

CH-100

Request for Civil Harassment Restraining Orders

Clerk stamps date here when form is filed.

FILED
 Superior Court of California
 County of Los Angeles

NOV 01 2023

David W. Slayton, Executive Officer/Clerk of Court
 By: A. Yeghiazaryan, Deputy

Read *Can a Civil Harassment Restraining Order Help Me? (form CH-100-INFO)* before completing this form. Also fill out *Confidential CLETS Information (form CLETS-001)* with as much information as you know.

1 Person Seeking Protection

a. Your Full Name: _____ Age: 33

Your Lawyer (if you have one for this case)
 Name: _____ State Bar No.: _____
 Firm Name: _____

b. Your Address (If you have a lawyer, give your lawyer's information. If you do not have a lawyer and want to keep your home address private, you may give a different mailing address instead. You do not have to give telephone, fax, or email.)

Address: _____
 City: Scottsdale State: AZ Zip: _____4
 Telephone: _____ Fax: _____
 Email Address: _____s.com

Fill in court name and street address:

Superior Court of California, County of

LOS ANGELES SUPERIOR COURT
 NORTHWEST DISTRICT - EAST BLDG.
 6230 SYLMAR AVE. ROOM 107
 VAN NUYS, CA 91401

Court fills in case number when form is filed.

Case Number: **23STR007347**

2 Person From Whom Protection Is Sought

Full Name: David Neal Age: 38

Address (if known): _____

City: Los Angeles State: CA Zip: _____

3 Additional Protected Persons

a. Are you asking for protection for any other family or household members? Yes No If yes, list them:

Full Name	Gender	Age	Lives with you?	How are they related to you?
_____	F	_____	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	_____
_____	_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No	_____
_____	_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No	_____
_____	_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No	_____

Check here if there are more persons. Attach a sheet of paper and write "Attachment 3a—Additional Protected Persons" for a title. You may use form MC-025, Attachment.

b. Why do these people need protection? (Explain below):

Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 3b—Why Others Need Protection" for a title.

Mr. Neal has mentioned my mother on YouTube, Patreon, and on his podcast several times and has said he is looking into her "involvement" in my current pregnancy with Clayton Echard's twins, which is not only senseless and intrusive, but she is a private citizen and award-winning journalist who wants nothing to do with Mr. Neal.

This is not a Court Order.

4 Relationship of Parties

How do you know the person in (2)? (Explain below):

Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 4—Relationship of Parties" for a title.

David Neal is a popular YouTuber and podcaster who has spread false information about me.

5 Venue

Why are you filing in this county? (Check all that apply):

- a. The person in (2) lives in this county.
- b. I was harassed by the person in (2) in this county.
- c. Other (specify): I live in Arizona, but am being cyberbullied by Mr. Neal, who lives in Los Angeles.

6 Other Court Cases

a. Have you or any of the persons named in (3) been involved in another court case with the person in (2)?

Yes No (If yes, check each kind of case and indicate where and when each was filed.)

Kind of Case	Filed in (County/State)	Year Filed	Case Number (if known)
(1) <input type="checkbox"/> Civil Harassment			
(2) <input type="checkbox"/> Domestic Violence			
(3) <input type="checkbox"/> Divorce, Nullity, Legal Separation			
(4) <input type="checkbox"/> Paternity, Parentage, Child Custody			
(5) <input type="checkbox"/> Elder or Dependent Adult Abuse			
(6) <input type="checkbox"/> Eviction			
(7) <input type="checkbox"/> Guardianship			
(8) <input type="checkbox"/> Workplace Violence			
(9) <input type="checkbox"/> Small Claims			
(10) <input type="checkbox"/> Criminal			
(11) <input type="checkbox"/> Other (specify):			

b. Are there now any protective or restraining orders in effect relating to you or any of the persons in (3) and the person in (2)? No Yes (If yes, attach a copy if you have one.)

7 Description of Harassment

Harassment means violence or threats of violence against you, or a course of conduct that seriously alarmed, annoyed, or harassed you and caused you substantial emotional distress. A course of conduct is more than one act.

a. Tell the court about the last time the person in (2) harassed you.

- (1) When did it happen? (provide date or estimated date): October 25, 2023
- (2) Who else was there?

~~Tens of thousands of people who are his fans on YouTube, of his podcast, and who are actively involved in Reddit.~~

This is not a Court Order.



7 a. (3) How did the person in 2 harass you? (Explain below):
 Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 7a(3)—Describe Harassment" for a title.
See attached.

(4) Did the person in 2 use or threaten to use a gun or any other weapon?
 Yes No (If yes, explain below):
 Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 7a(4)—Use of Weapons" for a title.

(5) Were you harmed or injured because of the harassment?
 Yes No (If yes, explain below):
 Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 7a(5)—Harm or Injury" for a title.

I have experienced suicidal thoughts due to the helplessness I feel in regards to Mr. Neal spreading misinformation about my reproductive history. Despite providing him with undeniable proof of my prior pregnancies, he has refused to believe it and has continued to create content alleging that I have faked pregnancies, which is untrue and proven by the medical records. I provided him with. I have received messages that have made me have depression, anxiety, and sleepless nights.

(6) Did the police come? Yes No
 If yes, did they give you or the person in 2 an Emergency Protective Order? Yes No
 If yes, the order protects (check all that apply):
 Me The person in 2 The persons in 3.
 (Attach a copy of the order if you have one.)

b. Has the person in 2 harassed you at other times?
 Yes No (If yes, describe prior incidents and provide dates of harassment below):
 Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 7b—Previous Harassment" for a title.

No, this only started when I became pregnant with Clayton Echard's twins Mr. Neal's content is all about the TV show, The Bachelor, and Mr. Echard was the star of the show.

This is not a Court Order.



Check the orders you want.

8 **Personal Conduct Orders**

I ask the court to order the person in **(2)** **not** to do any of the following things to me or to any person to be protected listed in **(3)**:

- a. Harass, intimidate, molest, attack, strike, stalk, threaten, assault (sexually or otherwise), hit, abuse, destroy personal property of, or disturb the peace of the person.
- b. Contact the person, either directly or indirectly, in **any** way, including, but not limited to, in person, by telephone, in writing, by public or private mail, by interoffice mail, by email, by text message, by fax, or by other electronic means.

c. Other (specify):

Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 8c—Other Personal Conduct Orders," for a title.

See attached.

The person in **(2)** will be ordered not to take any action to get the addresses or locations of any protected person unless the court finds good cause not to make the order.

9 **Stay-Away Orders**

a. I ask the court to order the person in **(2)** to stay at least 100 yards away from (check all that apply):

- (1) Me.
- (2) The other persons listed in **(3)**.
- (3) My home.
- (4) My job or workplace.
- (5) My school.
- (6) My children's school.
- (7) My children's place of child care.
- (8) My vehicle.
- (9) Other (specify):

b. If the court orders the person in **(2)** to stay away from all the places listed above, will he or she still be able to get to his or her home, school, or job? Yes No (If no, explain below):

Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 9b—Stay-Away Orders," for a title.

10 **Firearms (Guns), Firearm Parts, and Ammunition**

Does the person in **(2)** own or possess any firearms (guns), firearm parts, or ammunition? This includes firearm receivers and frames, and any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531). Yes No I don't know

If the judge grants a protective order, the person in **(2)** will be prohibited from owning, possessing, purchasing, receiving, or attempting to purchase or receive firearms (guns), firearm parts, and ammunition while the protective order is in effect. The person in **(2)** will also be ordered to turn in to law enforcement, or sell to or store with a licensed gun dealer, any firearms (guns) and firearm parts within their immediate possession or control.

This is not a Court Order.



11 **Temporary Restraining Order**

I request that a Temporary Restraining Order (TRO) be issued against the person in (2) to last until the hearing. I am presenting form CH-110, *Temporary Restraining Order*, for the court's signature together with this *Request*.

Has the person in (2) been told that you were going to go to court to seek a TRO against him or her?

Yes No (If you answered no, explain why below):

Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 11—Temporary Restraining Order" for a title.

12 **Request to Give Less Than Five Days' Notice of Hearing**

You must have your papers personally served on the person in (2) at least five days before the hearing, unless the court orders a shorter time for service. (Form CH-200-INFO explains What Is "Proof of Personal Service"? Form CH-200, Proof of Personal Service, may be used to show the court that the papers have been served.)

If you want there to be fewer than five days between service and the hearing, explain why below:

Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 12—Request to Give Less Than Five Days' Notice" for a title.

Mr. Neal has been posting defamatory content against me multiple times daily and I want it to stop immediately.
He has been warned that if he does not stop making this content and defaming me in an effort to gain
favor with Mr. Echard that I would be obtaining an order, yet it has not stopped him.

13 **No Fee for Filing or Service**

- a. There should be no filing fee because the person in (2) has used or threatened to use violence against me, has stalked me, or has acted or spoken in some other way that makes me reasonably fear violence.
- b. The sheriff or marshal should serve (notify) the person in (2) about the orders for free because my request for orders is based on unlawful violence, a credible threat of violence, or stalking.
- c. There should be no filing fee and the sheriff or marshal should serve the person in (2) for free because I am entitled to a fee waiver. (You must complete and file form FW-001, Application for Waiver of Court Fees and Costs.)

14 **Lawyer's Fees and Costs**

I ask the court to order payment of my lawyer's fees Court costs.

The amounts requested are:

<u>Item</u>	<u>Amount</u>	<u>Item</u>	<u>Amount</u>
_____	\$ _____	_____	\$ _____
_____	\$ _____	_____	\$ _____
_____	\$ _____	_____	\$ _____

Check here if there are more items. Put the items and amounts on the attached sheet of paper or form MC-025 and write "Attachment 14—Lawyer's Fees and Costs" for a title.

This is not a Court Order.



15 **Possession and Protection of Animals**

I ask the court to order the following:

- a. That I be given the sole possession, care, and control of the animals listed below, which I own, possess, lease, keep, or hold, or which reside in my household.
(Identify animals by, e.g., type, breed, name, color, sex.)

I request sole possession of the animals because *(specify good cause for granting order):*

- Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 15a—Possession of Animals" for a title.

- b. That the person in **(2)** must stay at least _____ yards away from, and not take, sell, transfer, encumber, conceal, molest, attack, strike, threaten, harm, or otherwise dispose of, the animals listed above.

16 **Additional Orders Requested**

I ask the court to make the following additional orders *(specify):*

- Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 16—Additional Orders Requested," for a title.

See &c. _____

17 Number of pages attached to this form, if any: 3

Date: 10/25/23

Lawyer's name (if any)

▶ _____
Lawyer's signature

I declare under penalty of perjury under the laws of the State of California that the information above and on all attachments is true and correct.

Date: 10/25/23

[Redacted]
Type or print your name

▶ [Redacted]
Sign your name

This is not a Court Order.

ATTACHMENT 7a(3) - DESCRIBE HARASSMENT

[REDACTED] v. NEAL

David Neal runs a popular YouTube channel and has posted more than twenty videos defaming me. He has purported to have information related to my current and prior pregnancies that is false. His "sources" are two men who I have restraining orders against and who see Mr. Neal as a resource for them to get justice against me. As a result of his content, I have received hundreds of harassing, threatening, and intimidating comments from his fans on his channel and his Reddit supporters, as have my family on their social media pages. He has incited them to rally against me for no reason; the issue at hand is a paternity case between me, a 33 year old woman, and Clayton Echard, a 33 year old man. There is nothing scandalous about it, but Mr. Neal is inciting his fans to believe there is.

I am a popular self-help podcaster and since Mr. Neal began his smear campaign, it has received dozens of negative reviews all citing the false information he has spread about me. Luckily, Apple Podcasts agreed to remove it because these reviews were clearly unrelated to the podcast and its content. I am also a domestic violence advocate and TEDx speaker on the topic. After being the Most Watched American TEDx Talk when it was released (and after having only positive reviews), Mr. Neal's fans went on to YouTube and posted such negative reviews that I had to ask TED to turn off commenting, which they did since they were personal attacks and not based on the speech.

I have attempted countless times to get Mr. Neal to stop the cyberbullying and cyberharassment. He agreed to take down eighteen videos, but then continued posting daily content with the same information in it. He has also continued to say that he will repost the eighteen videos that he took down. He has claimed to cover this paternity case "objectively", while also claiming that the purpose of his content is to "vindicate Clayton" and he even started a GoFundMe so that Mr. Echard could get legal representation. Needless to say, he has not taken into account the evidence I have provided him to prove that I am pregnant and my explanation as to why no one else other than Mr. Echard could be the father.

He has gone so far as to insinuate that I intercepted a blood sample in Tennessee that I had given for prenatal paternity testing in Arizona, when in reality, the sample was stuck due to weather issues. I obviously had no control over the mail. He has also claimed my mother "is involved", although I'm not sure what he means by that. Mr. Neal has said that as a comedian, he is worried that I will come after him physically when I have *never* had any charge against me in my life and I have certainly never threatened him.

In an effort to prove that I was pregnant and get him to stop posting defamatory content, I sent Mr. Neal a photo of me showing my pregnant stomach. Rather than take this into account objectively, he posted it on his YouTube channel and analyzed it. This meets the standards for revenge porn.

Mr. Neal has tens of thousands of followers on his various platforms, most of whom are on Reddit as well. I have received thousands of messages that the average person would be horrified at as they are not only insulting and intimidating, but also threatening. He is aware of this, but he seems more motivated than ever to continue his smear campaign as he is gaining followers and income from it. He is even asking his fans to contribute money so he can continue "uncovering the truth" in what is nothing more than a paternity case between two people in their thirties.

As a result of Mr. Neal's conduct, I have experienced extreme anxiety, depression, and increased stress, which is the last thing I need while being pregnant with twins. It is not healthy for me, nor for the babies. I have expressed to him that I have even felt suicidal as a result of cyberbullying and cyberharassment by him and his followers. Despite this, he has refused to stop. I am desperate for him to, so I am seeking an Injunction Against Harassment as a last resort.

ATTACHMENT 8C - OTHER PERSONAL CONDUCT ORDERS

[REDACTED] v. NEAL

I request that Mr. Neal is forbidden from posting information related to my current and prior pregnancies, which is related to my personal health. I have had two abortions that he has reported on as well that have caused me to be harassed. I would request that he no longer report unverified information about me, and by that I mean information provided to him by the two men I have protective orders against, Mr. Michael M [REDACTED] and Mr. Gregory C [REDACTED]

I understand that Mr. Neal has First Amendment rights and that the line between protected speech and prohibited conduct is blurry. However, he has crossed several lines in regards to cyberbullying in California, such as:

Cyberstalking: his pattern of conduct is intended to harass, annoy, and threaten me.

Hate Speech and Incitement to Violence: I am being targeted because of my very private reproductive history, in which I have had two abortions. He openly speaks about these.

Defamation: the false statements that he has made online have been with the sole intention of harming my reputation.

Invasion of Privacy: he has disclosed private information about my current and prior pregnancies, my past two abortions, has published content that shows my pregnant body in just a bra and leggings on YouTube, etc.

Revenge Porn: Mr. Neal was never given permission to show the explicit images of me in a bra showcasing my pregnant stomach and I was horrified to see them on his YouTube videos.

I request that his content that violates the above be taken down immediately and that he not be allowed to post more of it that is also in violation.