

# **EXHIBIT 32**

**to the**

**AFFIDAVIT OF RACHEL E. FUGATE IN SUPPORT OF THE PUBLISHER  
DEFENDANTS' MOTION FOR SUMMARY JUDGMENT**

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA  
FOURTH DIVISION

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Terry Bollea,

Plaintiff,

Civil No. 4-96-9

vs.

**COMPLAINT  
DEMAND FOR JURY TRIAL**

Peter W. Johnson, Johnson &  
Wood, P.A., and Kate Kennedy,

Defendants.

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Plaintiff Terry Bollea, for his Complaint in this action against Defendants, states and alleges as follows:

COUNT I

1. Plaintiff Terry Bollea is a resident and citizen of the State of Florida, residing in Clearwater, Florida; Defendant Peter W. Johnson ("Johnson") is an attorney who resides in Hennepin County, Minnesota and is a citizen of the State of Minnesota; Defendant Johnson & Wood, P.A. is a corporation incorporated under the laws of the State of Minnesota which has its principal place of business in Minnesota; Defendant Kate Kennedy is a resident and citizen of the State of Minnesota. The amount in controversy exceeds, exclusive of interest and costs, the sum of Fifty Thousand Dollars (\$50,000). This Court has jurisdiction pursuant to 28 U.S.C. § 1332.

2. Defendants Johnson & Wood, P.A. and Johnson were at all relevant times engaged in the practice of law in Hennepin County, Minnesota and maintained an office in

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FRANCIS E. DOSAL, CLERK  
JUDGMENT ENTD CB  
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the meaning of Minn. Stat. Section 8.31, Subd. 1, giving rise to a private cause of action in Plaintiff pursuant to Minn. Stat. Section 8.31, subd. 3a.

13. Plaintiff has suffered damages in an amount in excess of \$50,000 and incurred costs and disbursements, including costs of investigation and reasonable attorney's fees, in a yet unknown amount, caused by Defendants' said unfair and unlawful actions.

WHEREFORE Plaintiff prays judgment against the Defendants, and each of them:

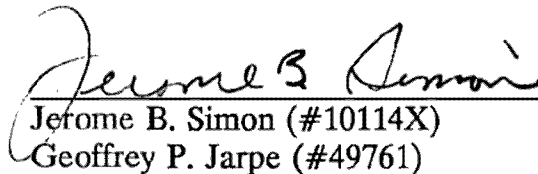
- A. awarding Plaintiff damages in a sum in excess of \$50,000.00;
- B. awarding Plaintiff his attorney's fees and other costs and disbursements; and
- C. awarding Plaintiff such other relief as the Court deems just and equitable.

#### JURY DEMAND

Pursuant to Federal Rule of Civil Procedure 38(b) and Local Rule LR 38.1, Plaintiff demands a trial by jury on all issues so triable.

Dated: January 4, 1996

**MAUN & SIMON, PLC**

  
\_\_\_\_\_  
Jerome B. Simon (#10114X)  
Geoffrey P. Jarpe (#49761)

2900 Norwest Center  
90 South 7th Street  
Minneapolis, Minnesota 55402-4133  
(612) 338-1113

- and -

**WEISSMANN, WOLFF, BERGMAN, COLEMAN  
& SILVERMAN**

Michael Bergman

Henry Holmes

9665 Wilshire Boulevard, Suite 900

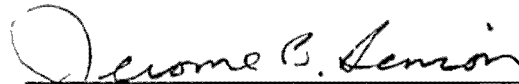
Beverly Hills, California 90212-2316

(310) 858-7888

COUNSEL FOR PLAINTIFF

**ACKNOWLEDGMENT**

The undersigned hereby acknowledges that costs, disbursements, and reasonable attorney and witness fees may be awarded pursuant to Minnesota Statute § 549.21, subdivision 2, to the party against whom the allegations in this pleading are asserted.



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Jerome B. Simon (#10114X)

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