard was indicted by the DOJ,
26 respectfully referring this Court to the actual indictment against Nygard filed with
27 the United States District Court for the Southern District of New York; denies that
28 he was a co-conspirator or enterprise associate or participated in or enabled any

1 racketeering enterprise or sex trafficking venture or that he engaged in any conduct
2 to prevent witnesses from reporting sexual crimes; and denies the truth of the
3 remaining allegations contained in paragraph 313 of the AFAC.

4 314. [303] Defendant denies the truth of the allegations contained in
5 paragraph 314 of the AFAC.

6 315. [304] Defendant denies the truth of the allegations contained in
7 paragraph 315 of the AFAC.

8 316. [305] Defendant denies the truth of the allegations contained in
9 paragraph 316 of the AFAC.

10 317. [306] Defendant admits only that Nygard was indicted by the DOJ,
11 respectfully referring this Court to the actual indictment against Nygard filed with
12 the United States District Court for the Southern District of New York; denies that
13 he was a co-conspirator or enterprise associate or participated in or enabled any
14 racketeering enterprise or sex trafficking venture or that he engaged in any conduct
15 to prevent witnesses from reporting sexual crimes; and denies the truth of the
16 remaining allegations contained in paragraph 317 of the AFAC.

17 318. [307] Defendant denies the truth of the allegations contained in
18 paragraph 318 of the AFAC.

19 319. [308] Defendant admits only that Nygard was indicted by the DOJ,
20 respectfully referring this Court to the actual indictment against Nygard filed with
21 the United States District Court for the Southern District of New York; denies that
22 he was a co-conspirator or enterprise associate or participated in or enabled any
23 racketeering enterprise or sex trafficking venture or that he engaged in any conduct
24 to prevent witnesses from reporting sexual crimes; and denies the truth of the
25 remaining allegations contained in paragraph 319 of the AFAC.

26 320. [309] Defendant admits only that Nygard was indicted by the DOJ,
27 respectfully referring this Court to the actual indictment against Nygard filed with
28 the United States District Court for the Southern District of New York; denies that

1 he was a co-conspirator or enterprise associate or participated in or enabled any
2 racketeering enterprise or sex trafficking venture or that he engaged in any conduct
3 to prevent witnesses from reporting sexual crimes; and denies the truth of the
4 remaining allegations contained in paragraph 320 of the AFAC.

5 321. [310] Defendant admits only that Nygard was indicted by the DOJ,
6 respectfully referring this Court to the actual indictment against Nygard filed with
7 the United States District Court for the Southern District of New York; denies that
8 he was a co-conspirator or enterprise associate or participated in or enabled any
9 racketeering enterprise or sex trafficking venture or that he engaged in any conduct
10 to prevent witnesses from reporting sexual crimes; and denies the truth of the
11 remaining allegations contained in paragraph 321 of the AFAC.

12 322. [311] Defendant admits only that Nygard was indicted by the DOJ,
13 respectfully referring this Court to the actual indictment against Nygard filed with
14 the United States District Court for the Southern District of New York; denies that
15 he was a co-conspirator or enterprise associate or participated in or enabled any
16 racketeering enterprise or sex trafficking venture or that he engaged in any conduct
17 to prevent witnesses from reporting sexual crimes; and denies the truth of the
18 remaining allegations contained in paragraph 322 of the AFAC.

19 323. [312] Defendant denies the truth of the allegations contained in
20 paragraph 323 of the AFAC.

21 324. [313] Defendant admits only that Nygard was indicted by the DOJ,
22 respectfully referring this Court to the actual indictment against Nygard filed with
23 the United States District Court for the Southern District of New York; denies that
24 he was a co-conspirator or enterprise associate or participated in or enabled any
25 racketeering enterprise or sex trafficking venture or that he engaged in any conduct
26 to prevent witnesses from reporting sexual crimes; and denies the truth of the
27 remaining allegations contained in paragraph 324 of the AFAC.

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1 325. [314] Defendant lacks knowledge or information sufficient to form a
2 belief as to the truth of the allegations contained in paragraph 325 of the AFAC.

3 326. [315] Defendant admits only that Nygard was indicted by the DOJ,
4 respectfully referring this Court to the actual indictment against Nygard filed with
5 the United States District Court for the Southern District of New York; denies that
6 he was a co-conspirator or enterprise associate or participated in or enabled any
7 racketeering enterprise or sex trafficking venture or that he engaged in any conduct
8 to prevent witnesses from reporting sexual crimes; and denies the truth of the
9 remaining allegations contained in paragraph 326 of the AFAC.

10 327. [316] Defendant admits only that Nygard was indicted by the DOJ,
11 respectfully referring this Court to the actual indictment against Nygard filed with
12 the United States District Court for the Southern District of New York; denies that
13 he was a co-conspirator or enterprise associate or participated in or enabled any
14 racketeering enterprise or sex trafficking venture or that he engaged in any conduct
15 to prevent witnesses from reporting sexual crimes; and denies the truth of the
16 remaining allegations contained in paragraph 327 of the AFAC.

17 328. [317] Defendant lacks knowledge or information sufficient to form a
18 belief as to the truth of the allegations contained in paragraph 328 of the AFAC.

19 329. [318] Defendant admits only that Nygard was indicted by the DOJ,
20 respectfully referring this Court to the actual indictment against Nygard filed with
21 the United States District Court for the Southern District of New York; denies that
22 he was a co-conspirator or enterprise associate or participated in or enabled any
23 racketeering enterprise or sex trafficking venture or that he engaged in any conduct
24 to prevent witnesses from reporting sexual crimes; and denies the truth of the
25 remaining allegations contained in paragraph 329 of the AFAC.

26 330. [319] Defendant lacks knowledge or information sufficient to form a
27 belief as to the truth of the allegations contained in paragraph 330 of the AFAC.

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1 331. [320] Defendant lacks knowledge or information sufficient to form a
2 belief as to the truth of the allegations contained in paragraph 331 of the AFAC.

3 332. [321] Defendant denies the truth of the allegations contained in
4 paragraph 332 of the AFAC.

5 333. [322] Defendant denies the truth of the allegations contained in
6 paragraph 333 of the AFAC.

7 334. [323] Defendant denies the truth of the allegations contained in
8 paragraph 334 of the AFAC.

9 **CLAIMS ALLEGED**

10 **COUNT I**

11 **VIOLATION OF THE TRAFFICKING VICTIMS PROTECTION**

12 **REAUTHORIZATION ACT, 18 U.S.C. § 1595**

13 335. [324] Defendant realleges and incorporates by reference the responses
14 contained in the preceding paragraphs 1 through 334 of the AFAC, as if fully set
15 forth herein.

16 336. [325] Defendant denies the truth of the allegations contained in
17 paragraph 336 of the AFAC, and respectfully refers this Court to the referenced
18 statute for an accurate recitation of its contents.

19 337. [326] Defendant denies the truth of the allegations contained in
20 paragraph 337 of the AFAC.

21 338. [327] Defendant denies the truth of the allegations contained in
22 paragraph 338 of the AFAC, including all subparagraphs.

23 339. [328] Defendant denies the truth of the allegations contained in
24 paragraph 339 of the AFAC.

25 340. [329] Defendant denies the truth of the allegations contained in
26 paragraph 340 of the AFAC.

27 341. [330] Defendant denies the truth of the allegations contained in
28 paragraph 341 of the AFAC.

1 364. [353] Defendant denies the truth of the allegations contained in
2 paragraph 364 of the AFAC, and respectfully refers this Court to the video for an
3 accurate recitation of its contents.

4 365. [354] Defendant denies the truth of the allegations contained in
5 paragraph 365 of the AFAC, and respectfully refers this Court to the video for an
6 accurate recitation of its contents.

7 366. [355] Defendant denies the truth of the allegations contained in
8 paragraph 366 of the AFAC, and respectfully refers this Court to the video for an
9 accurate recitation of its contents.

10 367. [356] Defendant denies the truth of the allegations contained in
11 paragraph 367 of the AFAC, and respectfully refers this Court to the video for an
12 accurate recitation of its contents.

13 368. [357] Defendant denies the truth of the allegations contained in
14 paragraph 368 of the AFAC, and respectfully refers this Court to the video for an
15 accurate recitation of its contents.

16 369. [358] Defendant denies the truth of the allegations contained in
17 paragraph 369 of the AFAC, and respectfully refers this Court to the video for an
18 accurate recitation of its contents.

19 370. [359] Defendant denies the truth of the allegations contained in
20 paragraph 370 of the AFAC, and respectfully refers this Court to the video for an
21 accurate recitation of its contents.

22 371. [360] Defendant denies the truth of the allegations contained in
23 paragraph 371 of the AFAC, and respectfully refers this Court to the video for an
24 accurate recitation of its contents.

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1 372. [361] Defendant denies the truth of the allegations contained in
2 paragraph 372 of the AFAC, and respectfully refers this Court to the flyer for an
3 accurate recitation of its contents.³

4 **AFFIRMATIVE AND SEPARATE DEFENSES**

5 As and for Defendant’s affirmative defenses, but without admitting,
6 acknowledging, or otherwise conceding whether Plaintiffs or Defendant bear the
7 burdens of proof and/or persuasion on any of the following issues, Defendant alleges
8 as follows:

9 **First Affirmative and Separate Defense**

10 The AFAC fails to state a claim, in whole or in part, upon which relief may
11 be granted.

12 **Second Affirmative and Separate Defense**

13 The claims of certain Plaintiffs, including but not limited to Jane Doe Nos. 2
14 and 3, are barred by the relevant statute of limitations.

15 **Third Affirmative and Separate Defense**

16 Plaintiffs fail to state a claim upon which relief may be granted.

17 **Fourth Affirmative and Separate Defense**

18 Plaintiffs’ claims are barred by the equitable doctrines of estoppel, statute of
19 limitations, unclean hands, and barred by fraud.

20 **Fifth Affirmative and Separate Defense**

21 Plaintiffs’ claims may be barred by additional affirmative or other defenses
22 that cannot be determined at this time without the benefit of discovery, including
23 those contemplated by Rule 8 of the Federal Rules of Civil Procedure. Defendant
24 reserves the right, subject to the Court’s approval, to assert additional defenses
25 with regard to some or all of Plaintiffs’ claims.

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28 ³ Defendant hereby denies any allegation not explicitly admitted above, including any allegation of fact made in footnotes or in Plaintiffs’ Prayer for Relief.

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COUNTERCLAIMS

Defendant-Counterclaim Plaintiff Daniel S. Fitzgerald hereby asserts these counterclaims against Plaintiff-Counterclaim Defendant Jane Doe No. 5.

PARTIES, JURISDICTION, AND VENUE

373. Counterclaim Plaintiff Daniel S. Fitzgerald is a resident of California.

374. Jane Doe No. 5 is, upon information and belief and according to Plaintiffs’ own pleading, a citizen and resident of the United States.

375. This Court has jurisdiction based on 28 U.S.C. § 1367.

376. Venue is appropriate in this Court pursuant to 28 U.S.C. § 1391(b) because a substantial part of the events or omissions giving rise to the counterclaims occurred in this judicial district.

FACTS

377. In or around June 2020, Jane Doe No. 5 began texting Fitzgerald and invited him several times to join her and others in Cabo San Lucas, Mexico. In fact, she offered to pay for his plane tickets to Mexico. She also invited him to “afterwards come to Hawaii.”

378. Unbeknownst to Fitzgerald, beginning at least, in or around July or August 2020, Jane Doe No. 5 schemed with her attorneys to manufacture false allegations and claims against Fitzgerald.

379. While on this trip in July 2020, Jane Doe No. 5 sent Fitzgerald photos of “girls at the strip club” that she knew, and suggested that Fitzgerald engage them for sex.

380. On this trip, Jane Doe No. 5 attempted to manufacture evidence for the instant lawsuit, including asking specific questions about Nygard and allegations arising from Nygard’s alleged sex trafficking venture.

381. On August 5, 2020, Jane Doe No. 5 sent Fitzgerald a text message threatening him that she had previously recorded conversations with Fitzgerald,

1 without consent, after discussing such recordings with her attorneys, and sending
2 such recordings to her attorneys.

3 382. Additionally, on August 5, 2020, Jane Doe No. 5 sent Fitzgerald a
4 voice recording of her attorney Greg Gutzler discussing the allegations against Peter
5 Nygard and the alleged relationship with Fitzgerald that was intended to threaten
6 and intimidate Fitzgerald into settling the instant case.

7 383. On August 5, 2020, Jane Doe No. 5 also submitted a “Guest Incident
8 Report” at the Cabo Azul Hotel in Mexico, in which she falsely accused Fitzgerald
9 of assaulting her on the night of July 29, 2020. A true and accurate copy of the Guest
10 Incident Report is attached hereto as Exhibit 1.

11 384. Jane Doe No. 5 did not make Fitzgerald aware of the false report to the
12 hotel.

13 385. The report of an incident that allegedly happened on the night of July
14 29, 2020 at approximately 9:30 p.m. was entirely false. In fact, Jane Doe No. 5
15 texted Fitzgerald on the night of July 29, 2020 and confirmed that she was “going to
16 the jacuzzi” at 8:04 p.m., and then “taking a shower and going to bed” at 9:52 p.m.
17 She then texted at 6:51 a.m., the next morning, July 30, 2020, asking if Fitzgerald
18 wanted to surf.

19 386. On July 31, 2020, despite her false, after-the-fact report nearly a week
20 later, Jane Doe No. 5 and Fitzgerald went surfing together at Jane Doe No. 5’s
21 suggestion.

22 387. Between July 31 and August 4, 2020, Jane Doe No. 5 continued to text
23 Fitzgerald about purchasing certain real estate properties.

24 388. In a later phone call with Fitzgerald, Jane Doe No. 5 confirmed her
25 premediated attempts to manufacture evidence when she stated that “[t]hey wanted
26 me to keep recording you to get more information.” Jane Doe No. 5 was referring
27 to her counsel in this case.

28

1 389. In the same later phone call with Fitzgerald, Jane Doe No. 5 admitted
2 that Fitzgerald “could have” physically assaulted her, not that he did assault her.
3 That is, Jane Doe No. 5 conceded in a recording that the very basis of all of her
4 claims in the Third Amended Complaint (and prior complaints) were entirely
5 unfounded, and that she was not sexually assaulted by Fitzgerald.

6 390. Jane Doe No. 5’s concerted effort with her counsel to manufacture false
7 allegations to utilize in the instant litigation is consistent with other facts known to
8 Fitzgerald that demonstrate that the allegations made against him in this litigation
9 are false and/or coerced.

10 391. For example, certain Plaintiffs have been compensated to act as litigants
11 in this case. According to her significant other, Jane Doe No. 2 was paid at least
12 \$10,000 and/or a monthly stipend to travel to this country and testify in litigations
13 against Nygard and Fitzgerald.

14 392. Other individuals were offered similar compensation for their
15 participation in the litigation. For example, a person has already testified that she
16 was offered compensation to participate in these litigations. As another example,
17 another person was also offered compensation for participating in these litigations.

18 393. After signing on as a plaintiff in the instant litigation, in or around July
19 and August 2021, Jane Doe began a campaign of public defamation of Fitzgerald,
20 particularly through her social media.

21 394. For example, Jane Doe No. 5 made a post falsely stating that “DANNY
22 FITZGERALD & HIS ASSOCIATES ARE BEING INVESTIGATED FOR
23 PEDOPHILIA. RAPE ALL KINDS OF DISGUSTING THINGS.” This post was
24 published to her followers. A true and accurate copy of this post is attached hereto
25 as Exhibit 2.

26 395. In or around July 11, 2021, Jane Doe No. 5 made a post falsely stating
27 that “CAN U GUYS TELL HIM TO LEAVE ME ALONE PLS & STOP RAPING
28

1 PEOPLE/HAVING SEX W MINORS.” A true and accurate copy of this post is
2 attached hereto as Exhibit 3.

3 396. In or around late July 2021, Jane Doe No. 5 made a post falsely stating
4 that “Danny hired an individual to stalk me & I had to leave the country for my own
5 safety among other reasons.” This post was published to her followers. A true and
6 accurate copy of this post is attached hereto as Exhibit 4.

7 397. In or around late July 2021, Jane Doe No. 5 made a post showing a
8 picture of a news article reporting on the instant lawsuit prior to Jane Doe No. 5
9 joining as a plaintiff.

10 398. In this post, Jane Doe No. 5 falsely implies criminal conduct by
11 commenting that “I will be speaking out publicly against their illicit behavior as I
12 have personally been a witness to some events & I cannot stand for this type of
13 behavior.” This post was published to her followers. A true and accurate copy of
14 this post is attached hereto as Exhibit 5.

15 399. In or around late July 2021, Jane Doe No. 5 made a post falsely stating
16 that “Danny is being investigated by the fbi for sex trafficking/rape/sex w minors
17 etc”. Jane Doe No. 5 further falsely stated that “Danny Fitzgerald is in cabo trying
18 to sabotage me – has been threatening myself/my family in person even to try to stop
19 me from testifying in the trial.”

20 400. In this same post, Jane Doe No. 5 went further and requested that her
21 followers cause harm to Fitzgerald by “mak[ing] sure to burn him and his kook
22 friends on every wave.” This post was published to her followers. A true and
23 accurate copy of this post is attached hereto as Exhibit 6.

24 401. In or around late July 2021, Jane Doe No. 5 made a post showing a
25 picture of a news article reporting on the instant lawsuit prior to Jane Doe No. 5
26 joining as a plaintiff. In this post, Jane Doe No. 5 falsely states “RAPIST
27 PEDOPHILE @dannyhollywoodhomes”, referring to Fitzgerald. This post was
28

1 published to her followers. A true and accurate copy of this post is attached hereto
2 as Exhibit 7.

3 402. On or around August 1, 2021, Jane Doe No. 5 made a post showing a
4 picture of Fitzgerald and requested that her followers cause harm by requesting that
5 they “BURN THIS KOOK.” This post was published to her followers. A true and
6 accurate copy of this post is attached hereto as Exhibit 8.

7 403. As a result of Jane Doe No. 5’s false statements on her social media,
8 numerous people contacted Fitzgerald and perpetuated the false statements made by
9 Jane Doe No. 5, and threatened Fitzgerald.

10 404. In or around late July or early August 2021, Jane Doe No. 5 posted
11 several “stories” on Instagram which promoted a link to a YouTube video titled
12 “Accused Predator Danny Fitzgerald Exposed: Chris Hansen & Lisa Haba.” Jane
13 Doe No. 5 commented that “Here is the latest podcast about the case. SWIPE UP
14 TO WATCH[.] I was asked to be on it but I had to decline per legal reasons . . .”
15 This post was published to her followers. A true and accurate copy of this post is
16 attached as Exhibit 9. Jane Doe No. 5’s promotion of the podcast implied to her
17 followers that Fitzgerald was a sex predator.

18 405. In or around August 1, 2021, Jane Doe No. 5 posted a video to her social
19 media in which she falsely claimed that Fitzgerald was a pedophile. This post was
20 published to her followers.

21 406. On or around August 4, 2021, Jane Doe No. 5 falsely reported to the
22 Mexican federal police that Fitzgerald’s room was full of drugs and Fitzgerald was
23 selling drugs. As a result, Fitzgerald and other persons in his group were detained
24 and questioned by Mexican authorities. Because the report by Jane Doe No. 5 was
25 false, the Mexican authorities released Fitzgerald without any charges

26 407. Despite knowing and conceding that her allegations of sexual assault
27 were false, Jane Doe No. 5, through her counsel, sought and obtained a preliminary
28 injunction against Fitzgerald based, at least in part, on her false allegations.

FIRST COUNTERCLAIM CAUSE OF ACTION

(Libel Per Se)

1
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3 408. Fitzgerald realleges and incorporates by the preceding paragraphs of
4 the Counterclaims as if fully set forth herein.

5 409. By making the statements described herein, including each of the social
6 media posts alleged herein, Jane Doe No. 5 expressed purportedly factual statements
7 about Fitzgerald that were in fact false.

8 410. The statements made by Jane Doe No. 5 falsely assert as fact that
9 Defendant has committed criminal conduct, including pedophilia, sexual assault, sex
10 trafficking, and selling drugs, or has some other particular defect of character. Each
11 of these statements assert criminal conduct which is libelous per se.

12 411. The statements made by Jane Doe No. 5 were used in a derogatory
13 sense, with the intent to expose Fitzgerald to hatred, contempt, ridicule, or obloquy.

14 412. The defamatory statements by Jane Doe No. 5 convey a defamatory
15 meaning on their face.

16 413. Jane Doe No. 5 knew the statements described herein were false, or,
17 alternatively, recklessly disregarded whether such statements were true or false.

18 414. Jane Doe No. 5 published these false statements to third parties,
19 including but not limited to the followers of her social media accounts.

20 415. Third parties, including the followers of Jane Doe No. 5's social media
21 accounts, would understand and interpret the statements described herein as stating
22 facts about Fitzgerald.

23 416. The statements made by Jane Doe No. 5 were used in a derogatory
24 sense, with the intent to expose Fitzgerald to hatred, contempt, ridicule, or obloquy.

25 417. Jane Doe No. 5 knew the statements described herein were false, or,
26 alternatively, recklessly disregarded whether such statements were true or false

27 418. Fitzgerald has suffered damage to his personal and business reputation
28 as a direct causal result of the defamatory statements described herein.

1 419. Jane Doe No. 5 made the defamatory statements with actual malice,
2 warranting the imposition of exemplary damages.

3 **SECOND COUNTERCLAIM CAUSE OF ACTION**

4 **(Libel Por Quod)**

5 420. Fitzgerald realleges and incorporates the preceding paragraphs of the
6 Counterclaims as if fully set forth herein

7 421. In the alternative, if the statements made by Jane Doe No. 5 described
8 herein are not defamatory on their face, the statements are susceptible of a
9 defamatory meaning.

10 422. Jane Doe No. 5 published these false statements to third parties,
11 including but not limited to the followers of her social media accounts.

12 423. Third parties, including the followers of Jane Doe No. 5's social media
13 accounts, would understand and interpret the statements described herein as stating
14 facts about Fitzgerald.

15 424. Because of facts and circumstances known to the readers or listeners of
16 the statements by Jane Doe No. 5, including the context of allegations in similar
17 lawsuits against Nygard and others, the statements by Jane Doe No. 5 described
18 herein tended to injure Fitzgerald's reputation, and, in his occupation, expose him to
19 hatred, contempt, ridicule or shame and tended to discourage others from associating
20 or dealing with Fitzgerald.

21 425. Fitzgerald has suffered special damages as a result of the defamatory
22 statements by Jane Doe No. 5. For example, Fitzgerald has expended substantial
23 amounts of money defending against the false allegations by Jane Doe No. 5 in the
24 underlying complaints in this action, as well as tangential issues such as Jane Doe
25 No. 5's unfounded request for injunctive relief.

26 426. Further, the defamatory statements by Jane Doe No. 5 have caused
27 injury to Fitzgerald's professional reputation and business. For example, Fitzgerald
28 was recently denied a HUD loan for a construction project in Florida due to the

1 publicity of the allegations in the instant lawsuit, including the false allegations by
2 Jane Doe No. 5.

3 427. The defamatory statements by Jane Doe No. 5 have caused Fitzgerald
4 to lose potential tenants for his properties and lost other potential business deals.

5 428. The defamatory statements by Jane Doe No. 5 have caused harm to
6 Fitzgerald's personal and professional reputation, shame, mortification, and distress.

7 429. Jane Doe No. 5 made the defamatory statements with actual malice,
8 warranting the imposition of exemplary damages.

9 **THIRD COUNTERCLAIM CAUSE OF ACTION**

10 **(Conspiracy to Commit Fraud)**

11 430. Fitzgerald realleges and incorporates the preceding paragraphs of the
12 Counterclaims as if fully set forth herein.

13 431. Jane Doe No. 5 and Jane Doe No. 2 entered into an agreement with
14 third parties, including, but not limited to, other Plaintiffs and Plaintiffs' counsel in
15 this action, to manufacture false allegations against Fitzgerald.

16 432. Jane Doe No. 5 and Jane Doe No. 2, and Plaintiff's counsel, committed
17 overt acts in furtherance of this conspiracy by instituting the instant action and by
18 obtaining a preliminary injunction on false pretenses.

19 433. Jane Doe No. 5 and Jane Doe No. 2 knew that the allegations
20 attributable to her in this litigation were false, and intended such false statements to
21 be submitted to the Court in pleadings, motions, and affidavits.

22 434. As a result of the conspiracy described herein, Fitzgerald was harmed,
23 including but not limited to, by having to defend against the false allegations and by
24 having his freedom to travel restricted for fear of a false claim of violation of the
25 improper injunction entered in this case.

26 **PRAYER FOR RELIEF**

27 WHEREFORE, Defendant prays for judgment as follows:

- 28 1. That Plaintiffs' claims be dismissed with prejudice;

1 2. That judgment be entered in favor of Defendant on all claims set forth
2 in Counter-Claimant’s counterclaims in an amount to be determined at a jury trial;

3 3. That the costs of this action, including attorneys’ and expert fees
4 along with pre- and post-judgment interest be awarded against Plaintiffs to the
5 extent permitted by law, on the foregoing sums; and

6 4. For such other and further relief as the Court deems just and proper.

7 Dated: July 11, 2022

By: FOX ROTHSCHILD LLP

8

By: /s/ Ernest Edward Badway
Ernest Edward Badway

9

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Brandon Takahashi
TALLBRIDGE LEGAL, P.C.

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Attorneys for Defendant

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**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

Case No. 2:20-cv-10713-MWF-RAO

JANE DOE NOS. 1-10,
Plaintiffs,

vs.

DANIEL S. FITZGERALD,
Defendant.

COUNTERCLAIM EXHIBIT 1

GUEST INCIDENT REPORT

GUEST INVOLVED TO COMPLETE THIS FORM

MINOR'S INFORMATION

Guest Type: (Circle all that apply) Owner Club <input checked="" type="radio"/> Renter Guest of:		Guest Unit Number: 6302 & 7301	
Date and Time of Incident: 07/29/20 9:30 pm (APPROX)		Date/Time Incident Reported: 08/05/2020 8:45 PM	
Guest's Last Name: [REDACTED]		Person Reported To: FABIO LA MEDINA	
First Name: [REDACTED]		Middle Initial:	
Home Address: Street 1: [REDACTED]		Street 2:	
Apt/Unit #: [REDACTED] City: HONOLULU		State: HI Zip/Postal Code: 96816 Country: USA	
Telephone Number: [REDACTED]		E-mail Address: [REDACTED]	
Male <input checked="" type="radio"/> Female <input type="radio"/> Date of Birth: 06/23/1986		Other Guests in Unit: DANIEL FITZGERALD	
Marital Status: SINGLE (N/A if a minor)		Occupation: REAL ESTATE INVESTMENTS	

INCIDENT INFORMATION

Where did the incident occur? ROOM # 6302	Type of Incident (missing property, slip/trip/fall, vehicle damage etc.): SEXUAL ASSAULT
--	---

Description of incident (How did incident occur):
 DANIEL FITZGERALD SEXUALLY ASSAULTED AND HARASSED ME IN ROOM #6302 THE NIGHT OF 07/29/20 HE WAS SAYING VERY SEXUALLY EXPLICIT & INAPPROPRIATE THINGS ABOUT HAVING SEXUAL RELATIONS W/ MINORS. ASKED ME TO TAKE ATE A SHOWER W/ HIM, GOT NAKED AND CHASED ME AROUND THE ROOM WHEN I REFUSED AND TOUCHED HIMSELF AND URINATED IN FRONT OF ME. HE THEN TOLD ME TO "WATER IT AND MAKE IT GROW", FORCED ME TO GIVE HIM ORAL SEX WHICH I OBJECTED TO AND TRIED TO ESCAPE. I THREATENED TO REPORT HIM TO THE POLICE & CALLED BUT THE POLICE DID NOT SPEAK ENGLISH. HE ALSO TRIED TO PUT A CONDOM ON FROM HIS POCKET, TOUCHED MY GENITALS, TRIED TO TAKE MY BIKINI BOTTOMS OFF & SHOWED ME PORNOGRAPHY FROM HIS CELL PHONE OF WOMEN HE FILMED HIMSELF HAVING SEX WITH. HE THREATENED MY LIFE AFTER

In Case of Injury, Please Continue INJURY INFORMATION

Type of Injury: HE GRABBED MY ARM WHEN I TRIED TO RUN FROM THE SHOWER & I SLIPPED AS I WAS RUNNING	Which body part was injured? (include "right, left, upper, or lower") TOLD HIM I WOULD REPORT HIM.
---	---

Extent & Description of Injury:
POLICE REPORT # [REDACTED]

Was medical treatment received? Circle Yes/No <input checked="" type="radio"/> No	If yes, what Facility?
--	------------------------

Print Name of Person Completing Report: [REDACTED] Relationship to Injured Guest: SELF

Guest/Parent Signature: [REDACTED] Date: 08/05/2020

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**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

Case No. 2:20-cv-10713-MWF-RAO

JANE DOE NOS. 1-10,
Plaintiffs,

vs.

DANIEL S. FITZGERALD,
Defendant.

COUNTERCLAIM EXHIBIT 2



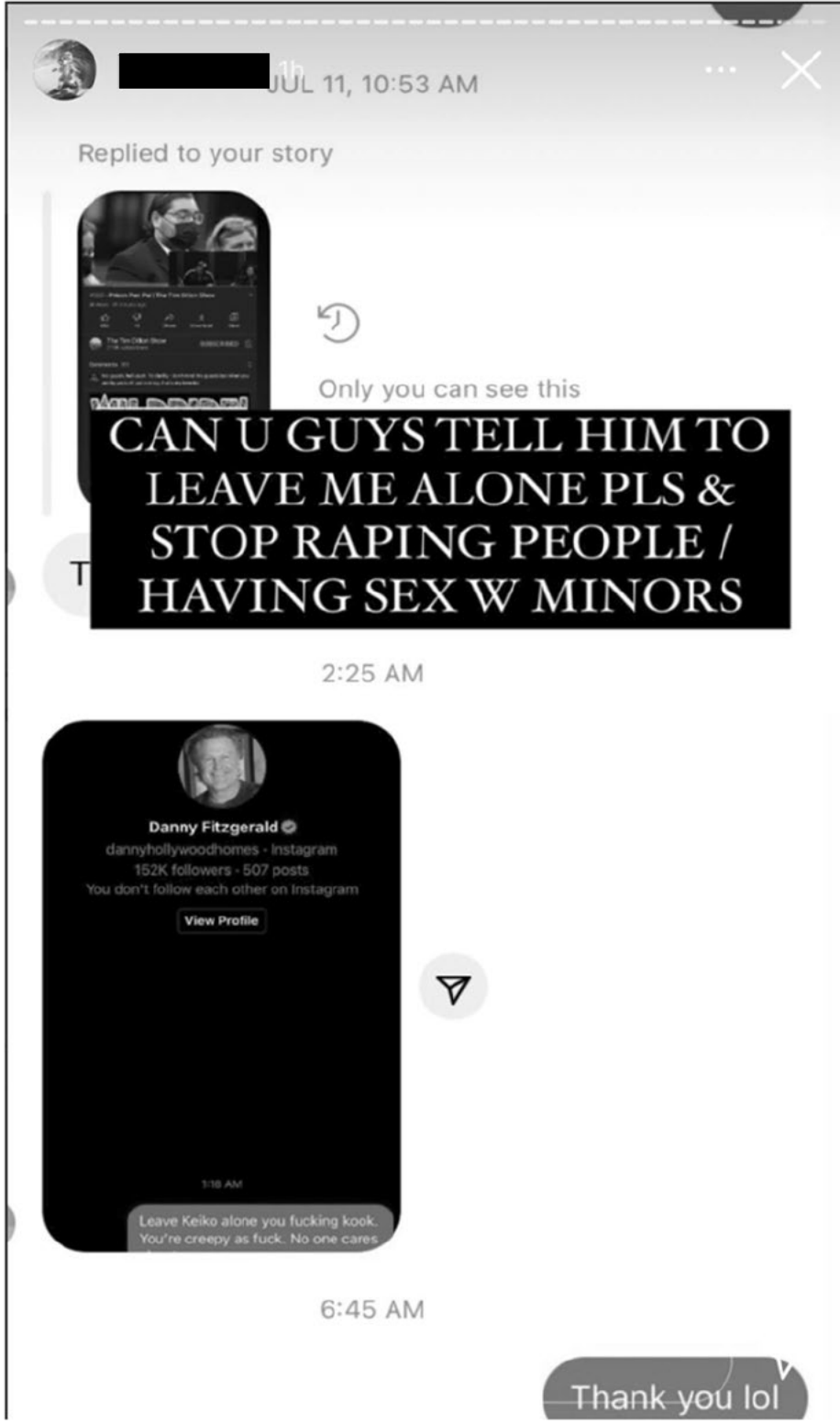
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**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

Case No. 2:20-cv-10713-MWF-RAO

JANE DOE NOS. 1-10,
Plaintiffs,
vs.
DANIEL S. FITZGERALD,
Defendant.

COUNTERCLAIM EXHIBIT 3



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**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

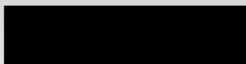
Case No. 2:20-cv-10713-MWF-RAO

JANE DOE NOS. 1-10,
Plaintiffs,

vs.

DANIEL S. FITZGERALD,
Defendant.

COUNTERCLAIM EXHIBIT 4



2h



"He who passively accepts evil
is as much involved in it as he
who helps to perpetrate it. He
who accepts evil without
protesting against it is really
cooperating with it."

Woke up to a ton of dms I can't respond to them now I'm in
transit also legally I can't disclose everything I want and all
the press related emails I will ask my lawyers but Don't you
worry
I'll reveal EVERYTHING very soon
People are going down

Peter is already in jail since December waiting extradition to
America - denied bail several times he might die in jail
Danny I hope is next
And if anything happens to me
(You all know why and I hereby give my Instagram followers
my entire Pokémon collection)

Yes I'm receiving death threats
And yes the FBI is well aware
Danny hired an individual to stalk me &
I had to leave the country for my own safety among other
reasons

Why would someone go to this great lengths to silence &
intimidate another if they aren't guilty or have nothing to
hide?...

Send Message



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**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

Case No. 2:20-cv-10713-MWF-RAO

JANE DOE NOS. 1-10,
Plaintiffs,

vs.

DANIEL S. FITZGERALD,
Defendant.

COUNTERCLAIM EXHIBIT 5

In the lawsuit, three women, who are referred to as [REDACTED], [REDACTED], and [REDACTED], allege Nygard forced them to have sex with Fitzgerald and that Fitzgerald would bring a female companion to Nygard's parties to have sex with Nygard.



dannyhollywoodhomes • Follow

Babes in football these will be my Super Bowl models at one of the new 15 million-dollar mansions. Casting for models now crop tops and booty shorts with football logo. Just flew into town from Canada just to do the Super Bowl party and hanging at billionaire Peter Nygard mansion on the beach pamper day

I BLOCKED THEM ALL ON SOCIAL MEDIA .. I WILL BE SPEAKING OUT PUBLICLY AGAINST THEIR ILLICIT BEHAVIOR AS I HAVE PERSONALLY BEEN A WITNESS TO SOME EVENTS & I CANNOT STAND FOR THIS TYPE OF BEHAVIOR

Fitzgerald posted about Nygard's pamper parties on his social media. The lawsuit alleges he regularly attended 'pamper parties' at Nygard's Marina del Rey property, which the lawsuit alleges were 'used to facilitate and enable Nygard's sex trafficking.'
(Dannyhollywoodhomes/Instagram)

One of the women alleges that in 2018, while she was in a Jacuzzi with Nygard, Fitzgerald and another woman, Nygard forced her to be intimate with his friend.

Send Message



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**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

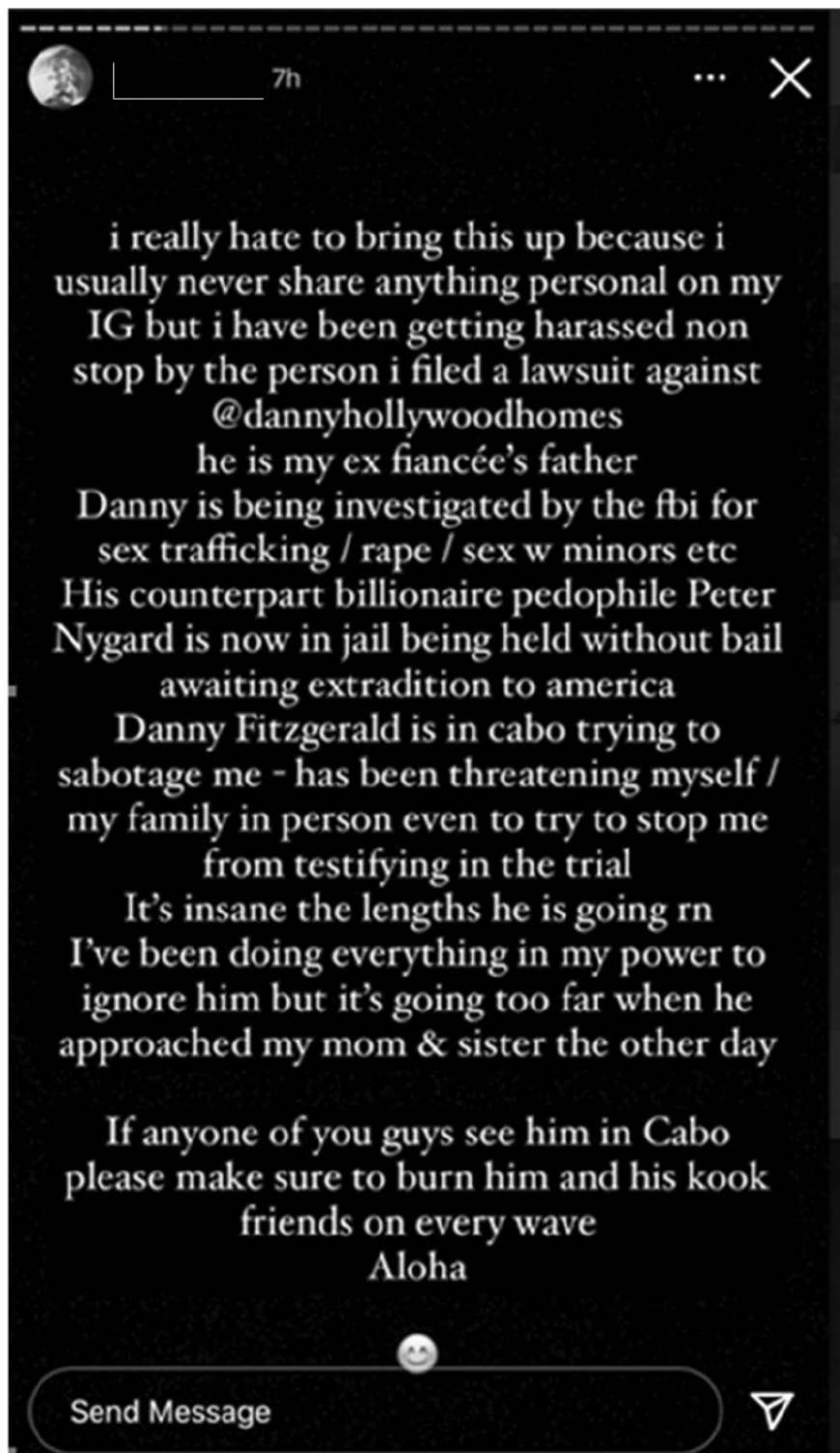
Case No. 2:20-cv-10713-MWF-RAO

JANE DOE NOS. 1-10,
Plaintiffs,

vs.

DANIEL S. FITZGERALD,
Defendant.

COUNTERCLAIM EXHIBIT 6



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**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

Case No. 2:20-cv-10713-MWF-RAO

JANE DOE NOS. 1-10,
Plaintiffs,

vs.

DANIEL S. FITZGERALD,
Defendant.

COUNTERCLAIM EXHIBIT 7

cbc.ca

7h

in the lawsuit, three women, who are referred to as Jane Doe 1, 2 and 3, allege Nygard forced them to have sex with Fitzgerald and that Fitzgerald would bring a female companion to Nygard's parties to have sex with Nygard.



RAPIST PEDOPHILE
@dannyyhollywoodhomes

Fitzgerald posted about Nygard's pamper parties on his social media. The lawsuit alleges he regularly attended 'pamper parties' at Nygard's Marina del Rey property, which the lawsuit alleges were 'used to facilitate and enable Nygard's sex trafficking.'
(Dannyyhollywoodhomes/Instagram)

One of the women alleges that in 2018, while she was in a Jacuzzi with Nygard, Fitzgerald and another woman, Nygard forced her to be intimate with his friend.

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**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

Case No. 2:20-cv-10713-MWF-RAO

JANE DOE NOS. 1-10,
Plaintiffs,

vs.

DANIEL S. FITZGERALD,
Defendant.

COUNTERCLAIM EXHIBIT 8

 **dannyhollywoodhomes** 
Playa Las Palmas



 1/4



BURN THIS KOOK

2,634 likes

dannyhollywoodhomes Fun day surfing at 9 Palms, Cabo
Photo by @costaazulsurfshop @costa_azul_surfshop
@costaazulsurf... more

[View all 178 comments](#)

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**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

Case No. 2:20-cv-10713-MWF-RAO

JANE DOE NOS. 1-10,
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COUNTERCLAIM EXHIBIT 9

