

UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF FLORIDA

CASE NO.: _____

TACTICAL RIFLES, INC.,
Plaintiff,

and

MARC SOULIE, FRANK GALLI,
And SNIPERS HIDE, LLC.,
Defendants.

_____ /

2014 FEB -6 PM 3:31
CLERK, US DISTRICT COURT
MIDDLE DISTRICT FLORIDA
ORLANDO, FL

FILED

COMPLAINT

COMES NOW the Plaintiff, TACTICAL RIFLES, INC., by and through the undersigned attorney, who files this Complaint against Defendants, MARC SOULIE, FRANK GALLI, and SNIPERS HIDE, LLC., and states the following:

PARTIES

1. Plaintiff, TACTICAL RIFLES, INC. was and continues to be a Florida corporation, with its principal place of business located at 4918 Airport Road, Zephyrhills, Florida 33542.
2. The Defendant, MARC SOULIE, is an adult male and a resident of San Jose California.
3. The Defendant, FRANK GALLI, is an adult male and a resident of Colorado and owner of SNIPERS HIDE, LLC.
4. The Defendant, SNIPERS HIDE, LLC., was and continues to be a Colorado corporation, with its principal place of business located at 3205 Fenton Street, Wheat Ridge, Colorado 80212.

JURISDICTION AND VENUE

5. This Court enjoys subject matter jurisdiction over this action under 28 U.S.C. sec. 1332, as the parties are citizens and/or corporate entities of different states and the amount in controversy exceeds \$75,000.00.

GENERAL ALLEGATIONS

6. MARC SOULIE has posted false information on Snipers Hide, Inc.'s website. He admitted that he has done so in the email attached as Exhibit A.
7. SNIPERS HIDE, LLC. is a Colorado Corporation which runs a web forum where people can comment about rifles.
8. FRANK GALLI is the owner of SNIPERS HIDE, LLC.
9. TACTICAL RIFLES' Snipers Hide account was deleted to prevent it from responding to the outrageous lies made on the forum. Attempts to set up a new acct have been denied by FRANK GALLI.
10. FRANK GALLI also allows companies who provide him free merchandise to maintain multiple screen names for the purpose of slandering any competitor companies like TACTICAL RIFLES, INC. These screen names pretend to be dissatisfied customers of TACTICAL RIFLES, INC. Positive comments are deleted by GALLI and the posters are threatened with expulsion and banning for life if they post anything further about TACTICAL RIFLES, INC. which basically bans free unbiased speech on his forum.

COUNT I – LIBEL AGAINST MARC SOULIE

11. Plaintiff re-alleges his allegations set forth on paragraphs 1 through 10 as if fully set forth herein.

12. Defendant created and published a false video and then made comments on website Snipers Hide.
13. The postings contain false accusations that are libelous on their face.
14. Defendant acted with reckless disregard and negligence in that he knew the information was false.
15. Plaintiff has been damaged in its business as a result of the false publication.

WHEREFORE, Plaintiff demands judgment in the amount of \$75,000.00 plus any other or further relief this Court deems just and proper, and demands trial of all issues contained herein.

COUNT II - LIBEL AGAINST FRANK GALLI AND SNIPERS HIDE, LLC.

16. Plaintiff re-alleges his allegations set forth on paragraphs 1 through 10 as if fully set forth herein.
17. Defendant created and published a false video and then made comments on website Snipers Hide.
18. The postings contain false accusations that are libelous on their face.
19. Defendant acted with reckless disregard and negligence in that he knew the information was false.
20. Plaintiff has been damaged in its business as a result of the false publication.

WHEREFORE, Plaintiff demands judgment in the amount of \$75,000.00 plus any other or further relief this Court deems just and proper, and demands trial of all issues contained herein.

COUNT III - TORTIOUS INTERFERENCE AGAINST MARC SOULIE

21. Plaintiff re-alleges its allegations set forth on paragraphs 1 through 10 as if fully set forth herein.
22. Defendant created and published a false video and then made comments on website Snipers Hide.
23. Plaintiff is a custom rifle manufacturer.
24. Plaintiff has a business relationship with the community at large as a rifle manufacturer and more particularly a business relationship with individuals who frequent the website Snipers Hide.
25. Defendant is aware of the relationship.
26. Defendant intentionally and unjustifiably interfered with the relationship between Plaintiff and its potential customers.
27. Plaintiff's business has been damaged as a result.

WHEREFORE, Plaintiff demands judgment in the amount of \$75,000.00 plus any other or further relief this Court deems just and proper, and demands trial of all issues contained herein.

**COUNT IV - TORTIOUS INTERFERENCE AGAINST
FRANK GALLI AND SNIPERS HIDE, LLC.**

28. Plaintiff re-alleges its allegations set forth on paragraphs 1 through 10 as if fully set forth herein.
29. Defendant created and published a false video and then made comments on website Snipers Hide.
30. Plaintiff is a custom rifle manufacturer.

31. Plaintiff has a business relationship with the community at large as a rifle manufacturer and more particularly a business relationship with individuals who frequent the website Snipers Hide.
32. Defendant is aware of the relationship.
33. Defendant intentionally and unjustifiably interfered with the relationship between Plaintiff and its potential customers.
34. Plaintiff's business has been damaged as a result.

WHEREFORE, Plaintiff demands judgment in the amount of \$75,000.00 plus any other or further relief this Court deems just and proper, and demands trial of all issues contained herein.

COUNT V – PERMANENT INJUNCTION AGAINST MARC SOULIE

35. Plaintiff adopts and incorporates paragraph 1 through 10, as if fully replied herein.
36. The Plaintiff will suffer immediate and irreparable injury, loss or damage if Defendant continues to post on You Tube, Sniper's Hide or any other website false information about Tactical Rifles.
37. Plaintiff asks the Court to enjoin Defendant from posting any further false information on any website and to remove all current postings immediately.

WHEREFORE, Plaintiff demands judgment in the amount of \$75,000.00 plus any other or further relief this Court deems just and proper, and demands trial of all issues contained herein.

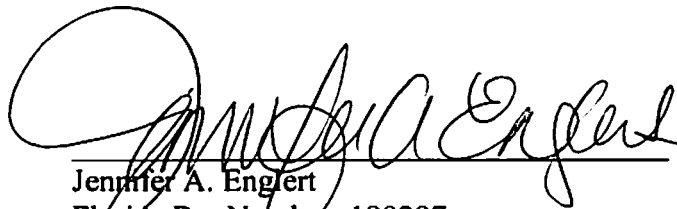
**COUNT VI – PERMANENT INJUNCTION AGAINST
FRANK GALLI AND SNIPERS HIDE, LLC.**

38. Plaintiff adopts and incorporates paragraph 1 through 10, as if fully replied herein.
39. The Plaintiff will suffer immediate and irreparable injury, loss or damage if Defendant continues to post on Sniper's Hide false information about TACTICAL RIFLES, INC.
40. Plaintiff asks the court to enjoin Defendant from posting any further false information on any website and to remove all current postings immediately.

WHEREFORE, Plaintiff demands judgment in the amount of \$75,000.00 plus any other or further relief this Court deems just and proper, and demands trial of all issues contained herein.

THE PLAINTIFF HEREBY REQUESTS A TRIAL BY JURY ON ALL ISSUES.

Respectfully submitted this 16 day of January, 2014.



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Attorney for the Plaintiff TACTICAL RIFLES,
INC.

From: Jeff Stevens [mailto:jff_stvns@yahoo.com]

Sent: Thursday, August 09, 2012 10:52 PM

To: Info Tacticalrifles

Cc: jff_stvns@yahoo.com

Subject: Fw: Final Estimate

Hi David,

This is Jeff Stevens I had you build me a rifle 4 years ago, you know the one that came with the bent scope base and the stock with all the chips. And when I confronted you on it you told me you build shooters not pretty rifles, yea you know me remember. Well funny as it may be that shitty little short trigger you installed on the rifle the one you could not even get a 90 degree trigger finger on and clear the badger bolt knob had to be replaced, I could not deal with it. So I contacted a local builder a real precision rifle builder to install a timmney trigger and guess what we found while we were inside, the link is below. From what I gather you owe me about \$966.56 in a precision rifle you were supposed to supply me in my original purchase. You have 2 days to contact me about the matter and get it resolved and if we can't resolve it I am going to go public with the you tube link and then I am going to post on all the major shooting forums. I am going to start with Snipershide Frank Galli personally watched the video and he could not believe you call that a precision rifle product. Well Mr Rooney I told you what comes around goes around you know the karma thing, it's here. Two Days.

----- Forwarded Message -----

From: Marc Soulie <marc@spartanrifles.com>

To: jff_stvns@yahoo.com

Sent: Thursday, August 9, 2012 10:40 AM

Subject: Final Estimate

Hi Jeff,

Here is the final estimate and link to video documentation. Right now this link is private. Let me know if you want it to be made public.

<http://youtu.be/3kxNOVgpXu8>



JS 44 (Rev. 09/11)

CIVIL COVER SHEET

The JS 44 civil coversheet 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)

I. (a) PLAINTIFFS

TACTICAL RIFLES, INC.

DEFENDANTS

MARC SOULIE, FRANK GALLI and SNIPERS HIDE, LLC

(b) County of Residence of First Listed Plaintiff ORANGE COUNTY, FL
(EXCEPT IN U.S. PLAINTIFF CASES)

County of Residence of First Listed Defendant
(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.

(c) Attorneys (Firm Name, Address, and Telephone Number)

Jennifer A. Engliert, Esquire, The Orlando Law Group, PL, 3855 Avalon Park East Boulevard, Orlando, FL 32828, Tel 407-512-4394, FBN 180297

Attorneys (If Known)

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)

- | | | | | | |
|---|----------------------------|---------------------------------------|---|---------------------------------------|---------------------------------------|
| | PTF | DEF | | PTF | DEF |
| Citizen of This State | <input type="checkbox"/> 1 | <input type="checkbox"/> 1 | Incorporated or Principal Place of Business In This State | <input checked="" type="checkbox"/> 4 | <input type="checkbox"/> 4 |
| Citizen of Another State | <input type="checkbox"/> 2 | <input checked="" type="checkbox"/> 2 | Incorporated and Principal Place of Business In Another State | <input type="checkbox"/> 5 | <input checked="" type="checkbox"/> 5 |
| Citizen or Subject of a Foreign Country | <input type="checkbox"/> 3 | <input type="checkbox"/> 3 | Foreign Nation | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |

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

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES	
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excl. Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input checked="" type="checkbox"/> 320 Assault, Label & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury - Med. Malpractice	PERSONAL INJURY <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 367 Health Care/Pharmaceutical Personal Injury Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability PERSONAL PROPERTY <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 690 Other LABOR <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Mgmt. Relations <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Empl Ret. Inc. Security Act IMMIGRATION <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 463 Habeas Corpus - Alien Detainee (Prisoner Petition) <input type="checkbox"/> 465 Other Immigration Actions	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 PROPERTY RIGHTS <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 840 Trademark SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609	<input type="checkbox"/> 375 False Claims Act <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Matters <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 896 Arbitration <input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision <input type="checkbox"/> 950 Constitutionality of State Statutes
REAL PROPERTY <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	CIVIL RIGHTS <input type="checkbox"/> 440 Other Civil Rights <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 445 Amer. w/Disabilities - Employment <input type="checkbox"/> 446 Amer. w/Disabilities - Other <input type="checkbox"/> 448 Education	PRISONER PETITIONS <input type="checkbox"/> 510 Motions to Vacate Sentence Habeas Corpus: <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition <input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement			

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 USC 1332

Brief description of cause:
Defamation

VII. REQUESTED IN COMPLAINT:

☐ CHECK IF THIS IS A CLASS ACTION UNDER F.R.C.P. 23
DEMAND \$
75,000.00

CHECK YES only if demanded in complaint:
JURY DEMAND: ☒ Yes ☐ No

VIII. RELATED CASE(S) IF ANY

(See instructions)

JUDGE

DOCKET NUMBER

DATE

01/15/2014

SIGNATURE OF ATTORNEY OF RECORD

FOR OFFICE USE ONLY

RECEIPT #

AMOUNT

APPLYING IFF

JUDGE

MAG. JUDGE