

KASSOUNI LAW
621 Capitol Mall, Ste 2025
Sacramento, CA 95814
Tel: (916) 930-0030 ♦ Fax: (916) 930-0033

1 TIMOTHY V. KASSOUNI, SBN 142907
2 KASSOUNI LAW
3 621 Capitol Mall, Suite 2025
4 Sacramento, CA 95814
5 Telephone: (916) 930-0030
6 Facsimile: (916) 930-0033
7 Timothy@kassounilaw.com

8 Attorneys for Plaintiffs Kassouni Law and Timothy V. Kassouni

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11 SUPERIOR COURT OF THE STATE OF CALIFORNIA
12 CITY AND COUNTY OF SACRAMENTO

13 KASSOUNI LAW; TIMOTHY V.
14 KASSOUNI,

15 Plaintiffs

16 v.

17 DARRELL ARCHER; DOES 1 through 10,
18 inclusive,

19 Defendants

Case No: **34-2020-00283670**

DECLARATION OF TIMOTHY V.
KASSOUNI IN SUPPORT OF
APPLICATION FOR PRELIMINARY
INJUNCTION

Date: November 17, 2020

Time: 9:00 A.M.

Dept.: 54

Judge: Hon. Christopher E. Krueger

20 I, Timothy V. Kassouni, declare as follows:

21 1. I am an attorney at law duly admitted to practice before all courts of the State of
22 California. I have personal knowledge of all of the following facts and, if requested to do so, I
23 could and would competently testify to those facts. This declaration is made in support of the
24 concurrently filed Application for Preliminary Injunction.

25 2. I am a Sacramento-based attorney with over 30 years of experience. For a
26 majority of this time, I focused my practice on the protection of private property rights. My
27 standing with the State Bar is unblemished.

28 3. Attached hereto as **Exhibit A** is a true and correct color copy of the printout of the

1 website “timothykassouni.net” I personally printed this on October 20, 2020. This .net website
2 automatically appears when one first clicks on “timothykassouni.com.”

3 4. In 2015 I represented Defendant Darrell Archer and his wife Keitha Darquea in a
4 Federal civil rights lawsuit against the city of Taft, CA, with the trial court concluding that they
5 were both the prevailing parties. Lead trial counsel in the action was Angela Thompson.

6 5. Unhappy with the amount of attorney’s fees awarded by the trial court in the
7 Federal lawsuit, Archer and Ms. Darquea brought a lawsuit against me, Kassouni Law, and Ms.
8 Thompson in Sacramento County Superior Court (Case No. 34-2017-00209667-CU-FR-GDS),
9 alleging as to me a claim for fraud, and as to Ms. Thompson a claim for malpractice, among
10 other allegations. Archer and Darquea specifically alleged that I assured them that all of the
11 attorney’s fees Archer and Ms. Darquea had paid in the Federal action would be recovered in the
12 motion for recovery of fees if they were the prevailing parties. These and all other claims were
13 rejected by the jury, which also found in favor of me on my cross-complaint for unpaid legal
14 fees. A true and correct copy of the judgment is attached hereto as **Exhibit B**.

15 6. The jury found no liability for the claims against me or Kassouni Law. Attached
16 hereto as **Exhibit C** is a true and correct copy of the jury verdict form. The Jury found as
17 follows:

18 “Question 1. Did Timothy Kassouni make a false representation of facts to Darrell
19 Archer? Answer: No.”

20 “Question 1. Did Timothy Kassouni make a false representation of facts to Keitha
21 Darquea? Answer: No.”

22 7. In March, 2020, I became aware that Archer had retaliated to this loss by creating
23 a website bearing the name “timothykassouni.com.”

24 8. Additionally, the website links to a second page, “thompsonangela.com,” which
25 falsely claims that the lawsuit litigated by me and Ms. Thompson on behalf of Archer was a
26 “Complete Loss.”

27 9. The statements are intended to have, and have had, a detrimental impact on my
28 reputation and legal practice. As recently as September 14, 2020, I received a call from a

1 potential client who inquired as to the statements in the website. Archer has a history of making
2 defamatory statements against people he dislikes. These statements have resulted in court
3 judgments against Archer in the past, including a Harris County, Texas judgment, a true and
4 correct copy of which is attached hereto as **Exhibit D**.

5 10. When I first discovered the website in March, 2020, I notified my counsel of
6 record in the Sacramento County action, Daniel Kohls. Mr. Kohls demanded in writing to Mr.
7 Archer that the website be removed, and reminded Archer that all of the defamatory statements
8 were not true as confirmed by the jury verdict. Archer refused to remove and close down the
9 defamatory website. Of note, Archer did not deny his involvement in the creation of the website.
10 His response was: "I will live for the storm." A true and correct copy of this e-mail response is
11 attached hereto as **Exhibit E**.

12 11. Within the last week, Archer's website has become more prominent when a
13 member of public performs a search of Timothy Kassouni or Kassouni Law, indicating his recent
14 concerted effort to make the website even more accessible to the public. Prior to this time the
15 website had typically been viewable only when a viewer searches past the first page of result
16 under the search "Kassouni" or "Timothy Kassouni."

17 12. Archer authored the website, as it states on p. 3 of the printout (Ex. A): "About
18 the Writer: Hi, my name is Darrell Archer. If you would like to learn more about my experience
19 with this lose lawyer. Please contact me using: dahardhat7@yahoo.com 707-712-9768." Archer
20 also encourages the reader on page 2 to "lookup my case history, search; Sacramento County
21 Superior Court as Archer vs. Kassouni Case Number 34-2017-00209667."

22 13. Attached hereto as **Exhibit F** is a true and correct copy of the Complaint in this
23 action.

24 14. On September 16, 2020, at approximately 2:35 P.M., I called Mr. Archer and
25 spoke with him. I informed him of this lawsuit, and of the date, time, and location of the ex parte
26 hearing for the TRO, which this Court granted. I also informed him of the relief being requested.
27 He confirmed that his telephone number in the Notice of this Ex Parte is accurate, as well as his
28 P.O. Box number. I asked him what his address is. He stated he is living in Florida and would

KASSOUNI LAW
621 Capitol Mall, Ste 2025
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1 not reveal his address. He also agreed to accept service of the Complaint via E-mail. I E-mailed
2 the Complaint and the Summons at approximately 11:15 P.M. on September 16, 2020. He
3 confirmed that his e-mail address is dahardhat7@yahoo.com.

4 15. On September 20, 2020 I served via mail and e-mail on Mr. Archer the Notice of
5 Entry TRO and OSC Re: Preliminary Injunction. It was mailed to the P.O. Box number Mr.
6 Archer confirmed was active. However, a week later it was returned as "Not Deliverable."
7 Attached hereto as **Exhibit G** is a true and correct copy of the returned envelope from the Post
8 Office. On October 20, 2020 I e-mailed Mr. Archer requesting his updated address. I received no
9 reply. This application is therefore being served solely via electronic mail.

10 16. My research revealed that the website timothykassouni.com is registered by
11 GoDaddy and hosted by Amazon Technologies, Inc. Attached hereto as **Exhibit H** is a true and
12 correct copy of the printouts revealing this information, which I obtained on September 16, 2020.

13 I declare under penalty of perjury under the laws of the State of California that the facts
14 stated in this declaration are within my own personal knowledge and are true and correct. This
15 declaration was executed this 21st day of October, 2020 at Sacramento, California.

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TIMOTHY V. KASSOUNI

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Ex. A



LOSER LAWYER REPORT



Home > Fraudster > [Timothy Kassouni](#)

Timothy V. Kassouni, Esq

BEWARE!!! THIS ATTORNEY CANNOT BE TRUSTED

Hi, I'm Darrell and this page is about my experience with Timothy V. Kassouni as my attorney.

NO HONOR NO ETHICS

After doing some initial research for a civil rights lawyer, I discovered Timothy Kassouni. He sold me on the an idea that I could recover funds lost in fees and expenses from another case using a known Federal Ruling.

I hired Timothy because of his advertising, way with words and how he represented himself as being an experienced, honorable and good person.

Overcharging Scam Artist Crook

Timothy estimated my case would cost no more than \$60,000 dollars.



He later cowardly invoiced me for a total of \$95,000 dollars. vwnat a great guy!

The Deceit Surfaces

A few days before the trial, this loser lawyer backed out like a coward and brought in an under experienced attorney whom had only **(2 hours of trial history)**. Her name is Angela Thompson.

Click here to find my review of [Angela Thompson](#)

"Timothy Kassouni and Angela Thompson conspired together to deceive me and take my money!"

Mr. Kassouni was very deceitful by presenting Angela as a superior trial attorney with a *"Battle hardened, Tough as nails and Very good in trial"* rapport. That is word for word how he expressed Angela.

Angela Thompson failed to perform or deliver Timothy's promise of recovering money lost which was the entire purpose of hiring him. And while under Timothy's guidance, Angela billed me for a whopping "\$60,000 dollars" all for her inexperienced trial preparation and 3 days of trial effort.

Scumbag Warning

I found Timothy V. Kassouni to be an absolute FRAUD and have put up this page to alert other potential clients of his deceitful character. Please take heed before working with or contracting this attorney.

To lookup my case history, search;

Sacramento Superior Court as **Archer vs. Kassouni Case Number 34-2017-00209667**

About: Attorney Timothy Kassouni

- NOT TO BE TRUSTED
- CHEAT

 **Crook WARNING****"Scumbag Alert"**

Personal thoughts: Timothy Kassouni's true form is that of a squandering gorilla who just steam-rolled out a pile of repugnant excrement and the overpowering, lingering odor of foulness "is where you can find proof, of Timothy's existence".

Douchebag Lawyer:
Timothy V. Kassouni



Crook, Thief, Cheat

Rating: 

Firm: **KASSOUNI LAW FIRM**

Address: 621 Capitol Mall
Suite 2025
Sacramento, CA 95814

Practice: Constitution, appeals, civil rights, environment, business, real estate, construction, writs & injunctions

About the Writer:

Hi, my name is Darrell Archer. If you would like to learn more about my experience with this loser lawyer. Please contact me using:

dahardhat7@yahoo.com

707-712-9768

 **Crook WARNING**
"Scumbag Alert"

Ex. B

1 DANIEL V. KOHLS (State Bar No. 167987)
2 DACIA J. CENAT (State Bar No. 305161)
3 HANSEN, KOHLS, SOMMER & JACOB, LLP
4 1520 EUREKA ROAD, SUITE 100
5 ROSEVILLE, CALIFORNIA 95661
6 TELEPHONE: (916) 781-2550
7 FACSIMILE: (916) 781-5339

8 Attorneys for Defendant TIMOTHY KASSOUNI
9 and Cross-Complainants KASSOUNI LAW and
10 TIMOTHY V. KASSOUNI

11 SUPERIOR COURT OF CALIFORNIA
12 COUNTY OF SACRAMENTO

13 DARRELL ARCHER, KEITHA
14 DARQUEA,

15 Plaintiffs,

16 v.

17 TIMOTHY KASSOUNI, ANGELA
18 THOMPSON OFFICIALLY AND
19 INDIVIDUALLY and DOES 1 to 5,

20 Defendants,

21 _____/
22 AND RELATED CROSS-ACTION.
23 _____/

Case No. 34-2017-00209667-CU-FR-GDS

**NOTICE OF ENTRY OF JUDGMENT
ON JURY VERDICT**

Complaint
Filed: November 8, 2016
Amended
Complaint Filed: January 11, 2017
Trial Date: August 5, 2019

24 NOTICE IS HEREBY GIVEN that the Court entered the Judgment on Jury Verdict on
25 August 16, 2019. A true and correct copy of that Judgment, filed in the above-captioned action,
26 is attached hereto as Exhibit A.

27 DATED: August 16, 2019

HANSEN, KOHLS, SOMMER & JACOB, LLP

28 By: 

DANIEL V. KOHLS
DACIA J. CENAT
Attorneys for Defendants TIMOTHY KASSOUNI
and Cross-Complainants KASSOUNI LAW and
TIMOTHY V. KASSOUNI

1 STATE OF CALIFORNIA)
2 COUNTY OF PLACER) ss. **PROOF OF SERVICE**

3 I am a citizen of the United States and am employed within the county aforesaid; I am over
4 the age of eighteen years and not a party to the within action; my business address is Hansen, Kohls,
Sommer & Jacob, LLP, 1520 Eureka Road, Suite 100, Roseville, California 95661.

5 On the date mentioned below, I served the following document(s):

6 **NOTICE OF ENTRY OF JUDGMENT ON JURY VERDICT**

7 on the interested parties in said action addressed as follows:

8 Darrell Archer Plaintiffs in Pro Per
9 Keitha Darquea
10 P.O. Box 4054
11 Vallejo, CA 94590
Tel: (707) 712-9768
dahardhat7@yahoo.com
tessielove@sbcglobal.net

- 12 ▶ **BY MAIL** -- by placing a true copy thereof enclosed in an envelope addressed as set
13 forth above. I am readily familiar with this office's practice whereby the mail is sealed,
14 given the appropriate postage and placed in a designated mail collection area. Each day's
mail is collected and deposited in a United States mailbox after the close of each day's
business.
- 15 ▶ **BY PERSONAL SERVICE** - by causing to be delivered by hand and leaving a true
copy with the person and at the address shown above.
- 16 ▶ **BY OVERNIGHT DELIVERY** -- by placing a true copy thereof enclosed in a
17 Federal Express or Express Mail envelope addressed as set forth above. I am readily
familiar with this office's practice whereby the package is sealed, with fees prepaid, and
18 placed in a designated Federal Express or U.S. Mail depository on the same business day.
- 19 ▶ **BY EMAIL TRANSMISSION** -- by transmitting via e-mail a copy of the
20 document(s) listed above to the e-mail addresses provided above.

21 I declare under penalty of perjury under the laws of the State of California that the
foregoing is true and correct. Executed on August 16, 2019, at Roseville, California.

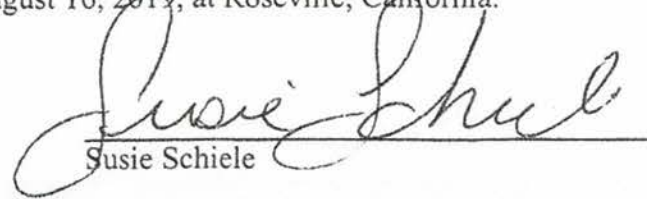
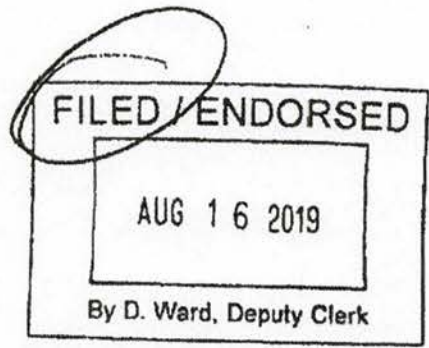
22 
23 _____
24 Susie Schiele

EXHIBIT A

1 DANIEL V. KOHLS (State Bar No. 167987)
2 DACIA J. CENAT (State Bar No. 305161)
3 HANSEN, KOHLS, SOMMER & JACOB, LLP
4 1520 EUREKA ROAD, SUITE 100
5 ROSEVILLE, CALIFORNIA 95661
6 TELEPHONE: (916) 781-2550
7 FACSIMILE: (916) 781-5339

8 Attorneys for Defendant TIMOTHY KASSOUNI
9 and Cross-Complainants KASSOUNI LAW and
10 TIMOTHY V. KASSOUNI



11 SUPERIOR COURT OF CALIFORNIA
12 COUNTY OF SACRAMENTO

13 DARRELL ARCHER, KEITHA
14 DARQUEA,

15 Plaintiffs,

16 v.

17 TIMOTHY KASSOUNI, ANGELA
18 THOMPSON OFFICIALLY AND
19 INDIVIDUALLY and DOES 1 to 5,

20 Defendants,

Case No. 34-2017-00209667-CU-FR-GDS

JUDGMENT ON JURY VERDICT

Complaint
Filed: November 8, 2016
Amended
Complaint Filed: January 11, 2017
Trial Date: August 5, 2019


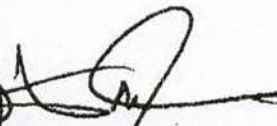
21 AND RELATED CROSS-ACTION.
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24 This case was tried before a jury beginning on August 5, 2019, in Department 27 of this
25 court, the Honorable Steven M. Gevercer, judge presiding. On August 14, 2019, the jury
26 rendered its verdict in favor of defendant Timothy Kassouni and against plaintiffs Darrell Archer
27 and Keitha Darquea on plaintiffs' complaint, and in favor of cross-complainants Timothy
28 Kassouni and Kassouni Law and against cross-defendants Darrell Archer and Keitha Darquea on
the cross-complaint, in the amount of \$20,083.21. Prior to entry of judgment on the verdict,
cross-complainants Timothy Kassouni and Kassouni Law moved for entry of an award of interest
on the adjudged amount in accordance with Civil Code section 3289, subdivision (b), which
provides for interest on the unpaid balance due under the contract after the date of breach,

1 October 15, 2015, at the rate of ten percent per annum. The amount of interest thus awarded is
2 \$7,685.96. Judgment is therefore entered in favor of Timothy Kassouni and Kassouni Law and
3 against Darrell Archer and Keitha Darquea, jointly and severally, in the sum of \$27,769.17, plus
4 costs as determined by a timely-filed Memorandum of Costs.

5 **IT IS SO ORDERED.**

6 DATED: August 16, 2019

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9 JUDGE OF THE SUPERIOR COURT
10 STEVEN M. GEVERCER
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Ex. C

FILED / ENDORSED
AUG 14 2019
By D. Ward, Deputy Clerk

**SUPERIOR COURT OF CALIFORNIA
COUNTY OF SACRAMENTO**

VERDICT FORMS

Case No. 34-2017-00209667

Dept. 27

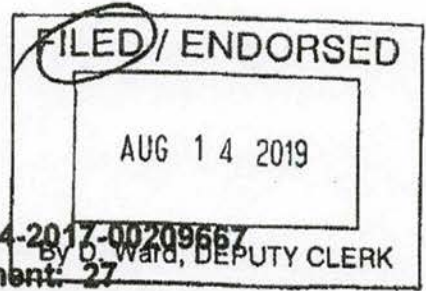
Darrell Arcer and Keitha Darquea

VS.

Timothy Kassouni

Date: 8-14-19

SUPERIOR COURT OF CALIFORNIA
COUNTY OF SACRAMENTO



DARRELL ARCHER and KEITHA
DARQUEA,

Case Number: 34-2017-00209667
Department: 27

Plaintiff,

Special Verdict Form #1

vs.

VF-1900 Intentional Misrepresentation

TIMOTHY KASSOUNI,
Defendant.

We, the jury, answer the following questions submitted to us as follows:

We answer the questions submitted to us as follows:

1. Did Timothy Kassouni make a false representation of facts to Darrell Archer?

Yes

No

If your answer to question 1 is yes, then answer question 2. If you answered no, stop here, answer no further questions, and have the presiding juror sign and date this form.

2. Did Timothy Kassouni know that the representation was false, or did he make the representation recklessly and without regard for its truth?

Yes

No

If your answer to question 2 is yes, then answer question 3. If you answered no, stop here, answer no further questions, and have the presiding juror sign and date this form.

3. Did Timothy Kassouni intend that Darrell Archer rely on the representation?

Yes

No

If your answer to question 3 is yes, then answer question 4. If you answered no, stop here, answer no further questions, and have the presiding juror sign and date this form.

4. Did Darrell Archer reasonably rely on the representation?

Yes

No

If your answer to question 4 is yes, then answer question 5. If you answered no, stop here, answer no further questions, and have the presiding juror sign and date this form.

5. Was Darrell Archer's reliance on Timothy Kassouni's representation a substantial factor in causing harm to Darrell Archer?

Yes

No

If your answer to question 5 is yes, then answer question number 6. If you answered no, stop here, answer no further questions, and have the presiding juror sign and date this form.

6. What are Darrell Archer's damages for past economic loss?

\$ _____

Please have the presiding juror sign and date this form.

Dated:

August 14, 2019

Bruce D. Purini
PRESIDING JUROR # 007485978

SUPERIOR COURT OF CALIFORNIA
COUNTY OF SACRAMENTO

FILED / ENDORSED
AUG 14 2019
By D. Ward, DEPUTY CLERK

DARRELL ARCHER and KEITHA
DARQUEA,

Case Number: 34-2017-00209667
Department: 27

Plaintiff,

Special Verdict Form #2

vs.

VF-1900 Intentional Misrepresentation

TIMOTHY KASSOUNI,
Defendant.

We, the jury, answer the following questions submitted to us as follows:

We answer the questions submitted to us as follows:

1. Did Timothy Kassouni make a false representation of facts to Keitha Darquea?

Yes

No

If your answer to question 1 is yes, then answer question 2. If you answered no, stop here, answer no further questions, and have the presiding juror sign and date this form.

2. Did Timothy Kassouni know that the representation was false, or did he make the representation recklessly and without regard for its truth?

Yes

No

If your answer to question 2 is yes, then answer question 3. If you answered no, stop here, answer no further questions, and have the presiding juror sign and date this form.

3. Did Timothy Kassouni intend that Keitha Darquea rely on the representation?

Yes

No

If your answer to question 3 is yes, then answer question 4. If you answered no, stop here, answer no further questions, and have the presiding juror sign and date this form.

4. Did Keitha Darquea reasonably rely on the representation?

Yes

No

If your answer to question 4 is yes, then answer question 5. If you answered no, stop here, answer no further questions, and have the presiding juror sign and date this form.

5. Was Keitha Darquea's reliance on Timothy Kassouni's representation a substantial factor in causing harm to Keitha Darquea?

Yes

No

If your answer to question 5 is yes, then answer question number 6. If you answered no, stop here, answer no further questions, and have the presiding juror sign and date this form.

6. What are Keitha Arquea's damages for past economic loss?

\$ _____

Please have the presiding juror sign and date this form.

Dated:

August 14, 2019

Bruce D. Perini
PRESIDING JUROR # 007485978

SUPERIOR COURT OF CALIFORNIA
COUNTY OF SACRAMENTO

FILED / ENDORSED
AUG 14 2019
By D. Ward, DEPUTY CLERK

DARRELL ARCHER and KEITHA
DARQUEA,

Case Number: 34-2017-00209667
Department: 27

Plaintiff,

Special Verdict Form #3

vs.

VF-300. Breach of Contract

TIMOTHY KASSOUNI,
Defendant.

We, the jury, answer the following questions submitted to us as follows:

We answer the questions submitted to us as follows:

1. Did Darrell Archer and Keitha Darquea enter into a contract with Timothy Kassouni?

Yes

No

If your answer to question 1 is yes, then answer question 2. If you answered no, stop here, answer no further questions, and have the presiding juror sign and date this form.

2. Did Timothy Kassouni do all, or substantially all, of the significant things that the contract required him to do?

Yes

No

If your answer to question 2 is yes, then answer question 3. If you answered no, stop here, answer no further questions, and have the presiding juror sign and date this form.

3. Did Darrell Archer and Keitha Darquea fail to pay money due on the contract?

Yes

No

If your answer to question 3 is yes, then answer question 4. If you answered no, stop here, answer no further questions, and have the presiding juror sign and date this form.

4. Was Timothy Kassouni harmed by Darrell Archer and Keitha Darquea's breach of contract?

Yes

No

If your answer to question 4 is yes, then answer question 5. If you answered no, stop here, answer no further questions, and have the presiding juror sign and date this form.

5. What are Timothy Kassouni's damages?

\$ 20083.21

Please have the presiding juror sign and date this form.

Dated:

August 14, 2019

Bernad Perini
PRESIDING JUROR # 007483978

After all verdict forms have been signed, notify the bailiff that you are ready to present your verdict in the courtroom

Ex. D

V.

|| NO. 4

DARRELL GARETH ARCHER

|| HARRIS COUNTY, TEXAS

AMENDED ORDER GRANTING TEMPORARY INJUNCTION

The Court, after notice and hearing, considered the application for a temporary injunction of "Plaintiffs" Harry Hartley II, Impaco Inc. and ICT Engines, Inc. against "Defendant" Darrell Gareth Archer in the above captioned case. Plaintiffs appeared in person and by counsel. Defendant Darrell Archer ___ appeared did not appear. The Court considered the evidence and argument of the parties and counsel. The Court judicially noticed all documents filed and proceedings which have been had in this case. In addition, the Court judicially noticed all documents filed and proceedings which have been had in Case #1090953 previously heard and decided in this Court. The Court finds that:

1. Plaintiffs' proof established that the Defendant Darrell Archer: (a) published a statement in an internet website; (b) that was defamatory concerning the Plaintiffs; (c) while acting with negligence regarding the truth of the statements.

2. The Defendant's defamatory statements were directed at the Plaintiffs and Plaintiffs are the person and entities with reference to whom the defamatory statements were made.

3. Statements by Defendant in his website are "defamatory" because an ordinary person would interpret the statements in a way that tends to injure Plaintiffs' reputation and

✓
4. The Court finds that Defendant published defamatory statements in an internet website posted as "thunderboltproduct.com" that is deceptively similar to Plaintiff's registered tradename "Thunderbolt Products", with the purpose and intent of enhancing the likelihood that consumers seeking information about Plaintiffs' goods and services will view defamatory statements on his website and be deterred from doing business with Plaintiffs.

✓
5. The Court finds that Defendant's statements injure Plaintiffs in their profession or occupation and are therefore defamatory *per se*. The Court further finds that Plaintiffs' proof demonstrates a probable right to relief requested, and probable injury, harm and ongoing irreparable damage if a temporary injunction is not granted.

✓
6. The Court finds that Defendant's internet website has injured and will continue to injure Plaintiffs in their profession and their occupation as engine and transmission remanufacturers. Statements made by Defendant in his website are a negligent and/or reckless publication of false statements of fact to third-parties who view his website that are defamatory, and which are the proximate or producing cause of damages, both economic and general, to Plaintiffs. In particular, defamatory statements by Defendant in his website have caused and will continue to inflict emotion harm and mental anguish on Plaintiffs. Such statements are so obviously harmful to Plaintiffs' reputations in the community that general damages may be presumed. Plaintiffs will, in reasonable probability, incur significant economic damages if the defamatory statements described above are not taken down and removed from the internet by Defendant. The Court finds that Plaintiffs have no adequate remedy at law to prevent irreparable damage to their business and their reputations, and a temporary mandatory injunction is

containing defamatory statements about Plaintiffs, pending trial on the merits of this case. The Court finds that irreparable harm will probably result to Plaintiffs' business and reputations unless Defendant is ordered not to make or post any new defamatory statements to third-parties, in person or on the internet or in any other public or private publication, or on any other internet website or in any other social media website or forum, including but not limited to Instagram, My Space, You Tube, Facebook, Go Daddy or Twitter, regarding the transactions and disputes between Plaintiffs and Defendant that were resolved by the Court in Cause #1090953 described above.

It is therefore

ORDERED that a temporary mandatory injunction is hereby granted against Defendant Darrell Gareth Archer, his affiliated entities, agents and representatives, and all persons in active concert or participation with him who receive actual notice of this Order by personal service or otherwise. Defendant is hereby ORDERED to immediately take down and remove his internet website "thunderboltproduct.com" containing defamatory statements about Plaintiffs, pending trial on the merits of this case. **Failure of Defendant to take down and remove his current internet website thunderboltproduct.com within 24 hours after he is given notice that this Order has been entered may be punished as contempt.** It is further

ORDERED that the internet website hosting company GoDaddy.com and/or any other internet service that "hosts" Defendant's website "thunderboltproduct.com", take down and remove that website within 7 days MB after receiving notice of this Order by email, fax, and/or certified U.S. Mail. It is further

and representatives, and all persons in active concert or participation with him who receive actual notice of this Order by personal service or otherwise, are hereby temporarily enjoined and restrained from engaging in the following conduct, directly or indirectly through any other person acting in concert with said Defendant:

✓ 1. Making any verbal or written defamatory statements, or posting any defamatory statements on internet websites, to third-parties, in person or on the internet or in any other public or private publication, or on any other internet website or in any other social media website or forum including but not limited to Instagram, My Space, Go Daddy, Facebook, You-Tube or Twitter, regarding the transactions and disputes between Plaintiffs and Defendant that were resolved by the Court in Cause #1090953 described above. If Defendant has posted or published defamatory statements regarding such matters by any means and/or on any social media site, he is hereby ORDERED to immediately take down and remove such defamatory statements pending trial of this case;

✓ 2. Making any verbal or written statements, or posting any statements on internet websites, to third-parties, in person or on the internet or in any other public or private publication, or on any other internet website or in any other social media website or forum such as Instagram, My Space, Go Daddy, Facebook, You-tube or Twitter, stating that Plaintiffs, or any of them, are "crooks", "thieves" "scumbags", "cannot be trusted", "sham", "douchebags", "fraudulent", "con artists", "fraudsters", "stole money", "fake", or "fake business". Defendant is further enjoined and restrained from using words of similar meaning to describe Plaintiffs, or any of them. If Defendant has published or posted any such statements, or words of similar meaning, regarding his business dealings with Plaintiffs on any internet and/or social media site or forum,

Confidential information may have been redacted from the document in compliance with the Public Information Act.

A Certified Copy
Attest: 2/12/2020



✓ ORDERED that Defendant notify counsel for Plaintiffs by email of all actions he has initiated to take down and remove the internet website "thunderboltproduct.com", and/or any other internet website postings or sites he has published or caused to be published by any other person or service. Such notice shall be served on Plaintiffs' attorney of record in this case by Defendant within 24 hours after such actions are taken by Defendant. **Failure of Defendant to notify Plaintiff's attorney of actions he has taken to take down and remove the website "thunderproduct.com" may be punished by contempt.** It is further

✓ ORDERED that Defendant is temporarily enjoined and restrained from publishing any statements regarding Plaintiff on any internet website or by any other means of communication using the terms "Thunderbolt", "Thunderbolt Product", "thunderboltproduct", "Thunderbolt Products", "Impaco", "Hartley", "ICT", or any other words or terms that are deceptively similar to such words and terms. It is further

ORDERED that Plaintiffs post a temporary injunction bond in the amount of \$ 100,000 before the clerk will issue a writ of temporary injunction, pursuant to TRCP Rule 684. It is further

the temporary injunction shall remain in full force and effect until the trial set for May 26, 2020 at 9 a.m.
~~ORDERED that trial of Plaintiff's application for a permanent injunction is set for May 26, 2020 at 9:00 AM.~~

SIGNED on February 10 2020 at 4:52 P.M. CST

[Handwritten Signature]
Judge Presiding

FILED
2020 FEB 11 AM 11:45
[Handwritten Signature]
COUNTY CLERK
HARRIS COUNTY, TEXAS

Confidential information may have been redacted from the document in compliance with the Public Information Act.

A Certified Copy
Attest: 2/12/2020



David W. Pace, Attorney for Plaintiffs

Confidential information may have been redacted from the document in compliance with the Public Information Act.

A Certified Copy
Attest: 2/12/2020



Ex. E

Subject FW: Libel

From Daniel V. Kohls <dkohls@hansenkohls.com>
To Dacia J. Cenat <dcentat@hansenkohls.com>, Timothy Kassouni <timothy@kassounilaw.com>, angelathompsonesq@gmail.com <angelathompsonesq@gmail.com>
Date 04/01/2020 9:52 am



Powered by
FuseMail

From: Darrell Archer <dahardhat7@yahoo.com>
Sent: Wednesday, April 01, 2020 9:04 AM
To: Daniel V. Kohls <dkohls@hansenkohls.com>
Subject: Re: Libel

Dan,

If that is how you see it so be it.

I will live for the storm.

Darrell

On Wednesday, April 1, 2020, 8:55:07 AM PDT, Daniel V. Kohls <dkohls@hansenkohls.com> wrote:

Dear Mr. Archer:

Enough with the delusional thinking. Your claims against Ms. Thompson were adjudicated against you *as a matter of law* by the trial judge because you presented *zero* evidence in support of those claims. Your claims that Mr. Kassouni was a "fraudster" and that he committed "fraud" have already been determined against you by a jury – a *unanimous* jury, by the way. I've attached the Verdict Forms – see Question 1 on Verdict Form # 1 and Verdict Form # 2 ["Did Mr. Kassouni make a false representation of facts? Answer: No."]. There was no fraud. In fact, that same jury determined that Mr. Kassouni did all, or substantially all, of the significant things that he was required to do, quite the contrary of your claim that he "bail[ed] on you at the last minute" and "backed out like a coward."

I could go on, but I'm not going to argue with you about this. It is beyond absurd. Your comments on the websites are demonstrably false. That they were published the month *after* the jury verdict was handed down demonstrates all the malice we need. Take the websites down and enjoy the quiet before the storm.

Very truly yours,

Dan

Ex. F

KASSOUNI LAW
621 Capitol Mall, Ste 2025
Sacramento, CA 95814
Tel: (916) 930-0030 ♦ Fax: (916) 930-0033

1 TIMOTHY V. KASSOUNI, SBN 142907
2 KASSOUNI LAW
3 621 Capitol Mall, Suite 2025
4 Sacramento, CA 95814
5 Telephone: (916) 930-0030
6 Facsimile: (916) 930-0033

7 Attorneys for Plaintiff Kassouni Law and Timothy V. Kassouni

FILED
Superior Court Of California,
Sacramento
08/21/2020
Stewart
By _____, Deputy
Case Number:
34-2020-00283573

8 SUPERIOR COURT OF THE STATE OF CALIFORNIA
9 CITY AND COUNTY OF SACRAMENTO

10 KASSOUNI LAW; TIMOTHY V.
11 KASSOUNI,

12 Plaintiffs

13 v.

14 DARRELL ARCHER; DOES 1 through 10,
15 inclusive,

16 Defendants

Case No:

17 VERIFIED COMPLAINT FOR
18 DAMAGES AND INJUNCTIVE RELIEF

19 Plaintiffs Kassouni Law and Timothy V. Kassouni allege:

20 1. In 2015 Plaintiffs Timothy Kassouni and Kassouni Law ("Plaintiffs") successfully
21 represented Defendant Darrell Archer (Archer) and his wife Keitha Darquea (Darquea) in a
22 Federal civil rights lawsuit against the city of Taft, CA, with the trial court concluding that
23 Archer and Ms. Darquea were the prevailing parties. Archer's lead trial counsel in the action
24 was Angela Thompson.
25

26 2. Unhappy with the amount of attorney's fees awarded by the trial court in the
27 Federal lawsuit, Archer and Ms. Darquea brought a lawsuit against Plaintiffs and Ms. Thompson
28

1 in Sacramento County Superior Court (Case No. 34-2017-00209667-CU-FR-GDS), alleging as
2 to Plaintiffs a claim for fraud, and as to Ms. Thompson a claim for malpractice, among other
3 allegations. Archer specifically alleged that Plaintiffs guaranteed that all of the attorney's fees
4 Archer and Ms. Darquea had paid in the Federal action would be recovered in the Federal action.
5 These claims were rejected by a jury, and the Court awarded Mr. Kassouni and Kassouni Law
6 costs. Mr. Kassouni also prevailed against Archer and Ms. Darquea in a counter-suit for recovery
7 of unpaid attorney's fees in excess of \$27,000. The claims against Ms. Thompson were
8 dismissed by the Court before trial. Attached hereto as Ex. A is a true and correct copy of the
9 Jury Verdict Form in the Sacramento County action, and attached hereto as Ex. B is a true and
10 correct copy of the Judgment in the Sacramento County action. Defendants then filed a notice of
11 appeal of the judgment in the Sacramento County action, but the appeal was dismissed for failure
12 to pay appellate fees. The Judgment is therefore final.

13
14
15 3. Defeated in court, Archer turned to the internet. In a deliberate, malicious, and
16 vindictive attempt to injure Mr. Kassouni and his firm, Archer purchased a website,
17 "timothykassouni.com," and used that website to publish demonstrably false and defamatory
18 statements about Mr. Kassouni and his legal practice, Kassouni Law. These statements are
19 intended to have, and have had, a detrimental impact on Mr. Kassouni's reputation and legal
20 practice. Archer has a history of making defamatory statements against people he dislikes. These
21 statements have resulted in court judgments against Archer in the past, including a Harris
22 County, Texas judgment, a true and correct copy of which is attached as Ex. C. Archer's
23 publication of defamatory statements in the website "timothykassouni.com" is the basis of this
24 lawsuit.
25

26
27 4. Plaintiffs first discovered the website in March, 2020. Mr. Kassouni immediately
28 notified his counsel of record in the Sacramento County action, Daniel Kohls. Mr. Kohls

1 demanded in writing to Mr. Archer that the website be removed, and reminded Mr. Archer that
2 all of the defamatory statements were not true as confirmed by the jury verdict. Mr. Archer
3 refused to remove and close down the defamatory website. Of note, Archer did not deny his
4 involvement in the creation of the website. His response was: "I will live for the storm."

5
6 5. Within the last two weeks, Mr. Archer's website has become more prominent
7 when a member of the public performs a search of Timothy Kassouni or Kassouni Law,
8 indicating his recent concerted effort to make the website even more accessible to the public.

9 6. Archer personally created and maintained the defamatory website, or has been
10 directly in control of its creation and maintenance. On information and belief he is working with
11 his son to continually monitor the website to maximum public exposure. As such, Archer has the
12 ability to remove it and close it down. Because he refuses to do so, injunctive relief from this
13 court is necessary in addition to damages.
14

15 PARTIES

16 7. Plaintiff Timothy Kassouni is an attorney licensed to practice in California, Bar
17 No. 142907. Mr. Kassouni has successfully practiced law for more than 30 years without any
18 disciplinary history. Mr. Kassouni's practice includes litigation against governmental entities for
19 violation of civil rights. Mr. Kassouni's firm, Kassouni Law, was founded in 2009, and is located
20 in Sacramento, CA.
21

22 8. On information and belief, Defendant Darrell Archer resides in Vallejo, CA. The
23 mailing address he has used, and the last one known to Plaintiffs, is Post Office Box 4054,
24 Vallejo, CA.
25

26 9. Plaintiffs do not know the true names, capacities, or bases for liability of
27 Defendants sued in this action as Does 1 through 10, inclusive, and will amend this complaint
28 when that information is discovered. Plaintiffs are informed and believe, and based thereon

1 allege, that at all times mentioned herein Defendants, and each of them, were acting on their own
2 behalf, in concert with each other, and concurrently as the agents, servants, or employees of the
3 remaining Defendants, and of each other, in committing the acts alleged and were acting within
4 the course and scope of their authority as such agents, servants, or employees.
5

6 7 **VENUE**

8 10. Venue in this Court is proper under Code. Civ. Pro § 395, because the injuries
9 occurred in the County of Sacramento, where Mr. Kassouni resides, and where Kassouni Law has
10 its place of business.
11

12 **GENERAL ALLEGATIONS**

13 11. Plaintiffs reallege the preceding paragraphs 1-10 as if fully set-forth herein.

14 12. Mr. Kassouni operates Kassouni Law, a law firm in Sacramento California that
15 litigates against governmental entities for violations of civil rights, among other land use, real
16 estate, and business law litigation matters.
17

18 13. In 2015, Archer and Ms. Darquea contacted Mr. Kassouni seeking representation
19 regarding the City of Taft's destruction of building materials located on Ms. Darquea's property.
20 This is the Federal Court action.
21

22 14. Kassouni Law then entered into three fee agreements with Archer and Ms.
23 Darquea, who were representing themselves pro per in the Federal Action. The first was to assist
24 in preparing an opposition to the City of Taft's motion for summary judgment. Archer and Ms.
25 Darquea prevailed, and the motion was denied. The second was to assist in preparing a pre-trial
26 statement in the Federal Action. The third was to represent them in the Federal Action as counsel
27 of record, with lead trial counsel Ms. Thompson.
28

1 15. After being deemed the prevailing party after a jury trial in the Federal Action,
2 Mr. Kassouni filed a motion for attorney's fees. The trial court did not award all of the fees
3 requested in the motion. Dissatisfied with this result, Archer and Ms. Darquea filed the
4 Sacramento County Superior Court action against Mr. Kassouni, Kassouni Law, and Ms.
5 Thompson. The claims against Ms. Thomson were dismissed before trial, and the jury found no
6 liability for the claims against Mr. Kassouni and Kassouni Law, as reflected in Exhibits A and B.
7 The Jury found as follows (see Ex. A):
8

9 **"Question 1. Did Timothy Kassouni make a false representation of facts to Darrell**
10 **Archer? Answer: No."**

11 **"Question 1. Did Timothy Kassouni make a false representation of facts to Keitha**
12 **Darquea? Answer: No."**

13 The jury's factual findings constitute res judicata and collateral estoppel as to the falsity of
14 statements in the website.
15

16 16. On or about March 31, 2020, Mr. Kassouni became aware that Defendants had
17 retaliated to this loss by creating a website bearing the name "timothykassouni.com."
18

19 17. The website prominently displays a number of demonstrably false and defamatory
20 statements about Mr. Kassouni, including:

21 "Timothy Kassouni and Angela Thompson conspired together to deceive [him] and take
22 [his] money";

23 "Mr. Kassouni was very deceitful...";

24 *Mr. Kassouni is a "Crook, Thief, Cheat";*

25 Mr. Kassouni was operating a "SCAM"

26 Mr. Kassouni "CANNOT BE TRUSTED"

27 Mr. Kassouni "fail[ed] to file important documents"
28

1 Mr. Kassouni is a "FRAUD";

2 Mr. Kassouni charged more than agreed;

3 Mr. Kassouni failed to provide agreed services;

4 Mr. Kassouni has "NO HONOR NO ETHICS";

5 Mr. Kassouni is an "Overcharging Scam Artist Crook"

6 Mr. Kassouni is "cowardly";

7
8 18. Additionally, the website links to a second page, "thompsonangela.com," which
9 falsely claims that the lawsuit litigated by Mr. Kassouni and Ms. Thompson on behalf of Archer
10 was a "Complete Loss."

11 19. Neither website discloses that Mr. Kassouni was successful in litigating Archer's
12 claims.

13
14 **CAUSE OF ACTION: DEFAMATION *PER SE***

15 20. Plaintiff realleges the preceding paragraphs 1-19 as if fully set-forth herein.

16 21. As noted above, Archer published a website bearing Mr. Kassouni's name for the
17 obvious purpose of directing public enquires into Mr. Kassouni's practice to his website.

18 22. This website refers to Mr. Kassouni by name throughout, and includes his
19 address.

20 23. As noted above, the website contains statements published and disseminated to
21 the public that explicitly accuse Mr. Kassouni and Kassouni Law of conspiracy, fraud, deceit,
22 incompetence, breach of contract, theft, incompetence, and cowardice. The statements are not
23 *privileged, and are false, libelous, and defamatory, as confirmed by the jury.*

24
25 24. Such statements are libelous and defamatory on their face. To accuse any person
26 of fraud, running a scam, theft, cowardice, breach of contract, failure to provide agreed services,
27 etc., are precisely the sort of claims that would expose an individual to hatred, contempt, ridicule
28

1 and obloquy, and have a natural tendency to injure or cause special damage. An ordinary person
2 would interpret the statements in a way that tends to injure Plaintiffs' reputation and thereby
3 expose Plaintiffs to public hatred, contempt, or ridicule, or financial injury or to impeach
4 Plaintiffs' honesty, integrity, virtue, or reputation.

5
6 25. Archer's publication of the per se defamatory statements described above are
7 sufficient to give rise to this action, without proof of special damage, consistent with Civil Code
8 section 45a and 46. The statements in the website "tend[] directly to injure [Plaintiffs] in respect
9 to [Plaintiff's] office, profession, trade, or business...." (Civil Code section 46, subd. 3.) The
10 statements ("Crook, Thief, Cheat") also charge Plaintiffs with a crime. (Civil Code section 46,
11 subd. 1.) These are sufficient to establish defamation per se. (See *Regalia v. The Nethercutt*
12 *Collection* (2009) 172 Cal.App.4th 371, 376: "A slander that falls within the first four
13 subdivisions of Civil Code section 46 is slander per se and requires no proof of actual
14 damages.") Such statements are so obviously harmful to Plaintiffs' reputation in the community
15 that damages may be presumed. Plaintiffs will, in reasonable probability, incur significant
16 economic damages if the defamatory statements described above are not taken down and
17 removed from the internet by Archer.
18

19
20 26. The above-described published statements were not privileged because they were
21 clearly published with malice, hatred and ill will toward Mr. Kassouni and Kassouni Law, and
22 the desire to injure him and his practice, with intentional disregard of the truth. Indeed, the
23 website itself states that it is designed to hurt Mr. Kassouni's reputation and to encourage people
24 *not to do business with him.*

25
26 27. Because of Archer's malice in publishing, and continued harassment of Mr.
27 Kassouni, Mr. Kassouni and Kassouni Law seek punitive damages in an amount to be
28 established at trial. Archer has done this to others as well and an award of punitive damages is

1 necessary to punish this malicious behavior and to deter him from engaging in similar behavior
2 in the future.

3
4 **PRAYER FOR RELIEF**

5 Wherefore Plaintiffs prays for judgment as follows:


- 6 A. Temporary, Preliminary, and Permanent Injunctive Relief mandating the removal and
7 closure of the website "timothykassouni.com" as Plaintiffs have no adequate remedy to
8 prevent irreparable damage to their business and their reputations.
9
10 B. Temporary, Preliminary, and Permanent Injunctive Relief preventing Archer and his
11 agents and representatives from publishing similar content on any other website,
12 publication, or social media platform;
13
14 C. Compensatory damages at the time of the filing of this complaint in the amount of
15 \$50,000;
16
17 D. Punitive damages at the time of the filing of this Complaint in the amount of \$200,000;
18
19 E. Interest as allowed by law;
20
21 F. Costs of suit; and
22
23 G. Such other and further relief as this court may deem just and proper.

24 DATED: August 20, 2020 TIMOTHY V. KASSOUNI
25 KASSOUNI LAW

26
27 By 
28 TIMOTHY V. KASSOUNI
Attorneys for Plaintiffs

VERIFICATION

I have read the foregoing document captioned VERIFIED COMPLAINT FOR DAMAGES AND INJUNCTIVE RELIEF. I have personal knowledge of the matters stated therein and on that ground declare under penalty of perjury under the laws of the State of California that the same are true and correct. This verification was executed on August 20, 2020 in Sacramento, CA.


TIMOTHY KASSOUNI,
INDIVIDUALLY AND AS
OWNER OF KASSOUNI LAW

Ex. A

FILED / ENDORSED
AUG 14 2019
By D. Ward, Deputy Clerk

**SUPERIOR COURT OF CALIFORNIA
COUNTY OF SACRAMENTO**

VERDICT FORMS

Case No. 34-2017-00209667

Dept. 27

Darrell Arcer and Keitha Darquea

VS.

Timothy Kassouni

Date: 8-14-19

SUPERIOR COURT OF CALIFORNIA
COUNTY OF SACRAMENTO

FILED/ ENDORSED
AUG 14 2019
Case Number: 34-2017-00209667
By D. Ward, DEPUTY CLERK
Department: 27

DARRELL ARCHER and KEITHA
DARQUEA,

Plaintiff,

vs.

TIMOTHY KASSOUNI,
Defendant.

Special Verdict Form #1

VF-1900 Intentional Misrepresentation

We, the jury, answer the following questions submitted to us as follows:

We answer the questions submitted to us as follows:

1. Did Timothy Kassouni make a false representation of facts to Darrell Archer?

Yes

No

If your answer to question 1 is yes, then answer question 2. If you answered no, stop here, answer no further questions, and have the presiding juror sign and date this form.

2. Did Timothy Kassouni know that the representation was false, or did he make the representation recklessly and without regard for its truth?

Yes

No

If your answer to question 2 is yes, then answer question 3. If you answered no, stop here, answer no further questions, and have the presiding juror sign and date this form.

3. Did Timothy Kassouni intend that Darrell Archer rely on the representation?

Yes

No

If your answer to question 3 is yes, then answer question 4. If you answered no, stop here, answer no further questions, and have the presiding juror sign and date this form.

4. Did Darrell Archer reasonably rely on the representation?

Yes

No

If your answer to question 4 is yes, then answer question 5. If you answered no, stop here, answer no further questions, and have the presiding juror sign and date this form.

5. Was Darrell Archer's reliance on Timothy Kassouni's representation a substantial factor in causing harm to Darrell Archer?

Yes

No

If your answer to question 5 is yes, then answer question number 6. If you answered no, stop here, answer no further questions, and have the presiding juror sign and date this form.

6. What are Darrell Archer's damages for past economic loss?

\$ _____

Please have the presiding juror sign and date this form.

Dated:

August 14, 2019

Bruno Furini
PRESIDING JUROR # 007485978

SUPERIOR COURT OF CALIFORNIA
COUNTY OF SACRAMENTO

FILED / ENDORSED
AUG 14 2019
By D. Ward, DEPUTY CLERK

DARRELL ARCHER and KEITHA
DARQUEA,

Case Number: 34-2017-00209667

Department: 27

Plaintiff,

Special Verdict Form #2

vs.

VF-1900 Intentional Misrepresentation

TIMOTHY KASSOUNI,
Defendant.

We, the jury, answer the following questions submitted to us as follows:

We answer the questions submitted to us as follows:

1. Did Timothy Kassouni make a false representation of facts to Keitha Darquea?

Yes

No

If your answer to question 1 is yes, then answer question 2. If you answered no, stop here, answer no further questions, and have the presiding juror sign and date this form.

2. Did Timothy Kassouni know that the representation was false, or did he make the representation recklessly and without regard for its truth?

Yes

No

If your answer to question 2 is yes, then answer question 3. If you answered no, stop here, answer no further questions, and have the presiding juror sign and date this form.

3. Did Timothy Kassouni intend that Keitha Darquea rely on the representation?

Yes

No

If your answer to question 3 is yes, then answer question 4. If you answered no, stop here, answer no further questions, and have the presiding juror sign and date this form.

4. Did Keitha Darquea reasonably rely on the representation?

Yes

No

If your answer to question 4 is yes, then answer question 5. If you answered no, stop here, answer no further questions, and have the presiding juror sign and date this form.

5. Was Keitha Darquea's reliance on Timothy Kassouni's representation a substantial factor in causing harm to Keitha Darquea?

Yes

No

If your answer to question 5 is yes, then answer question number 6. If you answered no, stop here, answer no further questions, and have the presiding juror sign and date this form.

6. What are Keitha Arquea's damages for past economic loss?

\$ _____

Please have the presiding juror sign and date this form.

Dated:

August 14, 2019

Bruce D. Perrin
PRESIDING JUROR # 007485978

SUPERIOR COURT OF CALIFORNIA
COUNTY OF SACRAMENTO

FILED / ENDORSED
AUG 14 2019
By D. Ward, DEPUTY CLERK

DARRELL ARCHER and KEITHA
DARQUEA,

Case Number: 34-2017-00209667
Department: 27

Plaintiff,

Special Verdict Form #3

vs.

VF-300. Breach of Contract

TIMOTHY KASSOUNI,
Defendant.

We, the jury, answer the following questions submitted to us as follows:

We answer the questions submitted to us as follows:

1. Did Darrell Archer and Keitha Darquea enter into a contract with Timothy Kassouni?

Yes

No

If your answer to question 1 is yes, then answer question 2. If you answered no, stop here, answer no further questions, and have the presiding juror sign and date this form.

2. Did Timothy Kassouni do all, or substantially all, of the significant things that the contract required him to do?

Yes

No

If your answer to question 2 is yes, then answer question 3. If you answered no, stop here, answer no further questions, and have the presiding juror sign and date this form.

3. Did Darrell Archer and Keitha Darquea fail to pay money due on the contract?

Yes

No

If your answer to question 3 is yes, then answer question 4. If you answered no, stop here, answer no further questions, and have the presiding juror sign and date this form.

4. Was Timothy Kassouni harmed by Darrell Archer and Keitha Darquea's breach of contract?

Yes

No

If your answer to question 4 is yes, then answer question 5. If you answered no, stop here, answer no further questions, and have the presiding juror sign and date this form.

5. What are Timothy Kassouni's damages?

\$ 20083.21

Please have the presiding juror sign and date this form.

Dated: August 14, 2019

Brenda Purini
PRESIDING JUROR # 007-4859-7B

After all verdict forms have been signed, notify the bailiff that you are ready to present your verdict in the courtroom

Ex. B

1 DANIEL V. KOHLS (State Bar No. 167987)
2 DACIA J. CENAT (State Bar No. 305161)
3 HANSEN, KOHLS, SOMMER & JACOB, LLP
4 1520 EUREKA ROAD, SUITE 100
5 ROSEVILLE, CALIFORNIA 95661
6 TELEPHONE: (916) 781-2550
7 FACSIMILE: (916) 781-5339

8 Attorneys for Defendant TIMOTHY KASSOUNI
9 and Cross-Complainants KASSOUNI LAW and
10 TIMOTHY V. KASSOUNI

11 SUPERIOR COURT OF CALIFORNIA
12 COUNTY OF SACRAMENTO

13 DARRELL ARCHER, KEITHA
14 DARQUEA,

15 Plaintiffs,

16 v.

17 TIMOTHY KASSOUNI, ANGELA
18 THOMPSON OFFICIALLY AND
19 INDIVIDUALLY and DOES 1 to 5,

20 Defendants,

Case No. 34-2017-00209667-CU-FR-GDS

21 **NOTICE OF ENTRY OF JUDGMENT
22 ON JURY VERDICT**

23 Complaint
24 Filed: November 8, 2016
25 Amended
26 Complaint Filed: January 11, 2017
27 Trial Date: August 5, 2019

28 _____ /
AND RELATED CROSS-ACTION.
_____ /

NOTICE IS HEREBY GIVEN that the Court entered the Judgment on Jury Verdict on August 16, 2019. A true and correct copy of that Judgment, filed in the above-captioned action, is attached hereto as Exhibit A.

DATED: August 16, 2019

HANSEN, KOHLS, SOMMER & JACOB, LLP

By: 

DANIEL V. KOHLS
DACIA J. CENAT
Attorneys for Defendants TIMOTHY KASSOUNI
and Cross-Complainants KASSOUNI LAW and
TIMOTHY V. KASSOUNI

1 STATE OF CALIFORNIA

2 COUNTY OF PLACER

)
) ss. **PROOF OF SERVICE**
)

3 I am a citizen of the United States and am employed within the county aforesaid; I am over
4 the age of eighteen years and not a party to the within action; my business address is Hansen, Kohls,
Sommer & Jacob, LLP, 1520 Eureka Road, Suite 100, Roseville, California 95661.

5 On the date mentioned below, I served the following document(s):

6 **NOTICE OF ENTRY OF JUDGMENT ON JURY VERDICT**

7 on the interested parties in said action addressed as follows:

8 Darrell Archer
Keitha Darquea
9 P.O. Box 4054
Vallejo, CA 94590
10 Tel: (707) 712-9768
dahardhat7@yahoo.com
11 tessielove@sbcglobal.net

Plaintiffs in Pro Per

- 12 ▶ **BY MAIL** -- by placing a true copy thereof enclosed in an envelope addressed as set
13 forth above. I am readily familiar with this office's practice whereby the mail is sealed,
14 given the appropriate postage and placed in a designated mail collection area. Each day's
mail is collected and deposited in a United States mailbox after the close of each day's
business.
- 15 ▶ **BY PERSONAL SERVICE** - by causing to be delivered by hand and leaving a true
16 copy with the person and at the address shown above.
- 17 ▶ **BY OVERNIGHT DELIVERY** -- by placing a true copy thereof enclosed in a
18 Federal Express or Express Mail envelope addressed as set forth above. I am readily
familiar with this office's practice whereby the package is sealed, with fees prepaid, and
placed in a designated Federal Express or U.S. Mail depository on the same business day.
- 19 ▶ **BY EMAIL TRANSMISSION** -- by transmitting via e-mail a copy of the
20 document(s) listed above to the e-mail addresses provided above.

21 I declare under penalty of perjury under the laws of the State of California that the
foregoing is true and correct. Executed on August 16, 2019, at Roseville, California.

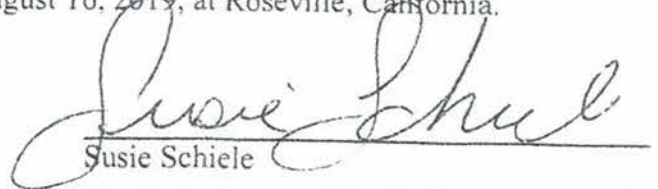
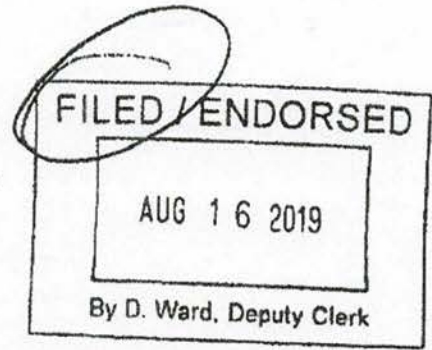
22
23 
24 Susie Schiele

EXHIBIT A

1 DANIEL V. KOHLS (State Bar No. 167987)
2 DACIA J. CENAT (State Bar No. 305161)
3 HANSEN, KOHLS, SOMMER & JACOB, LLP
4 1520 EUREKA ROAD, SUITE 100
5 ROSEVILLE, CALIFORNIA 95661
6 TELEPHONE: (916) 781-2550
7 FACSIMILE: (916) 781-5339

8 Attorneys for Defendant TIMOTHY KASSOUNI
9 and Cross-Complainants KASSOUNI LAW and
10 TIMOTHY V. KASSOUNI



11 SUPERIOR COURT OF CALIFORNIA
12 COUNTY OF SACRAMENTO

13 DARRELL ARCHER, KEITHA
14 DARQUEA,

15 Plaintiffs,

16 v.

17 TIMOTHY KASSOUNI, ANGELA
18 THOMPSON OFFICIALLY AND
19 INDIVIDUALLY and DOES 1 to 5,

20 Defendants,

21 Case No. 34-2017-00209667-CU-FR-GDS

22 **JUDGMENT ON JURY VERDICT**

23 Complaint
24 Filed: November 8, 2016
25 Amended
26 Complaint Filed: January 11, 2017
27 Trial Date: August 5, 2019

28 AND RELATED CROSS-ACTION.

29 This case was tried before a jury beginning on August 5, 2019, in Department 27 of this
30 court, the Honorable Steven M. Gevercer, judge presiding. On August 14, 2019, the jury
31 rendered its verdict in favor of defendant Timothy Kassouni and against plaintiffs Darrell Archer
32 and Keitha Darquea on plaintiffs' complaint, and in favor of cross-complainants Timothy
33 Kassouni and Kassouni Law and against cross-defendants Darrell Archer and Keitha Darquea on
34 the cross-complaint, in the amount of \$20,083.21. Prior to entry of judgment on the verdict,
35 cross-complainants Timothy Kassouni and Kassouni Law moved for entry of an award of interest
36 on the adjudged amount in accordance with Civil Code section 3289, subdivision (b), which
37 provides for interest on the unpaid balance due under the contract after the date of breach,
38

1 October 15, 2015, at the rate of ten percent per annum. The amount of interest thus awarded is
2 \$7,685.96. Judgment is therefore entered in favor of Timothy Kassouni and Kassouni Law and
3 against Darrell Archer and Keitha Darquea, jointly and severally, in the sum of \$27,769.17, plus
4 costs as determined by a timely-filed Memorandum of Costs.

5 **IT IS SO ORDERED.**

6 DATED: August 16, 2019



JUDGE OF THE SUPERIOR COURT

STEVEN M. GEVERCER

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Ex. C

Harris County - County Civil Court at Law No. 4

NO. 1145555

HARRY HARTLEY II, ICT ENGINES
INC., IMPACO INC.

|| COUNTY CIVIL COURT AT LAW

V.

|| NO. 4

DARRELL GARETH ARCHER

|| HARRIS COUNTY, TEXAS

AMENDED ORDER GRANTING TEMPORARY INJUNCTION

The Court, after notice and hearing, considered the application for a temporary injunction of "Plaintiffs" Harry Hartley II, Impaco Inc. and ICT Engines, Inc. against "Defendant" Darrell Gareth Archer in the above captioned case. Plaintiffs appeared in person and by counsel. Defendant Darrell Archer ___ appeared did not appear. The Court considered the evidence and argument of the parties and counsel. The Court judicially noticed all documents filed and proceedings which have been had in this case. In addition, the Court judicially noticed all documents filed and proceedings which have been had in Case #1090953 previously heard and decided in this Court. The Court finds that:

1. Plaintiffs' proof established that the Defendant Darrell Archer: (a) published a statement in an internet website; (b) that was defamatory concerning the Plaintiffs; (c) while acting with negligence regarding the truth of the statements.

2. The Defendant's defamatory statements were directed at the Plaintiffs and Plaintiffs are the person and entities with reference to whom the defamatory statements were made.

3. Statements by Defendant in his website are "defamatory" because an ordinary person would interpret the statements in a way that tends to injure Plaintiffs' reputation and

thereby expose them to public hatred, contempt or ridicule, or financial injury or to impeach Plaintiffs' honesty, integrity, virtue or reputation.


✓
4. The Court finds that Defendant published defamatory statements in an internet website posted as "thunderboltproduct.com" that is deceptively similar to Plaintiff's registered tradename "Thunderbolt Products", with the purpose and intent of enhancing the likelihood that consumers seeking information about Plaintiffs' goods and services will view defamatory statements on his website and be deterred from doing business with Plaintiffs.


✓
5. The Court finds that Defendant's statements injure Plaintiffs in their profession or occupation and are therefore defamatory *per se*. The Court further finds that Plaintiffs' proof demonstrates a probable right to relief requested, and probable injury, harm and ongoing irreparable damage if a temporary injunction is not granted.

✓
6. The Court finds that Defendant's internet website has injured and will continue to injure Plaintiffs in their profession and their occupation as engine and transmission remanufacturers. Statements made by Defendant in his website are a negligent and/or reckless publication of false statements of fact to third-parties who view his website that are defamatory, and which are the proximate or producing cause of damages, both economic and general, to Plaintiffs. In particular, defamatory statements by Defendant in his website have caused and will continue to inflict emotion harm and mental anguish on Plaintiffs. Such statements are so obviously harmful to Plaintiffs' reputations in the community that general damages may be presumed. Plaintiffs will, in reasonable probability, incur significant economic damages if the defamatory statements described above are not taken down and removed from the internet by Defendant. The Court finds that Plaintiffs have no adequate remedy at law to prevent irreparable damage to their business and their reputations, and a temporary mandatory injunction is

warranted, requiring Defendant to immediately take down and remove his internet website containing defamatory statements about Plaintiffs, pending trial on the merits of this case. The Court finds that irreparable harm will probably result to Plaintiffs' business and reputations unless Defendant is ordered not to make or post any new defamatory statements to third-parties, in person or on the internet or in any other public or private publication, or on any other internet website or in any other social media website or forum, including but not limited to Instagram, My Space, You Tube, Facebook, Go Daddy or Twitter, regarding the transactions and disputes between Plaintiffs and Defendant that were resolved by the Court in Cause #1090953 described above.

It is therefore

 ORDERED that a temporary mandatory injunction is hereby granted against Defendant Darrell Gareth Archer, his affiliated entities, agents and representatives, and all persons in active concert or participation with him who receive actual notice of this Order by personal service or otherwise. Defendant is hereby ORDERED to immediately take down and remove his internet website "thunderboltproduct.com" containing defamatory statements about Plaintiffs, pending trial on the merits of this case. **Failure of Defendant to take down and remove his current internet website thunderboltproduct.com within 24 hours after he is given notice that this Order has been entered may be punished as contempt.** It is further

 ORDERED that the internet website hosting company GoDaddy.com and/or any other internet service that "hosts" Defendant's website "thunderboltproduct.com", take down and remove that website within 7 days MB after receiving notice of this Order by email, fax, and/or certified U.S. Mail. It is further

✓ ORDERED that Defendant Darrell Gareth Archer, his affiliated entities, agents and representatives, and all persons in active concert or participation with him who receive actual notice of this Order by personal service or otherwise, are hereby temporarily enjoined and restrained from engaging in the following conduct, directly or indirectly through any other person acting in concert with said Defendant:

✓ 1. Making any verbal or written defamatory statements, or posting any defamatory statements on internet websites, to third-parties, in person or on the internet or in any other public or private publication, or on any other internet website or in any other social media website or forum including but not limited to Instagram, My Space, Go Daddy, Facebook, YouTube or Twitter, regarding the transactions and disputes between Plaintiffs and Defendant that were resolved by the Court in Cause #1090953 described above. If Defendant has posted or published defamatory statements regarding such matters by any means and/or on any social media site, he is hereby ORDERED to immediately take down and remove such defamatory statements pending trial of this case;

✓ 2. Making any verbal or written statements, or posting any statements on internet websites, to third-parties, in person or on the internet or in any other public or private publication, or on any other internet website or in any other social media website or forum such as Instagram, My Space, Go Daddy, Facebook, You-tube or Twitter, stating that Plaintiffs, or any of them, are "crooks", "thieves" "scumbags", "cannot be trusted", "sham", "douchebags", "fraudulent", "con artists", "fraudsters", "stole money", "fake", or "fake business". Defendant is further enjoined and restrained from using words of similar meaning to describe Plaintiffs, or any of them. If Defendant has published or posted any such statements, or words of similar meaning, regarding his business dealings with Plaintiffs on any internet and/or social media site or forum,

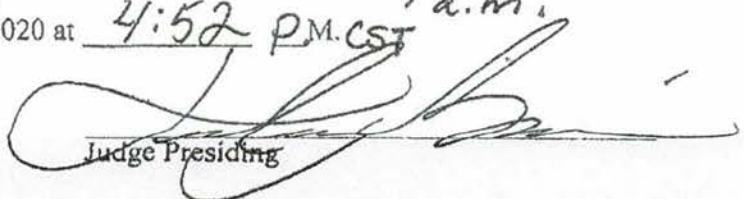
or otherwise published any such statements, he is hereby ORDERED to immediately take down and remove such statements. It is further

ORDERED that Defendant notify counsel for Plaintiffs by email of all actions he has initiated to take down and remove the internet website "thunderboltproduct.com", and/or any other internet website postings or sites he has published or caused to be published by any other person or service. Such notice shall be served on Plaintiffs' attorney of record in this case by Defendant within 24 hours after such actions are taken by Defendant. **Failure of Defendant to notify Plaintiff's attorney of actions he has taken to take down and remove the website "thunderproduct.com" may be punished by contempt.** It is further

ORDERED that Defendant is temporarily enjoined and restrained from publishing any statements regarding Plaintiff on any internet website or by any other means of communication using the terms "Thunderbolt", "Thunderbolt Product", "thunderboltproduct", "Thunderbolt Products", "Impaco", "Hartley", "ICT", or any other words or terms that are deceptively similar to such words and terms. It is further

ORDERED that Plaintiffs post a temporary injunction bond in the amount of \$ 100,000 before the clerk will issue a writ of temporary injunction, pursuant to TRCP Rule 684. It is further

the temporary injunction shall remain in full force and effect until the trial set for May 26, 2020 at 9 a.m.

~~ORDERED that trial of Plaintiff's application for a permanent injunction is set for May 26, 2020 at 9:00 a.m.~~
SIGNED on February 10 2020 at 4:52 P.M. CST

Judge Presiding

FILED
2020 FEB 11 AM 11:46

COUNTY CLERK
HARRIS COUNTY, TEXAS

Ex. G

KASSOUNI LAW
621 CAPITOL MALL, SUITE 2025
SACRAMENTO, CALIFORNIA 95814

SACRAMENTO CA 957

21 SEP 2020 PM 5 L



934000801120549

FOREVER

*Darrell Archer
P.O. Box 1054
Vallejo, CA 94590*

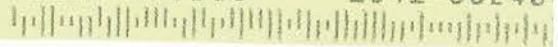
**BOX CLOSED
NO ORDER**

FWD

NIXIE 957 DE 1 0009/

RETURN TO SENDER
NOT DELIVERABLE AS ADDRESSEE
UNABLE TO FORWARD

BC: 95814473300 *1641-00246



UTF
94590-040554

Ex. H

Search the WHOIS Database

www.kassonil.com

Search

WHOIS search results

Domain Name: timothykassonil.com
 Registry: Domain ID: 2491297915, DOMAINS.VENUE.COM-REG-1
 Registrar: WHOIS Server: whois.godaddy.com
 Registrar URL: http://www.godaddy.com
 Updated Date: 2020-08-13T02:49:40Z
 Creation Date: 2017-08-08T21:02:58Z
 Registrar Registration Expiration Date: 2021-09-08T21:02:58Z
 Registrar: GoDaddy.com, LLC
 Registrar IANA ID: 146
 Registrar Abuse Contact Email: abuse@godaddy.com
 Registrar Abuse Contact Phone: +1 4804242000
 Domain Status: clientTransferProhibited http://www.icann.org/epp/clientTransferProhibited
 Domain Status: clientUpdateProhibited http://www.icann.org/epp/clientUpdateProhibited
 Domain Status: clientRenewProhibited http://www.icann.org/epp/clientRenewProhibited
 Domain Status: clientDeleteProhibited http://www.icann.org/epp/clientDeleteProhibited
 Registrant Organization: Registrant State/Province: California
 Registrant Country: US
 Registrant Email: Select Contact Domain holder link at https://www.godaddy.com/whois/results.aspx?domain=timothykassonil.com
 Admin Email: Select Contact Domain holder link at https://www.godaddy.com/whois/results.aspx?domain=timothykassonil.com
 Tech Email: Select Contact Domain holder link at https://www.godaddy.com/whois/results.aspx?domain=timothykassonil.com
 Name Server: NS-98-AWS02NS-02.COM
 Name Server: NS-104-AWS02NS-10.COM
 Name Server: NS-098-AWS02NS-098.COM
 Name Server: NS-1488-AWS02NS-01.COM
 DNSSEC: unsigned
 URL of the ICANN WHOIS Data Problem Reporting System: http://wdprs.internic.net
 For more information on Whois data codes, please visit http://www.icann.org/whois-quick-reference/2014-06-16/en/whois-qr-usa/. The data contained in this registrar's Whois database is provided "as is" with no guarantee or warranties regarding its accuracy. This information is provided for the sole purpose of assisting you in obtaining information about domain name registration records. Any use of this data for any other purpose is prohibited. You agree to these terms and conditions of use by clicking on the "I agree" button in this report. For any purposes, such as transmission by e-mail, telephone, postal mail, telex, facsimile or other means of mass unidirectional communication, or for any other purpose, you agree to these terms and conditions of use by clicking on the "I agree" button in this report. For any purposes, such as transmission by e-mail, telephone, postal mail, telex, facsimile or other means of mass unidirectional communication, or for any other purpose, you agree to these terms and conditions of use by clicking on the "I agree" button in this report.

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Is this your domain?

Add contact email and phone



Find out who is hosting any website

To find out where a website is hosted enter the URL address

timothykassouni.com

FIND HOST

It is hosted by: Amazon Technologies Inc.

Organization name: AWS EC2 (us-east-1)

IP address: 3.225.191.62

AS(autonomous system) number and organization: AS14618 Amazon.com, Inc

AS name: AMAZON-AES

Reverse DNS of the IP: ec2-3-225-191-62.compute-1.amazonaws.com

City: Ashburn

Country: United States

Dev toolkit

Who is hosting any site

Ping IP/URL

Reverse image search

Is a site Up or Down

What is my IP

What is my DNS

Exit checker

Reverse IP Checker

We value your feedback

Send us bug reports, feature requests or just say 'hi'!



Web Hosting Survey

Vote for your favorite hosting

SiteGround

FastComet

