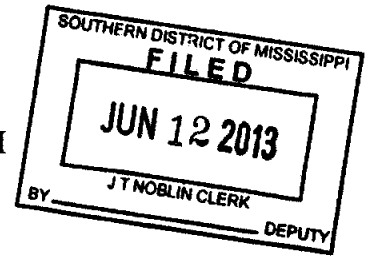


IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
SOUTHERN DIVISION



DOUGLAS HANDSHOE

PLAINTIFF

VERSUS

CIVIL ACTION NO: 1:13cv254 HSO-RHW

JOHN DOE(S) AKA "RANDALL CAJUN"

DEFENDANTS

NOTICE OF REMOVAL

YOU ARE HEREBY NOTIFIED that Defendants, Charles Leary and Vaughn Perret have removed this action from the Circuit Court of Hancock County, Mississippi to the United States District Court for the Southern District of Mississippi, Southern Division. In support of its Notice of Removal, Defendants state:

I.

This Notice of Removal is filed pursuant to 28 U.S.C. §§ 1332, 1441 and 1446.

II.

This action was originally commenced by Plaintiff, Douglas Handshoe, on May 21, 2013 by the filing of the Complaint in the Circuit Court of Hancock County, Mississippi styled *Douglas Handshoe v. John Doe(s) aka "Randall Cajun"*, Cause No: 13-0174. The Summons and Complaint were served on Defendants by service of process upon Charles Leary and Vaughn Perret on June 4, 2013. Pursuant to 28 U.S.C. § 1446(a) a true and correct copy of all process and pleadings served upon Defendants is attached as Exhibit "A"

III.

Pursuant to 28 U.S.C. § 1446(b) this Notice of Removal is being filed and served within 30 days of first receipt by these Defendants, through service or otherwise, of a copy of the initial pleadings setting forth the claim for relief upon which Plaintiff's claims are based.

A complete certified copy of the record on file in Cause No: 13-0174 in the Circuit Court of Hancock County, Mississippi will be separately filed electronically in accordance with L.U.Civ.R. 5(b) within 14 days from the date of removal.

IV.

In the original Complaint Plaintiff names John Doe(s) aka Randall Cajun as the Defendants. Complete diversity exists between the parties since Plaintiff is an adult resident citizen of Hancock County, Mississippi and Defendant, according to the original Complaint, is a fictitious entity. While not naming them as Defendants, Plaintiff served the Summons and Complaint on Vaughn Perret and Charles Leary as though they were named as Defendants; and Vaughn Perret and Charles Leary believe they are intended to be named Defendants.

Defendant Charles Leary is an adult resident citizen of Nova Scotia, Canada; and Defendant Vaughn Perret is an adult resident citizen of Nova Scotia, Canada;

V.

This Court has original subject matter jurisdiction over this action pursuant to 28 U.S.C. §§1332 and 1441. At the time of the filing of the Complaint and at all times thereafter complete diversity of citizenship has existed between the Plaintiff and Defendants.

VI.

The Plaintiff demands judgment against Defendants for an unspecified amount of money for damages allegedly suffered in an amount exceeding \$75,000.00 exclusive of interest and

costs. The nature of Plaintiff's claims and statements he has made in pleadings in other cases and over the internet indicate that.

VII.

Pursuant to 28 U.S.C. § 1441(a) the United States District Court for the Southern District of Mississippi, Southern Division, is the federal district court for the district and division embracing the place where the state court action was originally filed and pending.

VIII.

Pursuant to 28 U.S.C. § 1446(d) Plaintiff is being provided with a copy of this Notice of Removal, and a copy of this Notice of Removal is being filed with the Clerk of the Circuit Court of Hancock County, Mississippi.

IX.

Consistent with the provision of 28 U.S.C. § 1446(d) no further proceedings shall be had in this matter in the Circuit Court of Hancock County, Mississippi.

Respectfully submitted this the 12 day of June, 2013.

Vaughn Perret and Charles Leary

By:



Henry Laird, MS Bar No. 1774

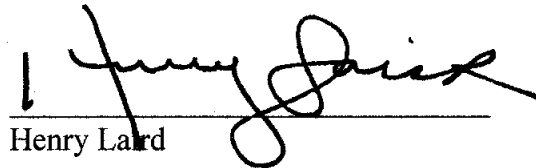
CERTIFICATE OF SERVICE

I, Henry Laird, do hereby certify that I have sent a true and correct copy of the foregoing

Notice of Removal to the following:

Douglas Handshoe
214 Corinth Drive
Bay St. Louis, Mississippi 39520

This the 12 day of June, 2013.


Henry Laird

Henry Laird (MSB No. 1774)
Email: hlaird@joneswalker.com
JONES WALKER LLP
2510 14th Street, Suite 1125 (39501)
Post Office Drawer 160
Gulfport, MS 39502
Telephone: (228) 864-3094
Facsimile: (228) 864-0516

CIVIL COVER SHEET

1:13CV254-HSO-RHW

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

SOUTHERN DISTRICT OF MISSISSIPPI
FILED
JUN 12 2013
DEPUTY

I. (a) PLAINTIFFS
Douglas Handshoe

DEFENDANTS
John Doe(s) aka "Randall Cajun"

(b) County of Residence of First Listed Plaintiff Hancock County, MS
(EXCEPT IN U.S. PLAINTIFF CASES)

County of Residence of First Listed Defendant Jones Walker, Canada
(IN U.S. PLAINTIFF CASES ONLY) DEPUTY

(c) Attorneys (Firm Name, Address, and Telephone Number)
Douglas Handshoe, Pro Se
214 Corinth Drive
Bay St. Louis, Mississippi 39520

Attorneys (If Known)
for Charles Leary and Vaughn Perret:
Henry Laird, Jones Walker LLP, Post Office Box 160, Gulfport, MS
39502

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

- 1 U.S. Government Plaintiff
2 U.S. Government Defendant
3 Federal Question (U.S. Government Not a Party)
4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

- Citizen of This State
Citizen of Another State
Citizen or Subject of a Foreign Country
PTF DEF
DEF DEF
Incorporated or Principal Place of Business In This State
Incorporated and Principal Place of Business In Another State
Foreign Nation

IV. NATURE OF SUIT (Place an "X" in One Box Only)

Table with 5 columns: CONTRACT, REAL PROPERTY, TORTS, CIVIL RIGHTS, PRISONER PETITIONS, FORFEITURE/PENALTY, LABOR, IMMIGRATION, BANKRUPTCY, SOCIAL SECURITY, FEDERAL TAX SUITS, OTHER STATUTES. Includes various legal categories like Insurance, Personal Injury, Labor, etc.

V. ORIGIN (Place an "X" in One Box Only)

- 1 Original Proceeding
2 Removed from State Court
3 Remanded from Appellate Court
4 Reinstated or Reopened
5 Transferred from Another District (specify)
6 Multidistrict Litigation

VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):
28 U.S.C. Sections 1332 and 1441.
Brief description of cause:
Defamation.

VII. REQUESTED IN COMPLAINT:

CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P. DEMAND \$ CHECK YES only if demanded in complaint: JURY DEMAND: Yes No

VIII. RELATED CASE(S) IF ANY

(See instructions): JUDGE Louis Guirola, Jr. DOCKET NUMBER 1:13CV-251-LG-JMR

DATE
06/12/2013

SIGNATURE OF ATTORNEY OF RECORD

FOR OFFICE USE ONLY

RECEIPT AMOUNT 5350.00 APPLYING IN JUDGE MAG. JUDGE

Handwritten receipt number 14643004 and date 6/12/13

IN THE CIRCUIT COURT OF HANCOCK COUNTY MISSISSIPPI
SECOND JUDICIAL DISTRICT

DOUGLAS HANDSHOE

PLAINTIFF

VERSUS

CIVIL ACTION NUMBER 13-0174

JOHN DOE(S) AKA "RANDALL CAJUN"

DEFENDANT

SUMMONS

THE STATE OF MISSISSIPPI

TO: Vaughn Perret
189 Trout Point Road
East Kemptville, NS B0W 1Y0, Canada

NOTICE TO DEFENDANT(S)

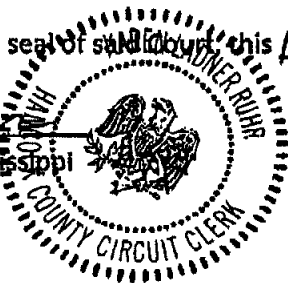
THE COMPLAINT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS.

You are required to mail or hand deliver a copy of a written response to the Complaint to Douglas Handshoe, the attorney for the Plaintiff(s), whose post office address is 214 Corinth Drive, Bay St Louis, MS 39520 and whose street address is 214 Corinth Drive, Bay St Louis, MS 39520. Your response must be mailed or delivered within (30) days from the date of delivery of this summons and complaint or a judgment by default will be entered against you for the money or other things demanded in the complaint.

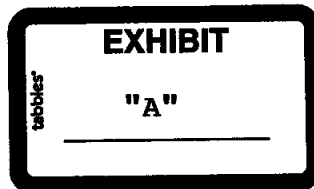
You must also file the original of your response with the Clerk of this Court within a reasonable time afterward.

Issued under my hand and the seal of said Court, this 17th day of May, 2013.

Karen L. Rubin
Clerk of Hancock County, Mississippi
K. Lou D.C.



(Seal)



State of Mississippi
County of Hancock

Personally appeared before me the undersigned authority in and for the state and county aforesaid, the within named who being first by me duly sworn states on oath that the matters and facts set forth in the foregoing "Proof of Service-Summons" are true and correct as therein stated.

Process Server Signature

Sworn to and subscribed before me this the _____ day of _____ 2013 .

Notary Public

(Seal)

My Commission Expires _____

IN THE CIRCUIT COURT OF HANCOCK COUNTY MISSISSIPPI
SECOND JUDICIAL DISTRICT

DOUGLAS HANDSHOE

PLAINTIFF

VERSUS

CIVIL ACTION NUMBER *13-0174*

JOHN DOE(S) AKA "RANDALL CAJUN"

DEFENDANT

SUMMONS

THE STATE OF MISSISSIPPI

TO: Charles Leary
189 Trout Point Road
East Kemptville, NS BOW 1Y0, Canada

NOTICE TO DEFENDANT(S)

THE COMPLAINT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS.

You are required to mail or hand deliver a copy of a written response to the Complaint to Douglas Handshoe, the attorney for the Plaintiff(s), whose post office address is 214 Corinth Drive, Bay St Louis, MS 39520 and whose street address is 214 Corinth Drive, Bay St Louis, MS 39520. Your response must be mailed or delivered within (30) days from the date of delivery of this summons and complaint or a judgment by default will be entered against you for the money or other things demanded in the complaint.

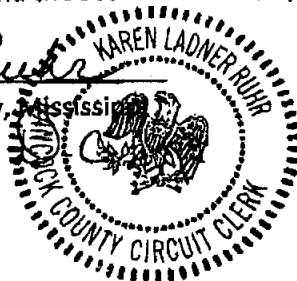
You must also file the original of your response with the Clerk of this Court within a reasonable time afterward.

Issued under my hand and the seal of said Court, this *17th* day of May, 2013.

Karen L. Ruder

Clerk of Hancock County, Mississippi

By: K. Cou



(Seal)

State of Mississippi
County of Hancock

Personally appeared before me the undersigned authority in and for the state and county aforesaid, the within named who being first by me duly sworn states on oath that the matters and facts set forth in the foregoing "Proof of Service-Summons" are true and correct as therein stated.

Process Server Signature

Sworn to and subscribed before me this the _____ day of _____ 2013 .

Notary Public

(Seal)

My Commission Expires _____

IN THE CIRCUIT COURT OF HANCOCK COUNTY MISSISSIPPI
SECOND JUDICIAL DISTRICT

FILED

DOUGLAS HANDSHOE

PLAINTIFF

VERSUS

MAY 17 2013

CIVIL ACTION NUMBER 3-0174

JOHN DOE(S) AKA "RANDALL CAJUN"

KAREN LADNER RUHR
CIRCUIT CLERK, HANCOCK CO.
BY *K. L. Ruhr* D.C.

DEFENDANT

COMPLAINT FOR PRE PETITION DISCOVERY

Comes now Plaintiff Douglas Handshoe under rule 26 Mississippi Civil Procedure, and files this complaint against John Doe(s) known as Randall Cajun and in support shows the following:

1. Plaintiff is a Mississippi resident and owner of Slabbed New Media, LLC, which resides in and publishes the investigative weblog Slabbed in the Second Judicial District.
2. Anticipated defendant, John Doe(s) aka Randall Cajun, is a person whose identity is presently unknown to the Plaintiff, but who will be named as a defendant in a civil action for defamation against Plaintiff when his (their) identities are discovered.
3. Jurisdiction and venue are proper under section 13-3-57 Mississippi Code Annotated (1972). Plaintiff, upon knowledge and belief, anticipates defendant(s) are residents of another state or foreign country.

FACTUAL ALLEGATIONS – INTRODUCTION

4. Starting on January 6, 2013, an anonymous person(s), writing under the internet handle "Randall Cajun" has posted a series of defamatory blog posts about plaintiff and others individuals that comment on Plaintiff's website on the blog "Real-Malice" which can be found at www.real-malice.blogspot.ca.
5. Plaintiff does not know Randall Cajun's true identity with certainty and therefore cannot serve a civil complaint on him at this time. But the evidence discussed herein strongly indicates Randall Cajun is one or more of the owners of Trout Point Lodge in Canada posting from Canada and upon knowledge and belief New Orleans Louisiana.¹

¹ Trout Point Lodge filed numerous Strategic Lawsuits against Public Participation (SLAPP suits) from Nova Scotia Canada against several Metro New Orleans media outlets including the Times Picayune, Louisiana Media Company (Fox 8) and plaintiff in a practice known as libel tourism. Slabbed New Media, publishing court documents from the lawsuit filed by the Lodge and two of its owners against Fox 8 in Yarmouth Nova Scotia revealed what prosecutors from the United States would later term evidence of other crimes under FRE Rule 404b. After publication of these court documents, plaintiff was contacted by agents of the Federal Bureau of Investigation seeking additional information obtained by Slabbed New Media from the Fox 8 case filed in Canada. The Lodge is owned by several

6. On January 10, 2013, Randall Cajun commented on the New Orleans based investigative blog The American Zombie post "A Pet Peeve" attached as Exhibit A.
7. The blog moderator, Jason Berry, well aware of the multiple frivolous SLAPP suits filed by Aaron Broussard's cronies on his behalf from Canada publicly posted Randall Cajun's IP address in a follow up post "See...this is how it works". Mr. Berry revealed Randall Cajun was posting from a Nova Scotia internet service provider consistent with the area of Nova Scotia where the Lodge is located. It is attached as Exhibit B.
8. On February 4, 2013 Randall Cajun posted "Handshoe, Goodson, Bankston, Vandenweghe, Lauricella: maybe Handshoe has been projecting his own life experiences onto others". It is attached as Exhibit C. It is replete with implications Plaintiff was target of a major 1990s criminal investigation in a personal capacity complete "with family links to the mafia". These statements are defamatory per se.²
9. On February 10, 2013, in response to my answer to reader inquiries about Randall Cajun's post of February 4, 2013, Randall Cajun posted "Douglas K. Handshoe: Liquidating assets". It is attached as Exhibit D. The post contains several factual inaccuracies including the misstatement of the date plaintiff "joined Slidell Motel" in an effort to paint plaintiff as a member of an organized crime conspiracy.
10. On March 31, 2013 Randall Cajun posted "Good 'n Handy: Doug Handshoe, Coverup & Fred Goodson". It is attached as Exhibit E. In this post Randall Cajun terms Plaintiff an "avowed anti-gay blogger", which is patently false. Additionally, Randall Cajun again posted I was an officer of companies prior to the criminal prosecution referred to in paragraphs 8 and 9 above. This misstatement of the date that I joined the subject company an officer is a clear attempt to impart, via false assertions, that Plaintiff was a member of a corrupt organization.³
11. Randall Cajun has defamed other commenters on the Slabbed New Media website including Anne Marie Vandenweghe and Kevin LaMaire, currently residents of the State of Louisiana. Ms Vandenweghe is widely credited with being the whistleblower that triggered the prosecution of former Jefferson Parish President Aaron Broussard. LaMaire, a respected paralegal, is a

local businessmen that were politically connected to Aaron Broussard, himself currently serving a 46 month sentence at the Federal Correctional Complex in Butner North Carolina.

² Plaintiff performed litigation support services for one of the defendants to the prosecution and later agreed to assist the United States Attorney and US Marshall's service in disposing of assets forfeited as a result of the prosecution including acting as "liquidating agent" for the United States in a related bankruptcy case. Such was the respect earned by the plaintiff in this matter that he ended up performing professional services as a Certified Public Accountant for the defense and then later the prosecution.

³ Plaintiff became an officer of the entity in question to facilitate its sale to satisfy an order of Forfeiture issued by the United States District Court for the Eastern District of Louisiana. This complex of criminal cases and appeals, colloquially known as USA v Cleveland and Cleveland v USA was ultimately decided by the United States Supreme Court largely but not completely in favor of the defendants. See *Cleveland v. United States*, 531 U.S. 12 (2000). The United States Supreme Court ruling in this case can be found online via justia at <http://supreme.justia.com/cases/federal/us/531/12/case.html>

knowledgeable source on the Louisiana class action legal community due to his previous association with Calvin "Calhoun" Fayard, one of a group of lawyers that comprised "The Castano Group". This joint venture sued the tobacco companies in the late 1990s. Certain of these lawyers would go on to sue the gun manufacturers.⁴

12. In addition to the many false and defamatory statements made about Plaintiff, it appears Randall Cajun possesses a level of knowledge about the social calendar of Aaron Broussard and details of the Lodge's many legal battles that is well beyond what is expected of even the most diligent outside observer.

ANTICIPATED CAUSES OF ACTION

COUNT 1: DEFAMATION

13. Plaintiff hereby incorporates and realleges all of the allegations in paragraphs 1 through 12 of this petition.
14. By publishing these posts to a public website www.real-malice.ca and promoting their existence in the local blogosphere defendant published or caused to be published statements to numerous third parties.
15. The posts, especially those referenced in paragraphs 8 through 10 in this complaint above were and remain false, defamatory and libelous published with reckless disregard for the truth in keeping with the name of the weblog.
16. The posts, especially those referenced in paragraphs 8 through 10 in this complaint contain statements of fact, not opinion, that plaintiff has engaged in dishonest, unethical and illegal conduct and are defamatory per se.
17. The posts, especially those referenced in paragraphs 8 through 10 in this complaint were and remain of a character that would tend to harm Plaintiff's reputation, lowered his status in the eyes of his community and clientele deterring others from associating and dealing with him and have otherwise exposed him to contempt.
18. As a proximate cause of the defendant's publication of the defamatory statements listed in paragraphs 8 through 10 of this complaint Plaintiff has suffered loss to his trade, business and reputation.

PRE-SUIT DISCOVERY SOUGHT

⁴ Indeed Trout Point Lodge owner Daniel G. "Danny" Abel, who practiced at the law firm of Aaron Broussard and Danny Abel Attorneys at law located in Suite 106 of the Super 8 Motel on Clearview Parkway, Metairie Louisiana wrote a book about his experiences suing the gun manufacturers in "Outgunned: Up Against the NRA--The First Complete Insider Account of the Battle Over Gun Control".

In order to discover and confirm Randall Cajun's identity in order to file suit for defamation plaintiff seeks the following:

19. A court order compelling Google, Inc., owner of blogger.com, web host for Real-Malice.blogspot.ca to reveal the IP addresses of all contributors to the weblog.
20. Issue a subsequent court order(s) to the internet service providers used by Randall Cajun to post the defamatory content in order to ascertain his identity to properly file suit.
21. Issue subpoenas as appropriate in the circumstances.

WHEREFORE plaintiff prays this honorable court would issue subpoenas and enter court orders as described in Paragraphs 19-21 above for the purposes described above in this complaint.

Respectfully submitted this 17th day of May, 2013.



Douglas Handshoe
214 Corinth Drive
Bay St Louis, MS 39520
Phone: (228) 284-0004
Facsimile: (601) 928-5129
earning04@gmail.com

Appearing Pro Se

IN THE CIRCUIT COURT OF HANCOCK COUNTY MISSISSIPPI
SECOND JUDICIAL DISTRICT

DOUGLAS HANDSHOE

PLAINTIFF

VERSUS

CIVIL ACTION NUMBER

JOHN DOE(S) AKA "RANDALL CAJUN"

DEFENDANT

RULE TO SHOW CAUSE

Considering the foregoing Complaint for Pre Petition Discovery pursuant to Rule 26, MRCP;

IT IS ORDERED the plaintiff, Douglas Handshoe, show cause on _____ day of _____, 2013 at _____:_____.m why this court should grant plaintiff pre petition discovery.

Bay St Louis, Mississippi this _____ day of _____ 2013.

JUDGE