

**CERTIFICATE OF SERVICE**

IN THE CIRCUIT COURT OF THE 15<sup>TH</sup>  
JUDICIAL CIRCUIT, IN AND FOR PALM  
BEACH COUNTY, FLORIDA

CASE NO. 502006CA013607XXXXMB

IMMEDIATE CAPITAL GROUP, INC., a  
Florida corporation d/b/a INCREDIBLE  
DISCOVERIES,

Plaintiff,

v.

ROBERT DANOFF, an adult individual,

Defendant

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**NOTICE OF HEARING**

YOU ARE HEREBY NOTIFIED that Plaintiff will call up for hearing in the Chambers of the **Honorable Kenneth D. Stern**, at the Palm Beach County Courthouse, 205 North Dixie Highway, Room 10B, West Palm Beach, Florida 33401, on **July 19, 2007, at 8:45 a.m.**, or as soon thereafter as may be heard.

**PLAINTIFF'S MOTION FOR SPECIAL SET HEARING**  
**ON PETITION FOR TEMPORARY INJUNCTION**

Pursuant to administrative order, I hereby certify that I have made a good faith attempt to resolve this matter prior to my noticing this motion for hearing.

IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT, persons with disabilities needing a special accommodation should contact COURT ADMINISTRATION, at 1-800-955-8771 (TDD) or 1-800-955-8770, via Florida Relay Service

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**PLAINTIFF'S PETITION FOR TEMPORARY INJUNCTION**

Plaintiff, IMMEDIATE CAPITAL GROUP, INC., a Florida corporation d/b/a INCREDIBLE DISCOVERIES ("ID"), pursuant to Rule 1.610 of the Florida Rules of Civil Procedure, hereby moves this Honorable Court for a temporary injunction enjoining Defendant, ROBERT DANOFF ("DANOFF") from any further internet postings which reference ID, and as grounds therefore states the following:

1. This is an action brought by ID against DANOFF for defamation, based upon DANOFF'S internet postings during the year 2006.
2. ID employs approximately fifty (50) Florida residents, all of whom, along with their families, depend upon the salaries derived from ID's revenues. DANOFF'S internet campaign has impaired ID's business relations to the point where the very existence of the organization is now at risk.
3. DANOFF'S internet postings during the year 2007 have been strictly designed to impair ID's relationship with its clients. DANOFF is a disgruntled, former

employee of ID who happens to be somewhat savvy when it comes to the world-wide web.

4. Specifically, DANOFF is aware that ID's potential clients often research the company via the internet. In so doing, potential clients will enter the name "Incredible Discoveries" into a search engine such as Google. If DANOFF has any postings on the internet which refer to ID in a negative light, ID's potential clients will invariably view said postings, and perhaps decide against doing business with ID. DANOFF is fully aware of this dynamic, and his express purpose is to impair ID's revenues by dissuading as many potential clients as possible from doing business with ID.

5. For example, attached as Exhibit "A," is a copy of a press release issued by DANOFF which, on the surface, appears to be a request for legal assistance. However, the true purpose behind the press release is to plant seeds of doubt into the minds of ID's potential clients by suggesting that ID is overly litigious. DANOFF'S transparency is evidenced by the fact that he fails to provide a working contact number for attorneys to call him. The telephone number provided by DANOFF is the former telephone number for Tricom Pictures & Productions, Inc., a company which is currently suing DANOFF in Broward County, Florida. If DANOFF were truly interested in finding a lawyer, he would've provided a working contact number where he can be reached. Instead, DANOFF is content to rest upon the fact that his press release is potentially injurious to ID.

6. Attached as Exhibit "B," is another glaring example of DANOFF'S inappropriate use of ID's name on the internet. If one were to Google the name "Incredible Discoveries", said inquiry would invariably refer the person to DANOFF'S MySpace account. DANOFF cleverly mentions his wife's medical condition as a masking agent to his true intention, which is to have people contact him so he can denigrate ID. If DANOFF were truly interested in discussing his wife's battle with Lupus, there would be no need to open a MySpace account which references ID at all.

7. DANOFF'S most egregious internet posting which completely defames ID is attached hereto as Exhibit "C" (see highlighted portions of pages 7 and 8). DANOFF, operating under the pseudonym "AndJusticeForSome", incorrectly states that ID has operated under a variety of different names, and has harmed "scores" of businesses. DANOFF also states that ID was accurately portrayed on a website known as "Rip Off Report", despite the fact said website conducted an independent investigation which determined that all derogatory postings regarding ID were not only false, but were created by a former, disgruntled employee. Despite his use of a pseudonym, the verbiage utilized by "AndJusticeForSome" is identical to the defamatory language used by DANOFF in the internet postings which form the basis of Plaintiff's defamation claim.

8. Unfortunately for ID, DANOFF'S internet campaign has greatly interfered with ID's business relationships and said interference has impaired ID's revenue generation and harmed ID's reputation. Several companies have cancelled or curtailed their business relationship with ID as a result of DANOFF'S false representations and references to other defamatory websites to which he has contributed. DANOFF'S

defamatory internet campaign against ID has caused irreparable harm and ongoing damage.

9. DANOFF'S activities are certainly not in the public interest. In fact, the public interest has been marginalized by DANOFF'S course of deceptive conduct.

10. ID has no adequate remedy at law and the entry of a temporary injunction is the only measure in which substantial, irreparable injury can be avoided.

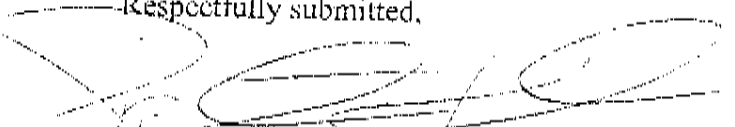
11. There is a substantial likelihood that ID will succeed on the merits of the instant petition and DANOFF will suffer absolutely no injury, as ID is willing to post any required bond until this dispute can be resolved by this Honorable Court.

**WHEREFORE**, ID requests this Honorable Court enter a temporary injunction enjoining DANOFF from any further internet postings which reference ID, until all matters set forth in ID's complaint can be fully adjudicated.

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing was sent via Federal Express to Robert Danoff, 1243 Sussex Street, Boynton Beach, Florida 33436 on July 6, 2007.

Respectfully submitted,

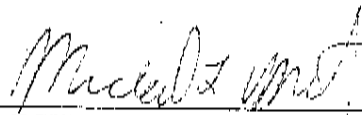


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**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing was sent via Certified and Regular U.S. Mail to Robert David Danoff, 1243 Sussex Street, Boynton Beach, Florida 33436 on June 28, 2007.

Respectfully submitted,



MICHAEL L. METZNER, ESQ.  
Florida Bar No. 0032750  
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