

**ORIGINAL**

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
COUNTY DEPARTMENT, LAW DIVISION

FILED-3  
2010 JAN 29 AM 10:15  
DOROTHY BROWN  
CLERK OF CIRCUIT COURT  
LAW DIVISION

Fr. Chester J. Pryzbylo, )  
)  
Plaintiff, )  
)  
v. )  
)  
Peter Galica, Jeffrey R. Anderson, )  
Jeff Anderson & Associates, P.A., )  
Marc J. Pearlman, Kerns, Pitof, Frost & )  
Pearlman, LLC, Barbara Blaine, and )  
Survivors Network of those Abused )  
by Priests a/k/a SNAP, )  
)  
Defendants. )

2010L001289  
CALENDAR/ROOM E  
TIME 00:00  
Libel/Slander

COMPLAINT

NOW COMES Plaintiff, Fr. Chester J. Pryzbylo ("Fr. Pryzbylo"), by his attorney, Walter Maksym, and complaining of Defendants Peter Galica ("Galica"), Jeffrey R. Anderson ("Anderson"), individually agent of Jeff Anderson & Associates, P.A., a Minnesota professional association, Jeff Anderson & Associates, P.A. ("JA&A"), a Minnesota professional association, Marc J. Pearlman ("Pearlman"), individually and as agent of Kerns, Pitof, Frost & Pearlman, LLC ("KPF&P"), an Illinois limited liability company and Peter Galica, (collectively "Galica's Lawyers"), Barbara Blaine ("Blaine"), an attorney, individually and as president and agent of The Survivors Network of those Abused by Priests a/k/a SNAP ("SNAP"), an entity, person or persons of unknown legal character and alleges as follows:

FACTS COMMON TO ALL CLAIMS

THE PARTIES

1. At all times relevant, Fr. Pryzbylo was ordained Roman Catholic Priest and the Pastor of the King Shrine Christ Shrine, a religious Illinois not-for-profit corporation (the "Shrine") located in the Village of Winfield, Illinois, the purpose of which, *inter alia*, is promote, preserve and extend the use of the Tridentine Latin Mass of the Roman Catholic Church.

2. On information and belief and at all times relevant, Anderson and JA&A held themselves out to be attorneys licensed to practice law in the State of Illinois and as Galica's lawyers and maintained offices located in St. Paul, Minnesota and did business in Chicago. On information and belief, Anderson specializes in suing priests, rabbis, clergy, and religious groups in general and the Catholic Church and its priest in particular and other religious organizations and as generated well over Sixty Million Dollars in legal fees from having filed more than six hundred such cases, much if not all of it by engaging in the tactics hereinafter described.

3. On information and belief and at all times relevant, Pearlman and KPF&P held themselves out to be attorneys licensed to practice law in the State of Illinois to be as Galica's lawyers in the State of Illinois and maintained offices located in Chicago, Illinois.

4. On information and belief and at all times relevant, Galica resides at 17843 65th Court, Tinley Park, Illinois.

5. On information and belief, at all times relevant, Blaine, individually, and was the president, founder, representative, agent and spokesperson of and agent of SNAP is an attorney who did business at SNAP's office in Chicago, Illinois.

6. On information and belief and at all times relevant, SNAP was an entity, person or persons of unknown legal character and maintained offices located in Chicago, Illinois.

FIRST CLAIM  
(Defamation I)

1-6. Fr. Pryzbylo realleges paragraphs 1 through 6 of the forgoing Facts Common to All Claims as and for paragraphs 1 through 6 of this First Claim against Galica, Anderson, Pearlman, JA&A, and KPF&P.

7. On or about March 22, 2006 Galica a/k/a, "John Doe 103", Anderson, Pearlman, JA&A, and KPF&P caused to be filed a scurrilous, meritless and time-barred civil lawsuit, to wit: John Doe 103 v. The Archdiocese of Chicago, Cardinal Frances George, Archbishop of Chicago and Fr. Chester J. Pryzbylo, Cook County Case Case No. 06 L 3042 ("Galica's Lawsuit") that was dismissed with prejudice by this Court on December 14, 2009.

8. On information and belief, or about March 22, 2006 and at or about the filing of Galica's lawsuit, the full extent and all dates and times of which are presently unknown, Galica, Anderson, Perlman, and Blaine, individually, acting on behalf of him and SNAP, in conjunction with the filing of his meritless and scurrilous lawsuit, but extra-judicially and without privilege, maliciously, and with a conscious and reckless disregard for the truth, knowingly, deliberately, of and concerning and with the defame injure Fr. Pryzbylo, while publically participating in "news" and "press conferences"

9. On information and belief Galica, Anderson, Perlman, and Blaine called by them conducted in and about the Chicago metropolitan area stated, publicized and communicated to the press, media and various other persons as hereinafter alleged, and through their distribution and disseminated of press releases and interviews reckless, false, untrue, groundless, misleading, stigmatizing, demeaning, hurtful, degrading, libelous, slanderous and defamatory extra-judicial, unprivileged statements, insinuations, and accusations of and concerning and Fr. Pryzbylo and his professional and clerical character publicly describing and depicting and imputing that he, an unmarried, chaste and celibate Roman Catholic Priest, Pastor and spiritual advisor, was unchaste and immoral, possessed of dangerous sexual proclivities and who, being a pedophile, had repeatedly committed a felonious crimes of moral turpitude, immoral behavior and despicable misconduct by being a child sexual abuser, batterer and molester and being a threat and danger to other children, the full extent and nature of which cannot be determine without full discovery that were defamatory *per se* (hereinafter referred to as the "defamatory accusations").

10. On information and belief, in part and among the defamatory accusations, as reported by Leah Hope ("Hope") on and broadcast widely on WLS-TV, on about March 22, 2006 Galicia and Anderson, on his behalf and with his knowledge, maliciously stated to various members of the press, including but not limited to Hope, when knowing it to be untrue, that Fr. Pryzbylo had sexually abused and molested Galica, as falsely alleged in Galica's lawsuit, and Anderson, JA&A, Pearlman, KPF&P, Blaine and SNAP, arranged for him to be interviewed and, publically referring to Fr. Pryzbylo and falsely stating, at an arranged press interview at a press interview arranged by Galica's Lawyers, before WLS-TV television cameras, microphones and employees including Hope, all of

them knowing that said statement, interviews and conferences would be, and with the purpose and intent that the be, publicly broadcast on ABC7 Television, *inter alia*, of and concerning Fr. Pryzbylo, that, “[h]e abused me for a very long time, sexually,” and that while serving as an altar boy at Five Holy Martyrs in Chicago Fr. Pryzbylo “betrayed his trust and threatened to deport his family if he told about the molestation...” knowing said statement to be untrue.

11. On information and belief, in part and among the defamatory accusations, as reported by Ted Slowik of the Herald News, on about March 22, 2006 Pearlman publicly and falsely stated, referring to Fr. Pryzbylo as “Chester the Molester” that he molested the man (referring to Galica) when he was 13 through 15 years old in the rectory of Five Holy Martyrs (Church), in a private residence that he allegedly shared with another person, and at a health club, and that when the man (referring to Galica) was 14, and that he (referring to Galica) allegedly told Bishop Leo Abramowicz “that Przybylo was hurting young children” and that, the boy (referring to Galica) told the said late Bishop, he scolded the boy and told him (referring to Galica) “to go to confession for lying” and that, “Przybylo continues to have contact with young altar boys serving at the shrine,” and that the man filing the “John Doe” lawsuit (referring to Galica) is seeking monetary damages of an undisclosed amount, “the truth from this archdiocese, and to put an end to this problem (referring to sexual molestation of children by priests) that is so prevalent.

12. On information and belief Anderson and/or Perlman provided Blaine and SNAP with a copy of the Complaint they filed in Galica’s lawsuit, and that Anderson and/or Perlman and/or Blaine and/or SNAP maliciously provided a copy or copies of it to various members of the press and media for public extra-judicial non-privileged dissemination, including but not limited to Matt C. Abbott (“Abbot”) that they knew or should have know would be, and was, further published and broadcast and or/posted online for world-wide distribution on the internet as Abbott did at <http://www.renewamerica.us/columns/abbott/060323> by this reference incorporated herein.

13. Fr. Pryzbylo has at all times denied any and all of said defamatory accusations and insinuations of sexual molestation and abuse and affirmatively states that they were

and are false and untrue and that Defendants knew or should have known they were false and untrue when made.

14. On information and belief, during and about said time and dates the said defamatory imputing, accusatory and scurrilous statements were so maliciously communicated, published and/or republished by one or more of the said Defendants to representatives, agents employees and/or the staff of various major media including, *inter alia*, Chicago area newspapers, television and radio stations, internet websites, and particularly, *inter alia*, one or more of the following one or the following major television, radio, print and internet new media, *inter alia*; Chicago Tribune, Chicago Sun-Times, Daly Herald and other newspapers, CBS, ABC7 and other television stations, WLS and WBBM, WFMZ, WMBD and other radio stations, internet sites and news wire services, the Archdiocese of Chicago, Cardinal Francis George, members of the Shrine's congregation, members of the Shrine's Board of Directors and unknown others, the full extent and nature of which cannot be determine without full discovery.

15. As proximate a result of one or more of Defendants' above described malicious, false, *per se* defamatory accusations and statements made of and concerning and accusing Fr. Pryzbylo and imputing that he had engaged in the sexual abuse and/or molestation of children caused him to suffer and be wrongly held up to and suffered great, horrendous and horrific public scorn, hatred, shame, contempt, ridicule, oblique, humiliation, extreme and severe emotional and mental distress, anguish, anxiety, shame, disgrace, isolation, insult, upset, rejection, humiliation, pain, depression, embarrassment and great harm and injury to his dignity, honor, personal and clerical reputation, good name, occupation, life, activities and affairs, scorn ridicule and being falsely stigmatized and wrongfully gaining a reputation as a child sex molester, as well as enduring interference with and damage to his relationship with, employment by and status as the Shrine's Pastor.

16. As a further proximate a result of one or more of Defendants' above described malicious, false, *per se* defamatory accusations and statements made of and concerning and accusing Fr. Pryzbylo, so defaming him and discussing and publicizing the above referenced allegations Galica's lawsuit in the media as aforesaid, he was required to expend time and funds in employing an attorney to successfully defend him and obtain

the dismissal of Galica lawsuit, suffered vandalism of his property, became fearful and concerned for his life, safety and well-being, suffered profound and extreme emotional and mental distress, governmental investigation and intense public and governmental scrutiny, including becoming a subject of an intensive and comprehensive Illinois Department of Children and Family Services (the "DCFS") investigation of himself, the Shine's Board members and officers, his accusers, friends, neighbors, parishioners, other priests, altar boys, law enforcement agencies, and others.

17. Following a long and extremely stressful investigation by the DCFS and its through evaluation, it issued determination that reports of child abuse arising from the Defendants said public defamatory statement to and in the media by him were "unfounded", i.e., no credible evidence of child abuse was found.

18. Fr. Pryzbylo has at all times denied any and all of said defamatory accusations and insinuations of sexual molestation, abuse, or other impropriety and misconduct made by Galica, Anderson, JA&A, Pearlman, KPF&P, Blaine and SNA, complained of herein, and affirmatively states that they were and are false and untrue and that Defendants knew, or should have known, that they were false and untrue when made.

19. On information and belief, Galica's co-defendants herein failed to properly investigate his background and the factual basis of his defamatory accusations against Fr. Pryzbylo in that they failed to investigate or find out salient and relevant facts and factors such as Galica's background, i.e., *inter alia*, that he had recently gone through a personal bankruptcy, to investigation as to whether the defamatory accusations had were true or false and were or were not based in fact, or to, before launching their deliberate, ruthless and scurrilous media sneak-attack on him, to at any time or in any way make inquiry to Fr. Pryzbylo in a reasonable, appropriate attempt to find out his version of the facts or allow him to provide relevant contradictory information with respect thereto.

20. JA&A, KPF&P and SNAP are jointly and vicariously liable for the defamatory accusations and damages thereby caused Fr. Pryzbylo because their respective agents and representatives, Anderson, Pearlman, and Blaine, were acting within the scope of their agency and/or employment.

WHEREFORE PLAINTIFF PRAYS that a judgment be entered against Galica, Anderson, Pearlman, JA&A, and KPF&P, jointly and severally, for compensatory and

punitive damages in great excess of fifty thousand dollars (\$50,000.00) reasonable attorney's fees, costs, and expenses and for such other and further relief as may be just and proper in the premises.

SECOND CLAIM  
(Defamation II)

1-20. Fr. Pryzbylo realleges paragraphs 1 through 20 of the First Claim as and for paragraphs 1 through 20 of this Second Claim against Galica, Anderson, JA&A, Pearlman and KPF&P.

21. On or about March 22, 2006 Galica and Anderson, Pearlman, JA&A, and KPF&P filed the above-mentioned, scurrilous, meritless, time-barred civil and malicious Galica Lawsuit.

22. On information and belief, or about March 22, 2006, the full extent and all dates and times of which are presently unknown Galicia, Anderson, JA&A, Pearlman, KPF&P, Blaine and SNAP, in conjunction with the filing of Galica's lawsuit, but extra-judicially and without privilege to various persons, maliciously, and with a conscious and reckless disregard for the truth, knowingly, deliberately and with the intention to defame and injure planned, organized, held and participated in "news/press conferences" at or about Pearlman and KPF&P's Chicago office and in front of the Shrine in Winfield, without the permission of the Shrine, distributing and disseminating "press releases" and called, giving and participating "interviews" wherein they communicated and publicized, substantially, *inter alia*, the reckless, false, untrue, groundless, misleading, stigmatizing, demeaning, hurtful, degrading, libelous, slanderous and defamatory extra-judicial, unprivileged *per se* statements, insinuations, and accusations of and concerning and Fr. Pryzbylo and his professional and clerical character publicly describing and depicting and imputing that he, an unmarried, chaste and celibate Roman Catholic Priest, Pastor and spiritual advisor, was unchaste and immoral, possessed of dangerous sexual proclivities and who, being a pedophile, had repeatedly committed a felonious crimes of moral turpitude, immoral behavior and despicable misconduct by being a child sexual abuser, batterer and molester and being a threat and danger to other children, the full extent and nature of which cannot be determine without full discovery (the "defamatory accusations").

23. On information and belief, in part and among the defamatory accusations, as reported by Leah Hope (“Hope”) on and broadcast on WLS-TV, on about March 22, 2006 Anderson maliciously stated to various members of the press, including but not limited to Hope, that Fr. Pryzbylo had sexually abused and molested Galica as stated in the Complaint filed in Galicia’s lawsuit, and Galica’s Lawyers arranged for Galica to be interviewed and, referring to him publicly and falsely stated, at an arranged press interview at a press interview arranged by Galica’s Lawyers, before WLS-TV television cameras, microphones and employees including Hope, all of them knowing that it would be and with the purpose and intent that it would be publicly broadcast on ABC7 Television, *inter alia*, “He abused me for a very long time, sexually,” and that while serving as an altar boy at Five Holy Martyrs in Chicago Fr. Pryzbylo “betrayed his trust and threatened to deport his family if he told about the molestation...” and knowing said statement to be untrue.

24. On information and belief, in part and among the defamatory accusations, as reported by Ted Slowik of the Herald News, on about March 22, 2006 Pearlman publicly and falsely stated, referring to Fr. Pryzbylo as “Chester the Molester” that he molested the man (referring to Galica) when he was 13 through 15 years old in the rectory of Five Holy Martyrs (Church) in Chicago, in a private residence that (Fr. Pryzbylo) allegedly shared with another person, and at a health club, and that when the man (referring to Galica) was 14, and that he (referring to Galica) allegedly told Bishop Leo Abramowicz “that Przybylo was hurting young children” and that, the boy (referring to Galica) told the late Rev. Alfred Leo Abramowicz, an auxiliary bishop, who scolded the boy and told him (referring to Galica) to go to confession for lying” and that, “Przybylo continues to have contact with young altar boys serving at the shrine,” and that the man filing the “John Doe” lawsuit (referring to Galica) is seeking monetary damages of an undisclosed amount, “the truth from this archdiocese, and to put an end to this problem” (referring to sexual molestation of children by priests) that is so prevalent.

25. On information and belief, in part, as reported by Leah Hope on and broadcast on WLS-TV, on about March 22, 2006, Barbara Blaine of the Survivors Network of those Abused by Priests, falsely and maliciously stated, referring to and accusing Fr. Pryzbylo of, and/or implying that he had repeatedly sexually abused children,



particularly, Galica, a Polish immigrant, at various locations in Chicago beginning when the boy was 13 years old in 1987 when he was molested at the rectory of Five Holy Martyrs Church, at a private residence and at a health club in Chicago, and at a pre-arranged press interview across the street from his residence and in front of the Shrine in Winfield, Illinois, before WLS-TV television cameras, microphones and employees, knowing that it would be and with the purpose and intent that it would be publicly broadcast on ABC7 Television, *inter alia*, “[t]here are children right here in this neighborhood who live in these houses. I question if their parents have been notified. My suspicion is they haven’t been”.

26. On or about March 23, 2006 Ted Slowik of the Herald News reported that Barbara Blaine, President SNAP, referring to Fr. Przybylo publicly, maliciously, and falsely stated since the filing of the Galica lawsuit on or about March 22, 2006, “the reported victim (referring to Galica), now in his 30s, says he first reported the abuse to the Archdiocese of Chicago in 1989 and that ten years later, Joliet Bishop Joseph Imesch met with Przybylo regarding his ministry saying traditional Masses in Latin at the Shrine of Christ the King in Winfield, “If (Joliet Bishop Joseph) Imesch didn't know (about the reported sexual abuse), it's a huge problem”, and “The question is, why didn't the archdiocese notify them that kids are at risk.”

27. On information and belief Anderson and/or Perlman, in order to in order defame Fr. Przybylo in the media, the public and with any potential jury in the Galica lawsuit, and obtain additional legal business provided Blaine and SNAP with a copy of the Complaint they filed in that case containing said false accusation of child sexual abuse, knowing and intending that she and SNAP would maliciously disseminate copies of it to various members of the press and media for public extra-judicial non-privileged dissemination, including but not limited to Matt Abbott (“Abbot”) which they knew or should have know would be, and was, further published and broadcast and or/posted online for world-wide distribution as Abbott did at <http://www.renewamerica.us/columns/abbott/> incorporated herein by this reference.

28. On information and belief, during and about said time and dates the said defamatory imputing, accusatory and scurrilous statements were so maliciously communicated, published and/or republished by Galicia, Anderson, JA&A, Pearlman,

KPF&P, Blaine and/or SNAP to representatives, agents employees and/or the staff of various major media including, *inter alia*, Chicago area newspapers, television and radio stations, internet websites, and particularly, one or more of the following one or the following major television, radio, print and internet new media, *inter alia*; Chicago Tribune, Chicago Sun-Times, Daly Herald and other newspapers, CBS, ABC7 and other television stations, WLS and WBBM, WFMZ, WMBD and other radio stations, internet sites and news wire services, the Archdiocese of Chicago, Cardinal Francis George, members of the Shrine's congregation, members of the Shrine's Board of Directors and unknown others, the full extent and nature of which cannot be determine without full discovery.

29. As proximate a result of one or more of Defendants' above described *per se* and insinuating false, defamatory and malicious statements accusing him or imputing that he had engaged in the sexual abuse and/or molestation of children caused Fr. Pryzbylo to suffer and be wrongly held up to and suffered great, horrendous and horrific public scorn, hatred, shame, contempt, ridicule, oblique, humiliation, extreme and severe emotional and mental distress, anguish, anxiety, shame, disgrace, isolation, insult, upset, rejection, humiliation, pain, depression, embarrassment and great harm and injury to his dignity, honor, personal and clerical reputation, good name, occupation, life, activities and affairs, scorn ridicule and being falsely stigmatized and wrongfully gaining a reputation as a child sex molester, as well as enduring interference with and damage to his relationship with, employment by and status as the Shrine's Pastor and resulted as well as a lawsuit he was required to and did successfully defend, vandalism of his property, Fr. Pryzbylo has become fearful and concerned for his life, safety and well-being, profound and extreme emotional distress and mental suffering, governmental investigation and scrutiny including becoming a subject of an Illinois Department of Children and Family Services (hereinafter referred to as the "DCFS") investigation of himself, his friends, neighbor, parishioners, alter boys and others that, after a through evaluation resulting in a DCFS determination that reports of child abuse by him were unfounded, i.e., no credible evidence of child abuse was found.

30. On information and belief, Anderson, JA&A, Pearlman, KPF&P, Blaine and SNA failed to properly investigate his background and the factual basis of his defamatory

accusations against Fr. Pryzbylo in that they failed to investigate or find out salient and relevant facts and factors such as Galica's background, i.e., *inter alia*, that he had recently gone through a personal bankruptcy, to investigation as to whether the defamatory accusations had were true or false and were or were not based in fact, or to, before launching their deliberate, ruthless and scurrilous media sneak-attack on him, to at any time or in any way make inquiry to Fr. Pryzbylo in a reasonable, appropriate attempt to find out his version of the facts or allow him to provide relevant contradictory information with respect thereto.

31. JA&A and KPF&P are jointly and vicariously liable for the defamatory accusations and damages thereby caused Fr. Pryzbylo because their respective agents and representatives, Anderson and Pearlman were at all times acting within the scope of their agency and/or employment.

WHEREFORE PLAINTIFF PRAYS that a judgment be entered against Galica, Anderson, JA&A, Pearlman, KPF&P, Blaine and SNAP, jointly and severally, for compensatory and punitive damages in great excess of fifty thousand dollars (\$50,000.00) reasonable attorney's fees, costs, and expenses and for such other and further relief as may be just and proper in the premises.

THIRD CLAIM  
(Defamation III)

1-31. Fr. Pryzbylo realleges paragraphs 1 through 31 of the Second Claim as and for paragraphs 1 through 31 of this Third Claim against Blaine and SNAP.

32. On information and belief, in part, as reported by Leah Hope on and broadcast on WLS-TV, on about March 22, 2006, Blaine individually and on behalf of SNAP, maliciously stated, referring to and accusing Fr. Pryzbylo of, and/or implying and insinuating, having repeatedly sexually abused children, and particularly that he had molested Galicia, a Polish immigrant, at various locations in Chicago beginning when he was 13 years old boy in 1987 in the rectory of Five Holy Martyrs Church, at a private residence, and at a health club, and publicly and falsely stated at an arranged press interview across the street from Fr. Pryzbylo's residence and in front of the Shrine before WLS-TV television cameras, microphones and employees, knowing that it would be and with the purpose and intent that it would be publicly broadcast on ABC7 Television, *inter*

*alia*, “There are children right here in this neighborhood who live in these houses. I question if their parents have been notified. My suspicion is they haven't been”.

33. On or about March 23, 2006 Ted Slowik of the Herald News reported that Barbara Blaine, President of SNAP, referring to Fr. Przybylo, publicly, maliciously, and falsely stated since the filing of the Galica lawsuit on or about March 22, 2006, “the reported victim (referring to Galica), now in his 30s, says he first reported the abuse to the Archdiocese of Chicago in 1989 and that ten years later, Joliet Bishop Joseph Imesch met with Przybylo regarding his ministry saying traditional Masses in Latin at the Shrine of Christ the King in Winfield, Illinois, “If (Joliet Bishop Joseph) Imesch didn't know (about the reported sexual abuse), it's a huge problem”, and “The question is, why didn't the archdiocese notify them. The result is that kids are at risk.”

34. On information and belief, Blaine, SNAP, SNAPnet, Abbott, willfully and knowingly maliciously republished and communicated the defamatory accusations and/or copies Galica's lawsuit complaint so provided to them and other third parties, including but not limited to members of the press.

35. On information and belief Anderson and/or Perlman provided Blaine and/or SNAP with a copy of the Complaint they filed in Galica's lawsuit, and that Anderson and/or Perlman and/or Blaine and/or SNAP maliciously provided a copy or copies of it to various members of the press and media for public extra-judicial non-privileged dissemination, including but not limited to Matt C. Abbott (“Abbot”) which they knew or should have know would be, and was, further published and broadcast and or/posted online for world-wide distribution as Abbott did at <http://www.renewamerica.us/columns/abbott/060323> incorporated herein by this reference.

36. SNAP is vicariously liable for the defamatory accusations and damages thereby caused Fr. Przybylo because its respective agents and representative, Blaine, was at all times acting within the scope of her status as an officer, agent and/or employment of SNAP.

WHEREFORE PLAINTIFF PRAYS that a judgment be entered against Blaine and SNAP, jointly and severally, for compensatory and punitive damages in great excess

of fifty thousand dollars (\$50,000.00) reasonable attorney's fees, costs, and expenses and for such other and further relief as may be just and proper in the

FOURTH CLAIM  
(Conspiracy)

1-36. Fr. Pryzbylo realleges paragraphs 1 through 36 of the Third Claim as and for paragraphs 1 through 36 of this Fourth Claim against Galica, Anderson, JA&A, Pearlman, KPF&P, Blaine and SNAP.

37. On information and belief, the Anderson, Pearlman, Galica, Blaine and SNAP, in combination, scheme and conspiracy with each other, and other presently unknown co-conspirators, in furtherance of Anderson's, Blain's and SNAP's *modus operandi* of planning, orchestrating and staging and conducting unethical "sneak attack", "hatchet-job" employing character assassination via press releases and conferences to engage in the malicious mass distribution and dissemination of false, defamatory and scurrilous pleading employing attributable to cowardly, accusers who attempt anonymity, such as Galica did here.

38. On information and belief, said tactics and defamatory accusations were calculated, designed and intended by them to frighten children or their parents with respect to Fr. Pryzbylo, prompt government and police on his activities and investigate him, create sympathetic taint prospective jury pools and adversely influence local judiciary who may be called upon to hear, consider or decide the meritless and scurrilous lawsuit, stigmatize, disgrace, undermine, isolate, and dissuade support of unsuspecting and unrepresented priests of humble means, such as Fr. Pryzbylo, and others sued in purported clergy sex-abuse litigation, in order to commercially and otherwise publicize and promote themselves and their services and said scurrilous accusations and defamatory statements as widely as possible via the media and thereby gain new clients, business, supporters and scare religious organizations such as the Catholic Church in to settlement without jury trial by the mere prospect of having to defend and contend with such horrendous defamatory accusations and by intimidate, debilitate, undermine, ruin such priests and clergy's character, credibility, reputation, respect, community and clerical standing, standing with such religious organizations and among parishioners, as well as their willingness and ability to defend and obtain the cooperation of witnesses,

and moreover to interfere with, disrupt and have them removed from their positions to destroy their livelihood, as well as to frighten the Archdiocese of Chicago, Cardinal Frances George into settlement, taint the prospective jury pool via said baseless, scurrilous and uninvestigated extra-judicial accusations and statements that a reasonable person would expect to be disseminated by means of public communication if the lawyer knows or reasonably should know that it would pose a serious and imminent threat to the fairness of an adjudicative proceeding, Galica's lawsuit, that was filed by Galica's Lawyers on or about March 22, 2006 and that remains pending and undetermined, thereby intentionally and for purposes of lucre and malice, posing a serious and a imminent threat to the fairness to its determination and trial by jury.

WHEREFORE PLAINTIFF PRAYS that a judgment be entered against Galica, Anderson, JA&A, Pearlman, KPF&P, Blaine and SNAP, and other presently unknown co-conspirators, jointly and severally, for compensatory and punitive damages in great excess of fifty thousand dollars (\$50,000.00) reasonable attorney's fees, costs, and expenses and for such other and further relief as may be just and proper in the premises.

FIFTH CLAIM  
(Malicious Prosecution)

1-38. Fr. Pryzbylo realleges paragraphs 1 through 38 of the Fourth Claim as and for paragraphs 1 through 38 of this Fifth Claim against Galica, Anderson, JA&A, Pearlman, and KPF&P.

39. When Galicia, Anderson, JA&A, Pearlman, and KPF&P filed Galica's lawsuit, the applicable statutes of limitations and statute of repose had run.

40. The dismissal of the meritless, scurrilous and time-barred Galica's lawsuit on December 14, 2009 was a determination on the merits, with prejudice, of which this Court can and should take judicial notice.

41. As a result of the commencement and maintenance of the Galica's lawsuit, he, Anderson, JA&A, Pearlman, and KPF&P maliciously prosecuted Fr. Przbylo for over three and one half years.

42. As a result of their institution and maintenance of Galica's lawsuit, until its dismissal by this Court with prejudice, Fr. Payable incurred damages including but not limited to attorneys' fees, expenses and costs in defending it and obtaining its dismissal.

WHEREFORE PLAINTIFF PRAYS that a judgment be entered against Galica, Anderson, JA&A, Pearlman, and KPF&P, jointly and severally, for compensatory and punitive damages in great excess of fifty thousand dollars (\$50,000.00) reasonable attorney's fees, costs, and expenses and for such other

SIXTH CLAIM  
(Defamation IV)

1-42. Fr. Przybylo realleges paragraphs 1 through 42 of the Fifth Claim as and for paragraphs 1 through 42 of this Sixth Claim against Anderson, JA&A and Galica.

43. On information and belief, following this Court's of Galica's lawsuit, Anderson, disgruntled with said the dismissal of Galica's lawsuit on December 14, 2009, lashed out acting on behalf of himself and Galica, with spite and malice, again, extra-judicially and without privilege, by again making and repeating the same, similar and additional false and defamatory to the press, as reported by the Associated Press on or about December 19, 2009, that Fr. Przybylo abused a young teenage boy (referring to his client Galica) repeatedly at Five Holy Martyrs parish from 1987 through 1992.

44. On information and belief, some time after the dismissal of Galica's lawsuit, as part of his self-promotion to generate legal business, Anderson publically posted, published through the date of the filing of this action, and still maintains a post on his and JA&A's internet website, [www.andersonadvocates.com/NewsListing.aspx?ID=188](http://www.andersonadvocates.com/NewsListing.aspx?ID=188), *inter alia*, incorporated herein by this reference, the following false and defamatory statement as a part of his self-laudatory advertisements: Galicia claimed that from roughly 1987 through 1992, Fr. Przybylo repeatedly abused him when he was then a 13 year old Polish immigrant boy at Five Holy Martyrs in the Chicago archdiocese. The lawsuit filed by [Galica] alleges that Przybylo molested him at the parish rectory, the Chicago Health Club, and the River City Apartment complex and further insinuated that he sodomized a different teenager, hit seven other children, is paranoid and crazy, that there were innuendos his homosexuality, tried to proposition a priest, was referred to refer to and known as "Chester the Molester" by the police officers in the neighborhood" around Five Holy Martyrs, that there was an occasion when [an Archdiocese priest] walked by his room and saw a boy in only his underwear sitting on the cleric's floor. . . that in 2004, a top Joliet church official wrote that his hand-picked board took over the Shrine and its

assets of over \$1 million and to defend a lawsuit filed in DuPage County, a year later, that it appeared that he inappropriately used \$35,000 which was to be used for Masses for his lawyers' fees.

45. Said continued outrageous misconduct caused and served to exacerbate Fr. Pryzbylo's injuries, suffering and damages alleged above.

WHEREFORE PLAINTIFF PRAYS that a judgment be entered against Anderson, JA&A, and Galica, and other presently unknown co-conspirators, jointly and severally, for compensatory and punitive damages in great excess of fifty thousand dollars (\$50,000.00) reasonable attorney's fees, costs, and expenses and for such other

SEVENTH CLAIM  
(Defamation V)

1-45. Fr. Pryzbylo realleges paragraphs 1 through 45 of the Fifth Claim as and for paragraphs 1 through 45 of this Sixth Claim against Anderson and JA&A.

1-46. On information and belief, following this Court's of Galica's lawsuit, Anderson, disgruntled with said the dismissal thereof on December 14, 2009, lashed out with spite and malice by again making, again, extra-judicially and without privilege, additional and repeated false and defamatory statements in the press, media and/or by posting them online on the internet that Fr. Przbylo sexually abused him and other boys.

47. As a result of their institution and maintenance of said meritless, scurrilous and time-barred suit, Fr. Payable incurred damages including but not limited to attorneys' fees, expenses and costs in defending it and obtaining its dismissal.

WHEREFORE PLAINTIFF PRAYS that a judgment be entered against Anderson and JA&A, for compensatory and punitive damages in great excess of fifty thousand dollars (\$50,000.00) reasonable attorney's fees, costs, and expenses and for such other.

EIGHT CLAIM  
(Defamation VI)

1-47. Fr. Pryzbylo realleges paragraphs 1 through 47 of the Fifth Claim as and for paragraphs 1 through 47 of this Sixth Claim against Blaine and SNAP.

48. On information and belief, following this Court's of Galica's lawsuit, Anderson, disgruntled with said the dismissal thereof on December 14, 2009, Blaine, individually and on behalf of SNAP lashed out with spite and malice by again making again extra-judicially and without privilege, additional and repeated false and



defamatory, statements in the press, media and/or by posting them online on the internet that Fr. Przybylo sexually abused Galicia and other boys.

49. As a result Fr. Przybylo incurred additional damages including but not limited to attorneys' fees, expenses and costs in defending it and obtaining its dismissal.

WHEREFORE PLAINTIFF PRAYS that a judgment be entered against Anderson and JA&A, for compensatory and punitive damages in great excess of fifty thousand dollars (\$50,000.00) reasonable attorney's fees, costs, and expenses and for such other.

NINTH CLAIM

(Violations of the Illinois Right of Publicity Act)

1-50. Father Przybylo realleges paragraphs 1 through 50 of the Eight Claim as and for paragraphs 1 through 47 of this Ninth Claim against Anderson, and Pearlman and JA&A, KPF&P.

51. At all times relevant the existed and was in full force and effect the Illinois Right of Publicity Act, 765 ILCS 1075/1 etc. seq. (the "Act").

52. At all times relevant Anderson, Pearlman, JA&A and KPF&P, had a duty to comply with the Act by not using Father Przybylo's name or identity for public, commercial, endorsement, promotional or advertising purposes on the internet or otherwise without first obtaining his prior written permission.

53. On information and belief, within the year prior to the filing of this claim, the full extent and all dates of which are presently unknown, and without first obtaining his prior written permission in accordance with the act as promotional advertisements, *inter alia*, posted and published on the world-wide internet, for their same commercial and advertising purposes to tout their legal services through the United States.

54. Anderson, Pearlman, JA&A and KPF&P never requested from Father Przybylo, and he never gave any of them, written consent for such unpermitted uses.

55. On information and belief, Anderson, Pearlman, JA&A and KPF&P's exploitation and misappropriation of his identity for commercial, publicity and promotional purposes.

56. On information and belief, thereafter, without Father Przybylo's consent or permission, Anderson, Pearlman, JA&A, and KPF&P and broadcasted said website via the internet throughout the United States, the State of Illinois and the world.

57. That as a direct and proximate result of one or more or all of the aforesaid conduct, acts or omissions Father Pryzbylo was damaged.

58. That by reason of the foregoing and contrary the Act JA&A, KPF& have violated Father Pryzbylo's exclusive property right to control and to choose whether and how to use an his name and identity for commercial purposes.

56. That pursuant to 765 ILCS 1075/20 of the Act, Father Pryzbylo is entitled to have Anderson, Pearlman, JA&A and KPF&P make a good faith proportional accounting.

59. That pursuant to 765 ILCS 1075/30 of the Act, Father Pryzbylo is entitled to prevent Anderson, Pearlman, JA&A and KPF&P from using his name and identity for commercial purposes during his lifetime without them first having obtained his previous written consent.

60. That pursuant to 765 ILCS 1075/40 of the Act, Father Pryzbylo is entitled to monetary relief from Anderson, Pearlman, JA&A and KPF&P by reason of their respective violations of 765 ILCS 1075/30 of the Act being the greater of his actual damages, profits derived from the unauthorized use, or both; or \$1,000.00 and punitive damages by reason of said Defendants willfully violation of 765 ILCS 1075/30 of the Act plus temporary, preliminary and permanent injunctive relief pursuant to 765 ILCS 1075/50 of the Act, and, pursuant to 765 ILCS 1075/55, his reasonable attorney's fees, costs, and expenses relating to an action under the Act.

WHEREFORE PLAINTIFF PRAYS that a judgment be entered against Anderson, Pearlman, JA&A and KPF&P, jointly and severally, for compensatory and punitive damages in great excess of fifty thousand dollars (\$50,000.00) reasonable attorney's fees, costs, and expenses and for the above described and such other and further relief as is available under the Act and may be just and proper in the premises.

TENTH CLAIM  
(False Light)

1-60. Father Pryzbylo realleges paragraphs 1 through 60 of the Ninth Claim as and for paragraphs 1 through 60 of this Tenth Claim against Galica, Anderson, JA&A, Pearlman, KPF&P, Blaine and SNAP.

61. By reason of Galica, Anderson, JA&A, Pearlman, KPF&P, Blaine and SNAP foregoing defamatory statements and conduct, they cast and portrayed Fr. Pryzbylo in a false light in the public eye.

WHEREFORE PLAINTIFF PRAYS that a judgment be entered against Galica, Anderson, JA&A, Pearlman, KPF&P, Blaine and SNAP, jointly and severally, for compensatory and punitive damages in great excess of fifty thousand dollars (\$50,000.00) reasonable attorney's fees, costs, and expenses and for such other and further relief as may be just and proper in the premises.

ELEVENTH CLAIM  
(Intentional Infliction of Emotional Distress)

1-61. Fr. Pryzbylo realleges paragraphs 1 through 61 of the Tenth Claim as and for paragraph 1 through 61 of this Eleventh Claim against Galica, Anderson, JA&A, Pearlman, KPF&P, Blaine and SNAP.

62. The aforesaid conduct of Galica, Anderson, JA&A, Pearlman, KPF&P, Blaine and SNAP was intentional, extreme and outrageous conduct that exceeded all permissible bounds of decency of a civilized community.

63. Galica, Anderson, JA&A, Pearlman, KPF&P, Blaine and SNAP knew or should have known and their aforementioned extreme and outrageous conduct exceeded all permissible bounds of decency of a civilized community and could or would cause Fr. Pryzbylo severe emotional distress.

64. As a direct and proximate cause of Galica, Anderson, JA&A, Pearlman, KPF&P, Blaine and SNAP's aforesaid intentional, extreme and outrageous conduct of wrongly caused Fr. Pryzbylo to gain a reputation and be stigmatized as a child sex molester and thus held him up to and suffered great, horrendous and horrific public scorn, hatred, shame, contempt, ridicule, oblique, humiliation, extreme they false stigmatization and thereby inflicted severe, great and recurrent psychological, mental and emotional anguish, strain, stress, pain, humiliation, physical and emotional distress, and for him to suffer severe emotional and mental distress, anguish, anxiety, scorn, shame, ridicule, disgrace, isolation, insult, upset, rejection, humiliation, pain, depression, embarrassment and great harm and injury to his dignity, honor, personal and clerical reputation, good name, occupation, normal life activities and affairs, and suffering on him who was

thereby damaged as aforesaid resulting his loss of a normal life suffering sleeplessness, headaches, depression, sadness, gastric distress, requiring him to be confined to bed, be unable to work, take medication therefore and be unable to work

65. As a result of being so wrongly held up by Galica, Anderson, JA&A, Pearlman, KPF&P, Blaine and SNAP to and having suffered such great, horrendous and horrific public scorn, hatred, shame, contempt, ridicule, oblique, humiliation, extreme and severe emotional and mental distress, anguish, anxiety, shame, disgrace, isolation, insult, upset, rejection, humiliation, pain, depression, embarrassment and great harm and injury to his dignity, honor, personal and clerical reputation, good name, occupation, normal life activities and affairs, scorn ridicule and being falsely stigmatized and wrongfully gaining a reputation as a child sex molester, as well as enduring interference with and damage to his relationship with, employment by and status as the Shrine's Pastor and resulted as well as a lawsuit he was required to and did successfully defend, vandalism of his property, Fr. Pryzbylo has become fearful and concerned for his life, safety and well-being, profound and extreme emotional distress and mental suffering, governmental investigation and scrutiny including becoming a subject of an Illinois Department of Children and Family Services (the "DCFS") investigation of himself, his friends, neighbor, parishioners, altar boys and others that, after a through evaluation resulting in a DCFS determination that reports of child abuse by him were unfounded, i.e., no credible evidence of child abuse was found.

66. As an addition result of Galica, Anderson, JA&A, Pearlman, KPF&P, Blaine and SNAP defamatory accusations and the DCFS investigation they caused, members of the community have ceased associating with him and patronizing his shrine, negatively affecting his relationship with the Shrine's Board, officers and parishioners, and triggering other lawsuits against the he and the Shine which they were called upon to expend monies to successfully defend.

67. As a further result of said outrageous conduct, Fr. Pryzbylo suffered and endured acute nervousness, bodily pain and ruination and impairment of his reputation for honesty and integrity, business opportunities, as well as his professional standing, and was exposed to public hatred, contempt, scorn and ridicule that injured the his public confidence, and caused a downturn in the attendance of parishioners at the masses he

conducted, all of which combined to cause him to suffered progress development of ill health in the form of sleeplessness, depression, profound sadness, and appetite and weight loss, and anxiety, gastric distress, disorientation, and distress that necessitated hospitalization, medical treatment and the prescription of tranquilizing medication.

WHEREFORE PLAINTIFF PRAYS that a judgment be entered against Galicia, Anderson, JA&A, Pearlman, KPF&P, Blaine and SNAP, jointly and severally, for compensatory and punitive damages in great excess of fifty thousand dollars (\$50,000.00) reasonable attorney's fees, costs, and expenses and for such other and further relief as may be just and proper in the premises.

TRIAL BY JURY DEMANDED

Fr. Chester J. Pryzbylo, Plaintiff,

By  \_\_\_\_\_  
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