

IN THE SUPERIOR COURT FOR THE DISTRICT OF COLUMBIA

BRADLEE DEAN,
c/o 1256 Oak Avenue
Annandale, Minnesota 55302

and

YOU CAN RUN BUT YOU CANNOT HIDE INTERNATIONAL,
1256 Oak Avenue
Annandale, Minnesota 55302

Plaintiffs,

vs.

NBC UNIVERSAL (NBC)
600 Rockefeller Center
New York, New York 10111

and

MSNBC
c/o 600 Rockefeller Center
New York, New York 10111

and

RACHEL MADDOW,
c/o 600 Rockefeller Center
New York, New York 10111

and

THE MINNESOTA INDEPENDENT,
Minneapolis, Minnesota and Washington, D.C.
www.minnesotaindependent.com (website address)

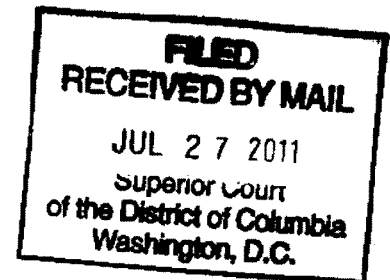
Address Unknown
and

ANDY BIRKEY,
Minneapolis, Minnesota
www.minnesotaindependent.com (website address)

Address Unknown
Defendants.

CE
0006055-11

Civil Action No.



COMPLAINT FOR DEFAMATION AND FALSE LIGHT

1. Plaintiffs, Bradlee Dean and You Can Run But Cannot Hide International (YCR), hereby file this complaint for defamation and false light. Jurisdiction is founded on D.C. Code Annotated 2001 edition, as amended sec 11-921.
2. Bradlee Dean is renowned and accomplished hard metal rocker who came to Jesus Christ after a difficult sinful youth resulting in part to an absent father who was imprisoned and largely absent mother. On or about 2001, he founded a non-profit foundation and named it You Can Run But You Cannot Hide International, where he teaches youth and others and preaches. Its mission is to restore Judeo-Christian and family values to society and for posterity, particularly by positively influencing the nation's youth. Mr. Dean and YCR reside in Annandale, Minnesota, but his Christian ministry at YCR is national in scope, as evidenced by his and YCR's radio show at Sons of Liberty which at all material times was and is heard in the District of Columbia (DC). Mr. Dean and YCR thus do business in DC and the acts and practices of the Defendants complained of herein arose and occurred in large part in DC and nationwide.
3. Defendant NBC UNIVERSAL (NBC) is a media network which is incorporated in the state of New York. MSNBC is a subsidiary of NBC owned by NBC UNIVERSAL and is its cable network. NBC Universal and Microsoft own www.msnbc.com. Both NBC and MSNBC broadcast widely into DC and thus do business in DC.

4. Defendant Rachel Maddow is a political broadcaster who has a prime time show, "The Rachel Maddow Show," on MSNBC. She is employed by NBC and its cable subsidiary MSNBC.
5. Defendant The Minnesotan Independent is an internet newspaper and publication based in Minneapolis, Minnesota and Washington, D.C. and it is a part of the American Independent News Network. Its internet address is www.minnesotaindependent.org.
6. Defendant Andy Birkey was at all material times a reporter for the Minnesota Independent and resides in Minnesota. He is on information and belief a gay activist.
7. Defendant The Minnesota Independent and its columns and reports by Defendant Andy Birkey are read and circulated in DC, nationally, both in written form and on the internet and thus they both do business in DC.
8. Defendant Birkey on information and belief took a "special interest" in Plaintiffs Dean and YCR because he is a secularist and/or atheist and gay activist with a politically left ideology who despises people of faith, including but not limited to the Congresswoman Michele Bachmann (MN) who is running for the presidency of the United States, and is a conservative Christian as well.
9. On information and belief, Defendants Birkey, The Minnesota Independent, Rachel Maddow, and NBC and MSNBC, in concert with others, have set out to and did willfully and maliciously harm the presidential campaign of Congresswoman Michele Bachmann. Not coincidentally, Rachel Maddow is

also of a leftist political ideology, who as a committed and also proud lesbian is active in the so called "gay rights" movement. She views Plaintiffs and Congresswoman Bachmann as a threat to "gay rights."

10. On information and belief, and as set forth below, by defaming Plaintiffs Dean and YCR and holding in a false light Plaintiff Dean, all of the Defendants, each and every one of them, maliciously set out to and did harm not only the Plaintiffs but by extension also the presidential campaign of Congresswoman Michele Bachmann.

11. On or about May 25, 2010, Defendant Birkey wrote and he and Defendant the Minnesota Independent published in Minnesota, in DC and nationwide a column entitled "GOP-linked punk rock ministry says executing gays is 'moral.' Birkey's article, which sought to link Congresswoman Michele Bachmann to the Plaintiffs, represented that Plaintiff's advocated the execution of homosexuals. Specifically, the article represented:

"You Can Run But You Cannot Hide Inc., a 501(c) (3) nonprofit ministry that brings its hard rock gospel into public schools, has been deepening its long-running ties to the Republican Party of Minnesota. Long a cause célèbre for Rep. Michele Bachmann, who has twice lent her name to the group's fundraising efforts.... But recent controversial statements by Dean – that Muslim countries calling for the execution of gays and lesbians are 'more moral than even American Christians' – have drawn the ire of some both within and outside the party."

Birkey's article also maliciously sought to falsely implicate Plaintiffs in Internal Revenue Service tax issues. Prior to publishing these statements, Defendants the Minnesota Independent and Birkey were advised by Plaintiffs, and these Defendants knew, that Plaintiffs did not advocate the execution of gays and lesbians.

12. The offending portions of Defendants Birkey and The Minnesota

Independent's above article were then republished by numerous media outlets in DC and throughout the United States through and including the present. These republications occurred on NBC, MSNBC as set forth herein, and ABC (5/23/11), CBS (5/20/11), the StarTribune (5/23/11), CityPages (5/25/11), Right Wing Watch (5/20/11), and scores of other media outlets and publications, and are continuing, and stated that Plaintiffs advocated the execution of gays and lesbians, as the Defendants Birkey and the Minnesota Independent had initially.

13. On or about August 9, 2010, Defendants Rachel Maddow, MSNBC and NBC broadcast a segment on The Rachel Maddow Show that outrageously disparaged Bradlee Dean's physical appearance, his first name and his profession as a heavy metal entertainer and his standing in the community and represented that he and YCR had advocated the execution of gays. The piece begrudgingly mentioned, however derisively, that Plaintiff Dean had stated that "We have never and will never call for the execution of homosexuals," but it did so in a manner that gave the impression to the audience that Dean's disclaimer was disingenuous, insincere, false and meaningless.

14. Then, on or about May 11, 2011, in a piece that typically attacked Congresswoman Michele Bachmann, and attempted to link her to the Plaintiffs, Defendants Maddow, MSNBC and NBC stated that persons like Bachmann and Plaintiffs, and Republicans like Bachmann, are "bloodthirsty" and were calling for the "upping of the bloodshed in America's culture wars" and that "Plaintiffs advocated using foreign enemies against America because Christians aren't doing the job by killing gays and lesbians." Importantly, during this broadcast, noticeably absent was any reference by Defendants Maddow, MSNBC and NBC that Plaintiffs had stated publicly on many occasions that they did not advocate the execution of gays, but that to the contrary gays and lesbians should be loved as the children of God.

15. Defendants Maddow, MSNBC and NBC's published statements have widely proliferated in the media and have caused significant harm to Plaintiffs, particularly during this highly charged political season leading up to the presidential elections in 2012. By harming Plaintiffs, Maddow, MSNBC and NBC sought to significantly harm the "big political prize" which they loathe, Christian conservative presidential candidate Michele Bachmann, who they sought to link to Plaintiffs. Congresswoman Michelle Backmann is regularly and maliciously disparaged, defamed and held in a false light on many other NBC and MSNBC cable shows, including but not limited to the broadcasts of television hosts Chris Mathews, Ed Schultz, and Lawrence O'Donnell. In sum, by destroying Plaintiffs, Defendants Maddow, MSNBC and NBC sought to destroy Bachmann, a Christian conservative presidential candidate who

they despise and hate for her religious and political beliefs. This was not coincidental; earlier in the year, on June 19, 2011, NBC had removed any reference to God in its distorted, doctored and offensive rendition of the "Pledge of Allegiance" at the U.S. Open for golf, for which it had to apologize to the American people after a huge public uproar from people of faith and patriotic Americans. Defendants NBC and MSNBC pride themselves on their marketing of anti-religious beliefs and their disparagement of people of faith, as they have sought to woo secular, atheist, leftist oriented viewer markets, given Fox News' domination of the politically conservative/libertarian/religious markets which they have had difficulty cultivating. Thus, attacking and harming Plaintiffs and Congresswoman Michele Bachmann is also a cleverly crafted marketing strategy, furthered by the rabid leftist, pro-"gay rights," secular and anti-religious views and broadcasts of its political commentators like Maddow. The president of MSNBC, Phil Griffin, admitted in an interview earlier this year that the tagline of his network, "Lean Forward," connotes that its marketing strategy is to corner the "leftist progressive" market, which is by definition and/or tends to be leftist, socialist, activist "gay rights," pro-choice, pro-government and anti-religious. This explains the malicious attacks on Plaintiffs and Congresswoman Michele Bachmann, who they have sought to link as "bobsy twins" in effect. By cultivating a leftist market, MSNBC, which desires a leftist oriented market as large as Fox News owns on the right, seeks to boost its ratings and financial performance. By offering

“red meat” about Plaintiffs and Congresswoman Michele Bachmann— however malicious, misleading and false -- to its leftist, secular, atheist, and/or pro-“gay rights” audience, it is able to further this objective. As a result of Defendants’ malicious actions, Plaintiff Dean has received internet death and other threats from gay activists, which have been reported to the Federal Bureau of Investigation. One of these death threats stated, “Why Bradlee why? Now I’m gonna have to kill you! I thought we were gonna to cut each others’ hair then have sex, but you stood me up! I am so upset that I think I may just have to blow up your ministry instead! Good bye, forever, BQ.” On information and belief Congresswoman Michele Bachmann has also been threatened. Gay activists have even posted pictures and the physical address of Plaintiffs on their websites, presumably to provide a roadmap to where Plaintiffs can be found and thus harmed. On information and belief, Defendants’ actions were calculated to incite and cause physical and other harm to Plaintiffs and other involved parties and otherwise place Plaintiffs and their families, and those that work with and associate with them, at extreme risk of severe bodily injury and death.

COUNT I- DEFAMATION

16. Plaintiffs Dean and YCR reallege and reaver the allegations of paragraphs 1 through 15 of this complaint as if fully set forth herein.
17. As set forth above, Defendants, jointly and severally, made false, misleading and defamatory statements about Plaintiffs, published these statements to third parties, the Defendants statements were made with malice and at least

were negligent, and these statements are actionable as a matter of law irrespective of special harm, but indeed did cause Plaintiffs, each and every one of them, special harm.

18. Plaintiffs sustained and pray for actual and compensatory monetary damages to compensate them for the lost business, loss of good will and reputation as a result of Defendants' actions, plus punitive damages and attorneys fees and costs, in an amount in excess of \$50,000,000.00, and such other relief as this court may deem just and proper.

COUNT II – FALSE LIGHT

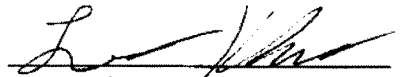
19. Plaintiffs Dean and YCR reallege and reaver the allegations of paragraphs 1 through 15 of this complaint as if fully set forth herein.

20. As set forth, Defendants' misleading and false statements and related actions, which were joint and several, were outrageous and admittedly held Plaintiff Dean up for extreme ridicule in his communities including DC where he pursues the mission of YCR and where his and his organization's works and preachings are viewed and listened to and read to promote family values and posterity.

21. This severely damaged Plaintiff Dean.

22. Plaintiff Dean sustained and prays for actual and compensatory damages for business losses and to his good will and reputation, plus punitive damages and attorneys fees, in an amount in excess of \$50,000,000.00, and such other relief as this court may deem just and proper.

Plaintiffs pray for a trial by jury on all issues so triable.



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