

D-1-GN-18-006623

CAUSE NO. _____

SCARLETT LEWIS,
Plaintiff

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IN DISTRICT COURT OF

VS.

TRAVIS COUNTY, TEXAS

ALEX E. JONES, INFOWARS, LLC, FREE
SPEECH SYSTEMS, LLC,
Defendants

98TH
_____ DISTRICT COURT

PLAINTIFF’S ORIGINAL PETITION AND REQUEST FOR DISCLOSURE

Plaintiff SCARLETT LEWIS files this original petition against Defendants, ALEX JONES, INFOWARS, LLC, and FREE SPEECH SYSTEMS, LLC, and alleges as follows:

DISCOVERY CONTROL PLAN

1. Plaintiff intends to seek a customized discovery control plan under Level 3 of Texas Rule of Civil Procedure 190.4.

PARTIES

2. Plaintiff Scarlett Lewis is an individual residing in the State of Connecticut.

3. Defendant Alex E. Jones is a resident of Austin, Texas. He is the host of radio and web-based news programing, including “The Alex Jones Show,” and he owns and operates the website InfoWars.com. Mr. Jones can be served at his place of business, InfoWars, 3019 Alvin Devane Blvd., Suite 300-350, Austin, TX 78741.

4. Defendant InfoWars, LLC is a Texas limited liability company with principal offices located in Austin, Texas. It may be served at the address of its attorney, Eric Taube, at 100 Congress Avenue, 18th Floor, Austin, TX 78701.

5. Defendant Free Speech Systems, LLC is a Texas limited liability company with principal offices located in Austin, Texas. It may be served at the address of its registered agent, Eric Taube, at 100 Congress Avenue, 18th Floor, Austin, TX 78701.

6. At all times relevant to this Petition, Defendants Alex Jones, InfoWars, LLC, and Free Speech Systems, LLC operated as a joint-venture, joint-enterprise, single business enterprise, or alter ego.

JURISDICTION & VENUE

7. The damages sought in this case exceed the minimum jurisdictional limits of Travis County District Courts.

8. Venue is proper in Travis County under Tex. Civ. Prac. & Rem. Code §15.002 because it is the county of Defendants' residence at the time the cause of action accrued.

FACTUAL BACKGROUND

9. Plaintiff Scarlett Lewis is the parent of deceased minor J.L., a victim of the December 14, 2012 Sandy Hook Elementary School shooting.

10. This case arises out of the intentional infliction of emotional distress committed against Plaintiff for the past five years.

11. Since the day of the shooting, InfoWars has aggressively promoted a dreadful and despicable false narrative about Sandy Hook, mocking the families as liars and accusing them of a sinister conspiracy. Plaintiff's family has been specifically targeted in this campaign of harassment.

12. These baseless and vile accusations, which have been pushed by InfoWars and Mr. Jones a continuous basis since the shooting, advance the idea that the Sandy Hook massacre did not happen, or that it was staged by the government and concealed using

actors, and that the families of the victims are participants in a horrifying cover-up. InfoWars knew its assertions were false or made these statements with reckless and outrageous disregard for their truth.

13. Beginning in the month of the shooting, in December 2012, InfoWars published multiple videos with false information while claiming the incident was a “false flag” or otherwise staged.

14. InfoWars continued with a video on January 27, 2013 entitled “Why People Think Sandy Hook is a Hoax,” Mr. Jones introduced a variety of completely baseless claims which he would continually repeat with malicious obsession for the next five years.

15. On March 28, 2013, InfoWars published an article advancing its hoax claim, entitled “Cover-Up of Adam Lanza Link to Psychotropic Drugs.”

16. In an April 9, 2013 video entitled “Obama Gun Grabbing Psyop Speech of Evil,” Mr. Jones warned his viewers that recent mass shootings were actually “a government operation,” and that Sandy Hook was an “inside job.”

17. In an April 16, 2013 video entitled “Shadow Govt Strikes Again,” Mr. Jones discussed his allegation that the government was staging various national tragedies. He told his audience: “They staged Sandy Hook. The evidence is just overwhelming, and that’s why I’m so desperate and freaked out.”

18. On January 27, 2014, InfoWars published an article advancing its hoax claim, entitled “Exposed: Sandy Hook Shooter’s Biggest Threat Still Lives.”

19. On February 18, 2014, InfoWars published an article advancing its hoax claim, entitled “School Shooting Expert Threatened Over Sandy Hook Investigation.”

20. In a March 14, 2014 video entitled “Sandy Hook, False Narratives Vs. The Reality,” Mr. Jones said, “Folks, we’ve got video of Anderson Cooper with clear blue-screen out there. [Shaking head]. He’s not there in the town square. We got people clearly coming up and laughing and then doing the fake crying. We’ve clearly got people where it’s actors playing different parts for different people, the building bulldozed, covering up everything. Adam Lanza trying to get guns five times we’re told. The witnesses not saying it was him...I’ve looked at it and undoubtedly, there’s a cover-up, there’s actors, they’re manipulating, they’ve been caught lying, and they were pre-planning before it and rolled out with it.”

21. On May 9, 2014, InfoWars published an article advancing its hoax claim, entitled “Revealed: Sandy Hook Truth Exposed.”

22. On May 13, 2014, InfoWars published an article advancing its hoax claim, entitled “Connecticut Tries to Hide Sandy Hook Truth.”

23. On May 13, 2014, InfoWars published a video entitled “Bombshell Sandy Hook Massacre Was A DHS Illusion Says School Safety Expert.” Mr. Jones hosted a notorious crank, Wolfgang Halbig, who solicits donations to support his “investigation” into Sandy Hook. Mr. Halbig maintains that the event was staged and that the parents are actors. Mr. Jones agreed with Mr. Halbig during the video, and he asked his viewers to support Halbig. Over the coming years, Mr. Halbig was a frequent guest, and InfoWars continued to provide support and encouragement to Mr. Halbig to carry out his campaign of harassment against the Sandy Hook parents.

24. On September 24, 2014, InfoWars published an article advancing its hoax claim, titled: “FBI Says No One Killed At Sandy Hook.”

25. InfoWars also published a video on September 25, 2014 entitled "Connecticut PD Has FBI Falsify Crime Statistics." Mr. Jones again hosted Mr. Halbig for a lengthy discussion in which they accused Plaintiff and other parents of lying about the tragedy for a nefarious purpose. Mr. Jones stated:

This is not a game...If you've got a school of 100 kids and then nobody can find them, and you've got parents laughing going "Ha, Ha, Ha," and then they walk over to the camera and go (crying), and I mean, not just one, but a bunch of parents doing this and then photos of kids that are still alive they said die. I mean, they think we're so dumb that it's really hidden in plain view, and so the preponderance -- I mean, I thought they had some scripting early on to exacerbate and milk the crisis as Rahm Emmanuel said, but when you really look at it, where are the lawsuits? There would be incredible lawsuits and payouts, but there haven't been any filed, nothing. I've never seen this. This is incredible.

26. On September 26, 2014, InfoWars published an article advancing its hoax claim, entitled: "Sandy Hook Investigator: Connecticut PD Had FBI Falsify Crime Statistics."

27. On December 2, 2014, InfoWars published an article promoting the hoax video entitled "We Need to Talk About Sandy Hook."

28. On December 9, 2014 published an article advancing its hoax claim, entitled: "Internet Censors Viral Sandy Hook Truth Documentary."

29. In a December 27, 2014 broadcast entitled "Lawsuit Could Reveal Truth About Sandy Hook Massacre," Mr. Jones discussed his numerous false claims about Sandy Hook, including his false allegations about "rotations in and out of the building," "blue-screen," "police in anti-terror outfits in the woods," and many others. Mr. Jones described the alleged "acting" by the parents as "just over the top, over the top sick."

30. In a December 29, 2014 broadcast entitled "America the False Democracy," Jones again discussed Sandy Hook, telling his audience, "The whole thing is a giant hoax. And

the problem is how do you deal with a total hoax? How do you even convince the public something is a total hoax?" Mr. Jones stated, "It took me about a year, with Sandy Hook, to come to grips with the fact that the whole thing was fake. I did deep research."

31. In the same December 2014 broadcast, Jones continued: "The general public doesn't know the school was actually closed the year before. They don't know they've sealed it all, demolished the building. They don't know that they had the kids going in circles in and out of the building as a photo-op. Blue screen, green screens, they got caught using."

32. On January 2, 2015, InfoWars published an article advancing its hoax claim, entitled "Mystery: Sandy Hook Victim Dies (Again) in Pakistan."

33. In a January 13, 2015 broadcast entitled "Why We Accept Gov't Lies," Mr. Jones continued his allegations about Sandy Hook. During his discussion, he stated:

You learn the school had been closed and re-opened. And you've got video of the kids going in circles, in and out of the building, and they don't call the rescue choppers for two hours, and then they tear the building down, and seal it. And they get caught using blue-screens, and an email by Bloomberg comes out in a lawsuit, where he's telling his people get ready in the next 24 hours to capitalize on a shooting. Yeah, so Sandy Hook is a synthetic, completely fake with actors, in my view, manufactured. I couldn't believe it at first. I knew they had actors there, clearly, but I thought they killed some real kids. And it just shows how bold they are that they clearly used actors. I mean they even ended up using photos of kids killed in mass shootings here in a fake mass shooting in Turkey, or Pakistan. The sky is now the limit."

34. Mr. Jones' statement about Pakistan refers to a conspiracy theory Jones helped spread involving a Sandy Hook victim whose photograph appeared at vigil for children slain a school attack in Peshawar. InfoWars' story was meant to reinforce Mr. Jones' persistent lie that the victims of the shooting, such as Plaintiff's deceased son J.L., are not real.

35. In a February 12, 2015 video with an unknown title, Mr. Jones continued to repeat his false claims. During his discussion, Mr. Jones stated, "I know they're using blue screens...There are literally hundreds of smoking guns here that this thing doesn't add up."

36. In a March 4, 2015 video entitled "New Bombshell Sandy Hook Information In-Bound," Mr. Jones continued to promote Mr. Halbig, hosting him for a wide-ranging discussion accusing the parents of evil acts. Mr. Jones told Mr. Halbig, "We know it stinks. I mean, it's phony. The question is what is going on. We don't know. We just know it's fake."

37. In a July 7, 2015 broadcast entitled "Government Is Manufacturing Crises," Mr. Jones again asserted that Sandy Hook was staged:

If they did kill kids, they knew it was coming, stocked the school with kids, killed them, and then had the media there, and that probably didn't even happen. I mean, no wonder we get so many death threats and so much heat and so much other stuff I'm not going to get into, behinds the scenes, when we touch Sandy Hook because, folks, it's as phony as a three-dollar bill.

38. In a July 7, 2015 broadcast entitled "Retired FBI Agent Investigates Sandy Hook Mega Massive Cover Up," Mr. Jones repeated a large selection of his prior false claims about Sandy Hook. During his discussion, Mr. Jones stated:

No emergency helicopters were sent. The ambulances came an hour and a half later and parked down the road. DHS an hour and a half later with the time stamp put up signs saying sign in here. They had porta-potties being delivered within an hour and a half. It looked like a carnival. It looked like a big PR stunt.

Came out that Bloomberg a day before sent an email out to his gun control groups in all 50 states saying, "Prepare to roll, maybe operation coming up." That came out in the news.

We have the emails from city council back and forth and the school talking about it being down a year before. We have the school then being demolished, and the records being sealed. We have videos that look just incredibly suspicious where people

are laughing and everything, and then they start huffing and puffing and start crying on TV, which is pure acting method...

You've got green-screen with Anderson Cooper, where I was watching the video, and the flower and plants were blowing in some of them, and then they blow again the same way. It's looped. And then his nose disappears. I mean, it's fake. The whole thing is...I don't know what happened. It's kind of like if you see a hologram at Disney World in the Haunted House. You know? I don't know how they do it, but it's not real. When you take your kids to see the Haunted House and ghosts are flying around, it's not real, folks. It's staged. I mean, a magician grabs a rabbit out of his hat. I know he's got a box under the table that he reaches in and gets the rabbit. I don't know what the trick is here. I've got a good suspicion. But when you've got Wolfgang Halbig...He believed it was real. People called him. He went and investigated. No paperwork, no nothing. It's bull. And now an FBI retired agent, who retired, you know, with decorations. I mean, [InfoWars reporter Rob] Dew, this unprecedented.

39. On July 10, 2015, InfoWars published an article advancing its hoax claim, entitled "Sandy Hook FOIA Killed by Commission."

40. On January 5, 2016, InfoWars published an article advancing its hoax claim, entitled "Obama's Crying Fuels Speculation It Was Faked."

41. In January of 2016, InfoWars follower Lucy Richards began stalking and making death threats to Leonard Pozner, a fellow Sandy Hook parent and personal friend of Plaintiff Scarlett Lewis. The threats included messages stating: "Death is coming to you real soon" and "LOOK BEHIND YOU IT IS DEATH."¹ When Richards was later sentenced, Senior U.S. District Judge James Cohn stated: "I'm sure [Leonard Pozner] wishes this was false, and he could embrace [N.P.], hear [N.P.'s] heartbeat and hear [N.P.] say 'I love you, Dad' ...Your words were cruel and insensitive. This is reality and there is no fiction. There are no

¹ <https://www.nbcnews.com/news/us-news/conspiracy-theorist-arrested-death-threats-against-sandy-hook-parent-n693396>

alternative facts.”² As part of her sentence, Ms. Richards will not be permitted to access a list of conspiracy-based websites upon her release, including InfoWars.³ Ms. Richard’s arrest and sentencing are an ominous reminder to the Plaintiff of the danger posed by InfoWars’ continuing lies about Sandy Hook.

42. Mr. Jones and InfoWars were well-aware of the unhinged community of “Sandy Hook Investigators” they had fostered. Mr. Jones knew that a large collection of Sandy Hook deniers were coordinating their harassment. Plaintiff and her family have suffered harassment and threats from this community. Mr. Jones and InfoWars have frequently communicated with the hoax community and have interviewed or promoted members of this dangerous community on their programming. During a February 2015 video, one prominent member of the Sandy Hook denier community issued a threat to a Sandy Hook parent on the air. During the same video, Mr. Jones showed maps and addresses used by the parent.

43. By November 2016, a growing tide of public outrage caused Mr. Jones to appear on InfoWars and rant about his false Sandy Hook claims for twenty minutes in what he called his “Final Statement on Sandy Hook,” published on November 18, 2016.

44. During the outrageous video, Mr. Jones directly addressed the public outcry over his statements by doubling down on his accusations. For example, Mr. Jones stated: “That shows some kind of cover-up happening. And then I saw Anderson Cooper -- I’ve been in TV for twenty-something years, I know a blue-screen or a green-screen -- turn and his nose disappeared. Then I saw clearly that they were using footage on the green-screen

² <http://www.nydailynews.com/news/crime/judge-hands-sandy-hook-truther-prison-sentence-article-1.3229754>

³ <https://www.buzzfeed.com/claudiakoerner/a-conspiracy-theorist-will-serve-time-for-threatening-a>

looped, because it would show flowers and other things during other broadcasts that were moving, and then basically cutting to the same piece of footage...Then we see footage of one of the reported fathers of the victims, Robbie Parker, doing classic acting training.”

45. The gist of these statements was that the Sandy Hook parents, including Plaintiff Scarlett Lewis, are participating in a sinister manipulation plan to fool the public.

46. During the November 2016 broadcast, Mr. Jones played video footage of Anderson Cooper interviewing Sandy Hook parent Veronique De La Rosa, at which point Jones stated: “We point out clear chromakey, also known as blue-screen or greenscreen being used, and we’re demonized. We point out that they’re clearly doing fake interviews.” This false statement, along with many others in the video, were used to support Mr. Jones’ vicious lie.

47. Towards the end of the November 2016 broadcast, Mr. Jones stated: “Why should anybody fear an investigation? If they have nothing to hide? In fact, isn’t that in Shakespeare’s Hamlet? Methinks you protest too much...This particular case, they are so scared of investigation.”

48. Mr. Jones concluded the video by accusing the parents of being actors. Mr. Jones stated, “So, if children were lost at Sandy Hook, my heart goes out to each and every one of those parents. And the people who say they’re parents that I see on the news. The only problem is, I’ve watched a lot of soap operas. And I’ve seen actors before. And I know when I’m watching a movie and when I’m watching something real.”

49. The November 2016 video broadcast was entitled, “Alex Jones Final Statement on Sandy Hook.” It was Plaintiff’s hope that the title was accurate, and that Mr. Jones would

finally end his reckless attacks on the Sandy Hook parents and his assertions that they were liars and actors engaged in a fraud on the American people.

50. As horrifying as the November 2016 broadcast was, its promise of being the “Final Statement” gave some hope to Plaintiff that Mr. Jones’ harassment might be coming to an end after four long years.

51. Those hopes were soon dashed. Instead, InfoWars continued its cruel campaign in 2017.

52. In a March 8, 2017 video, Mr. Jones praised the credibility of Steve Pieczenik, who had previously claimed on InfoWars programming that Sandy Hook was a hoax. Mr. Jones also repeated his accusation that Veronique De La Rosa’s interview with Anderson Cooper was faked in front of a blue-screen. He also told his audience that Anderson Cooper was in the CIA, hoping to convince them that the event was not real.

53. On April 22, 2017, InfoWars published a video entitled “Sandy Hook Vampires Exposed.” This video again repeated the large collection of false accusations which Mr. Jones had been using for years to support his ceaseless attacks on the Sandy Hook families. Not only did this video continue to advance a variety of hideous and reckless lies about the tragedy, but Mr. Jones and his employee Rob Dew mocked the families as actors and discussed their desire to see photographs of the children’s dead bodies.

54. On June 13, 2017, in a video entitled “Media Refuses to Report Alex Jones’ Real Statements on Sandy Hook,” Mr. Jones addressed what he knew would be a highly embarrassing interview with Megyn Kelly that was scheduled to air several days later. During this video, Mr. Jones pointed his viewers to a list of questions published by Zero Hedge, a notorious anonymous website that spreads misinformation. These questions were

all based on Mr. Jones' baseless lies, including his allegation that school's website received no internet traffic in the years before the attack, that there had been reports of other shooters in the woods who fled, that port-a-potties had been delivered in an hour, that FBI crime statistics show no murders in Newtown in 2012, that EMTs were not allowed in the building, and that Mrs. De La Rosa's interview was faked using a blue-screen.

55. On June 18, 2017, NBC aired Ms. Kelly's profile of Jones. During his interview, Mr. Jones stated that there had been a "cover-up" and "manipulation." He also falsely claimed that children were filmed going in circles in and out of the school.

56. The following exchange took place:

MEGYN KELLY: But Alex, the parents, one after the other, devastated. The dead bodies that the coroner autopsied...

ALEX JONES: And they blocked all that. And they won't release any of it. That's unprecedented.

57. Mr. Jones and Ms. Kelly also had the following exchange:

JONES: But then what do you do, when they've got the kids going in circles, in and out of the building with their hands up? I've watched the footage. And it looks like a drill.

MEGYN KELLY: When you say, "parents faked their children's death," people get very angry.

ALEX JONES: Yeah, well, that's - oh, I know. But they don't get angry about the half million dead Iraqis from the sanctions. Or they don't get angry about all the illegals pouring in.

58. During her profile of Mr. Jones, Ms. Kelly interviewed Neil Heslin about the claims made by Mr. Jones. Mr. Heslin is the father of Plaintiff's deceased son J.L. Addressing

Mr. Jones' hateful lies, Mr. Heslin told Ms. Kelly, "I lost my son. I buried my son. I held my son with a bullet hole through his head."

59. On June 25-26, 2017, InfoWars published a video segment hosted by reporter Owen Shroyer in which Mr. Shroyer claimed to have reviewed evidence -- again, from notorious website Zero Hedge -- showing it was impossible for Mr. Heslin to have held his son and see his injury.

60. During the broadcast, Shroyer said, "The statement [Mr. Heslin] made, fact-checkers on this have said cannot be accurate. He's claiming that he held his son and saw the bullet hole in his head. That is his claim. Now, according to a timeline of events and a coroner's testimony, that is not possible."

61. As support for these malicious statements, Mr. Shroyer played deceptively edited video footage in which the local medical examiner informed reporters that the slain students were initially identified using photographs rather than in person. Mr. Shroyer also used a video clip of Sandy Hook parent Lynn McDonnell which had been deceptively edited to suggest that she was never allowed access to her child's body. In truth, Mrs. McDonnell stated in her interview that she was in possession of her child's body.

62. Mr. Shroyer also stated, "You would remember if you held your dead kid in your hands with a bullet hole. That's not something you would just misspeak on."

63. Mr. Shroyer continued by stating that Mr. Heslin was "making a pretty extreme claim that would be a very thing vivid in your memory, holding his dead child."

64. Mr. Shroyer also stated, "The conspiracy theorists on the internet out there have a lot of questions are that are yet to be answered. You say whatever you want about the event, that's just a fact."

65. At the conclusion of his report, Mr. Shroyer stated, “Will there be a clarification from Heslin or Megyn Kelly? I wouldn’t hold your breath. [Laugh]. So now they’re fueling the conspiracy theory claims. Unbelievable.”

66. Mr. Shroyer’s report was recklessly false and outrageous. A minimal amount of research would have caused any competent journalist not to publish the defamatory accusation. According to contemporary news accounts, the bodies of the victims were released from the medical examiner into the custody of the families.⁴ Funerals where the children’s bodies were in the custody of their parents were widely reported on by the press.⁵ More importantly, the full versions of the deceptively edited interviews used by Mr. Shroyer explicitly contradict his allegations.

67. On July 20, 2017, InfoWars programming featured a segment hosted by Mr. Jones in which Mr. Shroyer’s report was re-broadcast in full. When introducing the segment, Mr. Jones demanded that Mr. Heslin “clarify” what actually happened.

68. Mr. Jones said he told Mr. Shroyer, “I could never find out. The stuff I found was they never let them see their bodies. That’s kind of what’s weird about this.” Dripping with sarcasm, Mr. Jones stated, “But maybe they did. So I’m sure it’s all real. But for some reason they don’t want you to see [Shroyer’s segment].”

69. After five years of torment by Mr. Jones, the harassment had become directly and aggressively focused on Plaintiff’s family. Mr. Jones had cast the attention of his dangerous followers specifically towards J.L.’s’ death and Plaintiff’s family.

⁴ <https://patch.com/connecticut/newtown/police-no-motive-emerging-in-newtown-school-shooting>

⁵ <http://abcnews.go.com/US/photos/sandy-hook-moment-silence-18026580/image-18045101>;
https://www.washingtonpost.com/politics/funerals-for-newtown-massacre-victims-begin/2012/12/17/ffd0a130-486d-11e2-820e-17eefac2f939_story.html?utm_term=.0ccbbb4af100

70. Even to this day, Mr. Jones continues to gaslight the Lewis family and other victims by insisting that he admitted for years that Sandy Hook was real. He even claims to have apologized in a video released on the day of Megyn Kelly profile, on June 18, 2017. Yet his video did not actually contain any apology, and soon thereafter, Mr. Jones continued to tell his viewers that the shooting was fake.

71. For example, in an October 26, 2017 video entitled "JFK Assassination Documents To DROP Tonight," Mr. Jones claimed that the CIA visited Sandy Hook shooter Adam Lanza and recruited him. He claimed that the truth about Lanza is not known because "they bulldozed the house to get rid of it." Mr. Jones told his audience that Sandy Hook was "as phony as a three-dollar bill, with CNN doing fake newscasts, with blue screens."

72. Despite his well-documented conduct, Mr. Jones decided to cast the families as dishonest not only about Sandy Hook, but about their own torment at his hands. In a video on April 20, 2018 entitled, "MSM Continues to Demonize Alex Jones," Mr. Jones once again proved himself to be an emotionally manipulative liar while mocking the parents with a cruel and juvenile imitation:

I think they almost do this to mess with us or something. I'm serious, man...They go, "Oh, my gosh, why are you doing that? You hurt me." And we're like, "No, no. We're sorry." "You've hurt me." And like five years later, "You hurt me. Stop hurting me." And we're like, "But we're not bringing you up."

73. In truth, Mr. Jones has continuously leveled his accusations against the parents, and even claimed the incident was phony a few months before the first lawsuits were filed against him.

74. In the same video on April 20, 2018, Mr. Jones continued to accuse the parents of lying about his conduct, and he falsely claimed that he had not discussed Sandy Hook in

many years. In a mocking imitation, he stated, “Oh, my gosh. Alex has no heart. He is -- nothing is sacred. He brought it up again.’ No. You did and lied about it.”

75. In the April 20, 2018 video, Mr. Jones also falsely claimed he had never attacked the victims, stating, “I have never gone after the Sandy Hook parents...Who in the hell would try to go after people's parents who have dead children?”

76. In the April 20, 2018 video, Mr. Jones also continued to make recklessly false claims about Sandy Hook. For example, Mr. Jones stated, “You can look it up. They stood down in Sandy Hook. They stood down in Parkland. That's a fact.” Later in the video, he repeated his claim that there was a police “stand down” at Sandy Hook.

77. In the April 20, 2018 video, Mr. Jones also continued his bizarre allegations about Veronique De La Rosa’s interview with Anderson Cooper, stating, “It's just a background with the flowers of the town hall and her and Anderson Cooper. And then he turns and his head is shimmery, and his nose disappears, which everybody knows is a chroma key.” Mr. Jones also repeated his claim that Anderson Cooper was working for the CIA, and he continued to assert that the interview was shot in front of a blue-screen rather than the result of digital compression.

78. Finally, it must be noted that the above descriptions of InfoWars’ conduct are not exhaustive. InfoWars has published an enormous amount of video and written content regarding its Sandy Hook hoax claim. Much of that material has been removed from the public domain over the last few months. It is impossible for the Plaintiff to present the full scope of InfoWars’ actions over the past five years without testimony and documents from the participants.

79. Nonetheless, it is clear that InfoWars did not merely “cover” the Sandy Hook conspiracy. Instead, its malicious allegations about Sandy Hook quickly become a core element of its programming and soon turned into an outrageous five-year obsession.

CAUSES OF ACTION

I. Intentional Infliction of Emotional Distress.

80. All previous allegations are incorporated by reference.

81. Defendants knew or should have known that their videos on November 18, 2016, March 8, 2017, April 22, 2017, June 13, 2017, June 19, 2017, June 26, 2017, July 20, 2017, October 26, 2017, and April 20, 2018 would cause Plaintiff severe emotional distress and cause her family to be the subject of harassment, ridicule, and threats to their safety.

82. Defendants made the statements in these videos in bad faith and with malicious motives, knowing the statements were false or in reckless disregard for the truth, and knowing they would cause severe emotional distress.

83. Severe emotional distress was the primary risk created by Defendants’ reckless conduct.

84. In addition, Defendants have been acting in a continuing course of conduct against Plaintiff since at least January 27, 2013, when Mr. Jones first made his outrageous and false Sandy Hook hoax allegation. Since that time, Defendants have been engaged in a continuous campaign of cruel and dishonest harassment.

85. Defendants’ latest malicious statements in 2017 were part of a continuous pattern of five years of intentional and reckless harassment accomplished through dozens of disturbing videos, a relentless stream of recklessly false articles published on InfoWars.com, harassing social media content, as well as the encouragement, aid, and financial support to

third-parties in furthering this harassment. The cumulative quality and quantity of the harassment has been extreme and has shocked the nation.

86. In light of their prior experience with these kind of reckless statements, Defendants knew that their conduct could cause Plaintiff and her family to suffer harassment and violence.

87. Defendants' conduct, as a whole, was outrageous and intolerable, going beyond all possible bounds of decency.

88. Defendants' five-year campaign of willful and malicious harassment was utterly intolerable in a civilized community.

89. No reasonable person could be expected to endure the emotional distress inflicted upon Plaintiff.

90. Plaintiff is a private individual and is neither a public official nor a public figure.

91. Defendants' actions were not conducted in a public space. Rather, Defendants' actions were conducted on its own private property for the purpose of profit.

DAMAGES

92. Defendants' actions have and will continue to cause harm to Plaintiff. Due to Defendants' conduct, Plaintiff has suffered and continue to suffer substantial damages in an amount to be proven at trial

93. Plaintiff has suffered general and special damages, including a severe degree of mental stress and anguish which disrupted her daily routine and caused a high degree of psychological pain.

94. Plaintiff is also entitled to exemplary damages because the Defendants acted with gross negligence, ill-will, and malice.

95. Plaintiff is entitled to pre-judgment and post-judgment interest, costs of court, and attorney's fees.

96. Pursuant to Rule 47 of the Texas Rules of Civil Procedure, Plaintiff is seeking an amount in relief which exceeds \$1,000,000.

JURY DEMAND


97. Plaintiff demands a jury trial and have tendered the appropriate fee.

PRAYER

WHEREFORE PREMISES CONSIDERED, Plaintiff Scarlett Lewis ask that the Court issue citation for each Defendant to appear and answer, and that Plaintiff be awarded all the damages set forth above, and to grant whatever further relief to which Plaintiff is justly entitled.

Respectfully submitted,

KAster LYNCH FARRAR & BALL, LLP



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