

IN THE CIRCUIT COURT OF THE
15TH JUDICIAL CIRCUIT, IN
AND FOR PALM BEACH COUNTY, FLORIDA

CASE NO.:

GABE HOFFMAN, an individual,

Plaintiff,

v.

JULIO CESAREO JACQUEZ a/k/a JULIO JACQUES
a/k/a All American Cartel LLC, an individual.

Defendant.

COMPLAINT FOR DEFAMATION

Plaintiff, Gabe Hoffman, (hereinafter "HOFFMAN"), individually, by and through his undersigned counsel, sues Julio Cesareo Jacquez, (hereinafter "JACQUEZ"), individually, and alleges:

PARTIES, JURISDICTION AND VENUE

1. Plaintiff HOFFMAN is an individual and is a resident of Palm Beach County, Florida.
2. Defendant JACQUEZ is an individual who resides in Colorado.
3. Jurisdiction and venue is proper in this Court because the amount in controversy exceeds \$15,000 and the operative facts for the cause of action relate to HOFFMAN'S reputation as hedge fund manager in Palm Beach County, Florida.
4. All conditions precedent to the bringing of this action have occurred, been performed or excused, or would have been futile.

PRELIMINARY ALLEGATIONS APPLICABLE TO ALL COUNTS

5. HOFFMAN is the founder of Accipiter Capital Management, LLC, (“Company”) which is a hedge fund, located in Palm Beach County, Florida.

6. HOFFMAN is a highly respected and well known investment manager that regularly appears on television addressing a wide range of business issues and financial investments.

7. HOFFMAN’S livelihood and success are inextricably connected to his unassailable integrity and hard-won relationships to his investors.

8. HOFFMAN maintains relationships with prominent and well-known individuals in the financial markets and financial management industry and relies on his excellent reputation and unassailable integrity to attract and maintain his investment capital for his Company’s operations.

9. Additionally, HOFFMAN is a well-respected philanthropist who individually and solely funded and produced a ground-breaking documentary film exposing child sexual abuse in Hollywood titled “An Open Secret.”

10. “An Open Secret” has generated extensive worldwide press and critical acclaim by many major publications, television and widely view forms of alternative media.

11. Millions of viewers have seen HOFFMAN discussing “An Open Secret” and child sexual abuse in Hollywood in live interviews, or in print/internet media throughout the world.

12. A former Hollywood bit actor named Isaac Kappy gained notoriety through his public accusations of pedophilia, which included accusations against prominent Hollywood personalities of the Jewish faith, such as Seth Green and Steven Spielberg.

13. HOFFMAN though his documentary on child sexual abuse in Hollywood and as a result of his Jewish faith, was also a target of Kappy's baseless allegations of pedophilia in Hollywood.

14. Kappy was found dead on Monday, May 13, 2019, at the age of 42. His death was reported in local newspapers as a suicide, which cited a statement from the Arizona Department of Public Safety. Kappy jumped to his death at the Transwestern Road bridge near Bellemont, Arizona, and was struck by a pickup truck on Interstate 40, around 7:25 AM.

15. Kappy's death became the subject of speculation on various social media sites on the internet. Various extreme and outlandish conspiracy theories attempted to link HOFFMAN and other prominent Jewish Hollywood personalities to Kappy's death, positing that Kappy was murdered, rather than died by suicide.

16. Kappy was an ardent believer in the QAnon conspiracy theory. QAnon has been described in the media as "a baseless conspiracy theory that a shadow network is working against President Trump, and that an insider, "Q," knows how it will be exposed." <https://www.buzzfeednews.com/article/briannasacks/fbi-memo-conspiracy-theories-domestic-terrorism>.

17. Kappy's final post on Instagram, prior to his suicide, featured an apology to QAnon, <https://www.theblaze.com/news/actor-leaves-apology-to-trump-before-killing-himself>.

18. In a May 30, 2019, memo obtained by Yahoo news, the FBI office also describes how QAnon theorists believe that Trump is leading an effort "to dismantle a conspiracy involving 'deep state' actors and global elites allegedly engaged in an international child sex trafficking ring."

19. The FBI memo also states that federal authorities believe “identity based, and fringe political conspiracy theories”, such as QAnon, are very likely to motivate some domestic terrorists to “commit criminal and sometimes violent activity,” since certain narratives “tacitly support or legitimize violent action.” <https://www.buzzfeednews.com/article/briannasacks/fbi-memo-conspiracy-theories-domestic-terrorism>.

20. JACQUEZ has publicly expressed his belief in the QAnon conspiracy theory through many social media posts and YouTube videos he created.

21. JACQUEZ has also expressed his belief in various other baseless conspiracy theories, publicly, on his YouTube channel

- a. JACQUEZ created a video on his YouTube channel on October 28, 2019, titled “MORE EVIDENCE OBAMA WAS LYNCHED OR HUNG OR PUT TO DEATH LIKE A DIRTY DOG! TO GOD GOES ALL THE GLORY!” <https://www.youtube.com/watch?v=Lq6I9dacAhk>.
- b. JACQUEZ created a video on his YouTube channel on October 26, 2019, titled Obama Hanged For Treason and Trump Celebrates by tweeting what he can to those woke enough to read! <https://www.youtube.com/watch?v=gSmW0ShbbIY&feature=youtu.be&fbclid=IwAR04WELf1JsCCUq-C2osBo7zmyaVG14doPd5Ru7sLMrOkbQishD6Xpd4Bg>.
- c. JACQUEZ created a video on his YouTube channel on November 2, 2019, titled “Trump Told Everyone Obama was executed!” https://www.youtube.com/watch?v=8O8cof-vr_Y.

22. JACQUEZ has also posted memes on social media which promote hatred against the Jewish people. JACQUEZ posted a meme on his Facebook page, under the handle “Julio Hawkes”, stating “follow the money” , with a Jewish star made out of dollar bills <http://archive.is/wkCc3>.

23. In light of this background, JACQUEZ has published numerous defamatory statements on Twitter, as well as his YouTube channel “An All America Cartel, LLC”, accusing HOFFMAN of being involved in Kappy’s speculated murder.

COUNT I: DEFAMATION

24. HOFFMAN re-alleges and incorporates paragraphs 1-22above as if more fully stated.

25. JACQUEZ published reprehensible and defamatory statements in YouTube videos, which he created on his YouTube channel, “An All American Cartel, LLC.”

26. JACQUEZ also promoted these reprehensible and defamatory videos, on Twitter, posting links, on 12 documented occasions, under the handle of @infinitytozero, and 2 documented occasions on his Facebook page, under the handle “Julio Hawkes.”

27. Twitter and YouTube are available in the state of Florida, and therefore statements published on Twitter are published to the public at large in the state of Florida.

28. Given that JACQUEZ’S statements were tortious, hence the jurisdictional prong of Florida Statutes § 48.193 (1)(a)(2) has been satisfied.

29. JACQUEZ created a YouTube video, titled “Breaking News on Isaac Kappy Murder. Velvet Mafia? What is Gabe Hoffman Hiding? We need answers” (October 14, 2019), in which JACQUEZ placed, and displayed defamatory text, which included the following:

- a. ““@gabehoff He is a pedo protector, He hides most of his funds in the Caymans. It’s the Jew money from Hollywood porno outfits and it includes child porn.”
- b. “It’s a total Jewish mob fraud. His company Accipiter was started by Moshin Meghj. The money was provided by Leslie H. Wexner, of Victoria’s Secret fame. Gabe knew Jeffrey Epstein well, and has been to the island dozens of times. He bought his boyfriend and they enjoyed being tied up and having 16 year old boys piss on them. Gabe met Richard on a Urination website on the dark web.
- c. “Gabe had 2 surgeries for micro penis syndrome in 2012 and 2016, both at Mount Sinai Hospital in Manhattan.”
- d. “Gabe runs An Open Secret and was in a legal battle with his director after she found Gabe was covering up pedophilia by Steven Spielberg and other pedo’s. Gabe paid Unirock to present news and also Defango and Monkey Savant. Gabe is now after Thomas Shellenberger because Gabe hired the hitman who killed Kappy.”
- e. “So the murder was done by Harvey Levin and Gabe Hoffman. They paid a guy named Craig Sawyer and a guy named Daniel Ryan Doud to kidnap and then keill Kappy with an air gun with Ice bullet. Then Bart Graves did the cover up.
- f. “Defango was paid to distract and so was Eli. They blamed this schellenberger and Kate Anon and put Gabe in charge of the cover up.”
- g. “They even hired some people from fetishbank, golden showers freaks, and they hired Monkey Savant.”

- h. “They donated 5000 to Defango through magaCoalition and ignored UniRock, who Gabe dumped.”
30. JACQUEZ created a YouTube video, titled “Isaac Kappy's Alleged Murderers Craig Sawyer (pro Hollywood sniper) and Daniel Doud (probable demon)” (October 14, 2019), in which JACQUEZ displayed defamatory text, which included the following:
- a. JACQUEZ stated in the beginning of this video, “So these are the alleged murderers that my sources named, not sure, but it kind of fits.”
 - b. JACQUEZ placed, and displayed, identical defamatory text in this video he created, as is repeated in 29 (e), (f), (g), and (h).
31. JACQUEZ made defamatory statements against HOFFMAN, in a YouTube video he created, and posted to his YouTube channel, titled “An Open Secret or Gabe Hoffman killed Isaac Kappy? Does he know who killed Kappy? Why does he care” (October 11, 2019). JACQUEZ accused HOFFMAN of “taking people’s survivor stuff, and the real ones, you pretty much silence, quiet, or attack”. JACQUEZ statement regarding “survivors”, refers to survivors of child sex abuse in Hollywood, the subject of HOFFMAN’s documentary film, An Open Secret:
- a. JACQUEZ stated “Gabe Hoff. Yeah man, An Open Secret, you seem to be... I’ve heard lots of stuff about you, that you’re taking people’s, you’re like a honeypot, you’re taking people’s survivors stuff, and the real ones, you pretty much silence, or quiet, or attack.”

- b. JACQUEZ stated “Feel free to answer, feel free to sue me, feel free to kill me, feel free to, um, I don’t know, curse my name to the high heavens, I don’t know. Do what you gotta do, I’m protected, to G-d be the glory.... To G-d be the glory guys.”
32. JACQUEZ copied and re-uploaded a YouTube video to his channel, which was originally created by Zachary McQuaid of Canada, on October 13, 2019, which JACQUEZ re-titled “Isaac Kappy Murdered for exposing Jewish Pedophile Roots? Jewish mobsters?”
- a. The video displayed the following defamatory text: “Gabe Hoffman is an obsessed and creepy stalker. Isaac Kappy knew it. And now so do you.”
 - b. The video displayed the following defamatory text: “Gabe Hoffman has been tied to Jewish extremists. And is a known liar who attacks SRA vand child sex abuse victims, while whiteknighting as an advocate of child abuse victims.”
 - c. The video displayed the following defamatory text: “Because Isaac was revealing what Gabe wanted hidden. The Jewish roots of pedophilia in Hollywood... Gabe Hoffman must be investigated for the death of Isaac Kappy.”
 - d. The video concludes by displaying HOFFMAN’s image on screen, with the text “Isaac Kappy’s killer?”
 - e. JACQUEZ made reference in the description for this video, to having obtained permission to re-post Mcquaid's video, from Thomas Schoenberger. JACQUEZ wrote “Not my video but Wyatt Earp Aka Doc Holiday aka Fat Val Kilmer said it was all Good.” Schoenberger created and operated a YouTube channel titled "Doc Holliday", prior to its termination by YouTube around December 9, 2019,” due to

multiple or severe violations of YouTube's policy prohibiting content designed to harass, bully, or threaten."

33. JACQUEZ made defamatory statements against HOFFMAN, in a YouTube video he created, and posted to his YouTube channel on October 14, 2019, titled "WARNER BRO'S KILLED ISAAC KAPPY? TMZ AND BART GRAVES OWNED BY WARN A BROTHER?"

a. JACQUEZ stated during the video: " All right guys I figured it out. It was WB and Harvey Levine and all those other companies and I'm sure Gabe Hoffman is in there somehow we'll figure that out but Bart graves used to work for WB."

34. JACQUEZ posted a YouTube video to his channel, on October 13, 2019, which he titled: "Gabe Hoffman Come on Down! We need you to answer some questions. Or don't."

a. JACQUEZ stated in the video: "Gabe Hoffman, come on down. We got some questions for you, buddy. They're gonna get answered buddy. Even if I have to call your boss, your partners, your fuckin company to talk to you directly. Email me, message me, I mean, I'm gonna figure out if you're connected to Epstein, your company at least. I bet you are, you all are connected somehow I'm sure."

b. The video concludes with the following text placed on screen: "Are you involved with Epstein? Are you Jewish? Are you protecting Pedophiles? Are you a pedophile? Were you involved with murdering Kappy? Inquiring minds want to know anallamericantellc@gmail.com"

35. JACQUEZ copied and re-uploaded a defamatory YouTube video to his channel, which was originally created by Thomas Schoenberger of California, on October 11, 2019, which

JACQUEZ re-titled “Gabe Hoffman of An Open Secret is SUSPECT to many including TS and Steve Outrim”

- a. Schoenberger stated: “Gabe Hoffman is blocking, deflecting, attacking. Something is up, folks. Something is really serious here. “We need to start looking at Gabe Hoffman as a suspect, in the death of Isaac Kappy. JACQUEZ then stated “He’s absolutely right, on the suspicious part of Gabe Hoffman.”
 - b. Video displays text stating: ““Is Gabe Hoffman complicit in the death of Isaac Kappy.”
36. JACQUEZ’S published statements are false.
 37. JACQUEZ knew these statements were false and negligently made these statements anyway.
 38. HOFFMAN has been damaged by these statements.
 39. JACQUEZ’S statements were completely defamatory and calculated to damage HOFFMAN’S reputation as a well-respected financial manager.

WHEREFORE, HOFFMAN demands judgment against JACQUEZ for damages, awarding interest and attorneys’ fees, and costs and any other relief that may be just or necessary under the circumstances.

DEMAND FOR JURY TRIAL

The Plaintiff demands a trial by jury on all issues triable as a matter of right.

DATED this day 20th day of December, 2019.

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