

1 **9. PUBLIC INJUNCTION**

2 **JURY TRIAL DEMANDED**

3 Based upon information and belief available to Plaintiff Jane Doe, at the time of the filing
4 of this Second Amended Complaint for Damages, Plaintiff makes the following allegations:

5 **PARTIES**

6 1. Plaintiff, Jane Doe, is an adult female born in August 1974. Plaintiff was a minor at
7 the time of the sexual abuse alleged herein. The name used by Plaintiff in this amended complaint
8 is not Plaintiff’s true name but is instead a fictitious name used to protect the identity of the Plaintiff,
9 a survivor of childhood sexual assault. There exists good cause for Plaintiff to use a pseudonym due
10 to the harmful effect of the public disclosure of her identity and the harm likely to be inflicted by
11 the Defendants upon Jane Doe. Plaintiff’s undersigned counsel will provide the identity of Plaintiff
12 to all Defendants. As such, Defendants suffer no prejudice as a result of concealing her identity in
13 the Amended Complaint and Verifications.¹

14 2. The now-identified defendants are now being substituted for the Doe defendants
15 named in the original complaint filed herein.

16 3. Religious Technology Center is a non-profit corporation, authorized to conduct
17 business and conducting business in the State of California, with its principal place of business in
18 Los Angeles, California. Operating under David Miscavige’s direction, senior Religious
19 Technology Center officers, including those in Office of Inspector General (“OIG”), oversaw and
20 directed the management of church-affiliated entities and organizations, including Defendant
21 entities herein. Religious Technology Center and David Miscavige also oversaw and directed
22 Defendants’ sprawling and pervasive investigative and policing operations, monitored members’
23 behavior, and handled matters concerning discipline and punishment of members throughout all
24 church-affiliated entities, groups, and organizations.

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27 ¹ Plaintiff Jane Doe is also involved as one of the plaintiffs in a civil action against Religious Technology
28 Center, Church of Scientology International, and David Miscavige filed in California state court: *Chrissie
Carnell Bixler, et.al. v. Church of Scientology, et.al.*, LASC Case No. 19STCV29458.

1 **4.** At all relevant times, Religious Technology Center’s headquarters was and is located
2 at 1710 Ivar Avenue, Suite 1100, Los Angeles, California 90028, with a main office located at 19625
3 Highway 79, Gilman Hot Springs, California 92383. The Registered Agent for the Religious
4 Technology Center is Matthew Hinks, 1900 Avenue of the Stars, 7th Floor, Los Angeles, CA 90067.

5 **5.** Church of Scientology International is a non-profit corporation, authorized to
6 conduct business and conducting business in the State of California, with its principal place of
7 business in Los Angeles, California. Church of Scientology International is controlled and directed
8 by David Miscavige, directly and through Church of Scientology International’s officers and others
9 who report to David Miscavige.

10 **6.** At all relevant times, Church of Scientology International’s headquarters is and was
11 located at 6331 Hollywood Boulevard, Los Angeles, California 90028. The Registered Agent for
12 the Church of Scientology International is Jeanne M. Reynolds, 2500 West Olive Avenue, Suite
13 300, Burbank, CA 91505.

14 **7.** David Miscavige is an individual who serves as Chairman of the Board (“COB”) of
15 Religious Technology Center, controlling and directing the activities of all Defendant entities
16 herein. Among other things, David Miscavige personally directed and continues to direct the
17 management and operations of Religious Technology Center, Church of Scientology International,
18 and Bridge Publications Incorporated, including the practices and conduct alleged herein.

19 **8.** Upon information and belief, David Miscavige is believed to reside, *inter alia*, at
20 6331 Hollywood Boulevard, Suite 1100, Los Angeles, California 90028.

21 **9.** Gavin Potter is an individual whose last known place of residence is in Los Angeles
22 County, California, and who was the perpetrator of the events alleged herein.

23 **10.** Bridge Publications Incorporated is the publisher of the writings of Scientology
24 Founder L. Ron Hubbard, and was, upon information and belief, the co-employer of Gavin Potter
25 at the time of the events alleged herein. Bridge Publications Incorporated is “dedicated to the single
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1 purpose of placing Dianetics and Scientology books, lectures and other religious materials in the
2 hands of individuals and organizations worldwide – at minimum cost and maximum speed.”²

3 **11.** Bridge Publications Incorporated’s facility is located and maintains its operations at
4 5600 E. Olympic Boulevard, Los Angeles, California 90022. The Registered Agent for Bridge
5 Publications Incorporated is Kendrick Moxon, 2500 West Olive Avenue, Suite 300, Burbank, CA
6 91505.

7 **12.** DEFENDANT DOES 6 through 100, inclusive, are individuals and/or business or
8 corporate entities incorporated in and/or doing business in California, or otherwise acting within the
9 State of California, whose true names and capacities are unknown to Plaintiff who therefore sues
10 such Defendants by such fictitious names, and who will amend the Complaint to show the true
11 names and capacities of each such Doe Defendants when ascertained. Each such Defendant Doe is
12 legally responsible in some manner for the events, happenings and/or tortious and unlawful conduct
13 that caused the injuries and damages alleged in this Complaint.

14 **13.** Each Defendant is the agent, servant and/or employee of other Defendants, and each
15 Defendant was acting within the course and scope of his, her, or its authority as an agent, servant
16 and/or employee of the other Defendant. Defendants, and each of them, are individuals,
17 corporations, partnerships, and other entities which engaged in, joined in, and conspired with the
18 other wrongdoers in carrying out the tortious and unlawful activities described in this Amended
19 Complaint.

20 **14.** Collectively, Religious Technology Center, Church of Scientology International,
21 David Miscavige, Gavin Potter, and Bridge Publications Incorporated are hereinafter referred to as
22 the “Defendants.”

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27 ² *Bridge Publications*, Scientology, [www.scientology.org/churches/bringing-scientology-world/bridge-](http://www.scientology.org/churches/bringing-scientology-world/bridge-publications)
28 [publications](http://www.scientology.org/churches/bringing-scientology-world/bridge-publications) (last accessed Dec. 27, 2022).

1 **JURISDICTION AND VENUE**

2 **15.** This Court has jurisdiction over this action pursuant to California Code of Civil
3 Procedure § 410.10. Plaintiff seeks damages under the statutory and common law of the State of
4 California.

5 **16.** Venue is proper in this Court pursuant to California Code of Civil Procedure § 395
6 because (a) some of the acts and transactions described herein occurred within this county; (b)
7 Defendants are or were registered to do business in the State of California and/or were doing
8 business within this county; and (c) because Defendants did do business in this county by operating
9 and/or exercising complete control over the operations of Church of Scientology International.

10 **17.** At all times relevant hereto, Religious Technology Center through 100, inclusive,
11 were either residents of the State of California, doing business in the County of Los Angeles, and/or
12 are otherwise subject to the jurisdiction of the State of California.

13 **FACTUAL BACKGROUND**

14 **Background on Scientology**

15 **18.** The Religious Technology Center and Church of Scientology International, along
16 with a network of Scientology organizations affiliated with them, make up what is known as the
17 “Church of Scientology” or “Scientology.”

18 **19.** Today, the Church of Scientology International is the Mother Church, directing all
19 activities of all other affiliated corporations and entities around the world. The religion is organized
20 and operated through a global network of corporations, trusts, and unincorporated associations and
21 organizations. This structure creates the appearance of a group of affiliated but decentralized and
22 independently managed establishments operating pursuant to general authority bestowed upon them
23 by Church of Scientology International.

24 **20.** Religious Technology Center owns all church-related trademarks and service marks
25 and controls their licensing and use. It possesses the ultimate ecclesiastical authority over the
26 international hierarchy.

1 **21.** Scientology was created in 1952 by L. Ron Hubbard (“Hubbard”), following the
2 publication of “Dianetics: The Modern Science of Mental Health” in 1950. Scientology’s principles
3 and policies are based entirely upon the writings, thoughts, and teachings of Hubbard.

4 **22.** For Scientology followers, the writings of Hubbard must be strictly practiced, and
5 followed in a fundamentalist, orthodox manner with strict adherence to the policies, procedures, and
6 practices as written and dictated by Hubbard.

7 **23.** Religious Technology Center, Church of Scientology International, and Bridge
8 Publications Incorporated are directly controlled by David Miscavige.

9 **24.** Upon L. Ron Hubbard’s death in 1986, David Miscavige assumed complete control
10 of Church of Scientology International and all related entities. David Miscavige’s official title is the
11 “Chairman of the Board of the Religious Technology Center.” Upon information and belief, it is
12 known to all within Scientology that everything of import must be approved by David Miscavige,
13 and that his orders are unappealable and absolute. David Miscavige “bears the ultimate
14 responsibility for ensuring the standard and pure application of L. Ron Hubbard’s technologies of
15 Dianetics and Scientology and for Keeping Scientology Working.”³

16 **25.** Management oversight for Scientology-affiliated entities and operations is, on paper,
17 vested in a Watchdog Committee consisting of upper-echelon individuals situated within Church of
18 Scientology International, which has an Office of Special Affairs (“OSA”) that handles internal
19 security and outside legal affairs and serves as an intelligence and spying operation. Through its
20 operatives and agents, OSA tracks, monitors, and directs retaliation campaigns and ruinous litigation
21 against defectors and critics of the church. The head of OSA and other OSA officers report to and
22 take direction exclusively from David Miscavige and his senior Religious Technology Center
23 officers.

24 **26.** The Commodore’s Messenger Organization (“CMO”) is a group controlled and
25 directed solely by David Miscavige that operates outside of the structure and management of church-

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27 ³ *Scientology Today*, David Miscavige, Scientology leader David Miscavige on top of international expansion
28 of the Church of Scientology (last accessed Dec. 16, 2022).

1 affiliated entities. CMO's primary function is to enforce Defendants' policies pursuant to David
2 Miscavige's direction, monitoring the management of all church operations, providing reports to
3 David Miscavige and his senior officers, and relaying and enforcing directives from them to
4 operational managers.

5 **Auditing**

6 **27.** Within the Church of Scientology, the goal for practitioners is to achieve the state
7 of "Clear" and "Operating Thetan."⁴

8 **28.** To achieve a state of Clear or Operating Thetan, Scientology members undergo
9 auditing.⁵ The auditing process is based on the Church of Scientology's belief that humans are
10 immortal and possess two minds - the reactive mind and the analytical mind. The reactive mind is
11 where trauma and pain from all lives, past and current, resides. The analytical mind is the conscious
12 mind. Per Hubbard's teachings, the reactive mind is responsible for anything, and everything
13 negative that occurs in a Scientologist's life.

14 **29.** In practice, an auditing session involves a member meeting with an auditor, a
15 specially trained Scientologist. During a session, an auditor uses an e-meter, a device patented by
16 Hubbard that allegedly measures the mental state or change of state of person, like a lie detector.
17 The e-meter allegedly records physical reactions that are conveyed to the auditor by reading the
18 needles; these reactions are accessing the reactive mind. During auditing sessions, the auditor takes
19 and maintains copious notes on the individual. Upon information and belief, a folder recording
20 auditing session notes exists for every single member of Scientology.

21 **30.** The Church of Scientology International maintains files with three folders on each
22 Scientology member: Ethics, Personnel, and Preclear. The Preclear file contains information learned
23 from auditing sessions and anything emotional, traumatic, or deeply personal shared by the member.

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26 ⁴ *Glossary of Scientology & Dianetics Terms*, What is Scientology, Scientology Glossary of Terms - C
27 (whatisscientology.org) (last accessed Dec. 22, 2022).

28 ⁵ *What is Auditing?*, Scientology, Official Church of Scientology Video: Auditing in Scientology, Spiritual
Counseling (last accessed Dec. 22, 2022).

1 **The Scientology Sea Organization**

2 **31.** The senior hierarchy of Scientology organizations, including but not limited to
3 Religious Technology Center, Church of Scientology International, and Bridge Publications
4 Incorporated, are exclusively staffed and run by an unincorporated para-military organization
5 known as the Sea Organization (“Sea Org”). As the most senior officer in the Sea Org, David
6 Miscavige controls, directs, and supervises Sea Org and its members.

7 **32.** The Sea Org was established in 1967 by L. Ron Hubbard and was given its name
8 because it once operated from several ships. Sea Org was “formed to assist L. Ron Hubbard with
9 advanced research operations and supervise Church organizations around the world. The Sea
10 Organization is entrusted to minister the advanced services of Scientology.”⁶

11 **33.** Positions in the Sea Organization are analogous to that of members of religious
12 orders in other religions. Upon information and belief, Church of Scientology International doctrine
13 and belief considers Sea Org members equivalent to its clergy. Some Sea Org members also have
14 pseudo naval ranks. For example, David Miscavige holds the rank of Captain within the Sea Org.

15 **34.** Membership in the Sea Org is voluntary within the Church of Scientology; therefore,
16 the Sea Org must recruit members of the Church of Scientology to join its ranks. Upon information
17 and belief, the Sea Org targets children, some as young as 12 or 13-years old, for inclusion in its
18 ranks.

19 **35.** Scientologists seeking to join Sea Org must sign a billion-year pledge, “thus pledging
20 eternal service to Scientology and its religious goals.” Upon information and belief, Sea Org
21 members live communally, with housing, meals, uniforms, medical and dental care provided by the
22 Church. Sea Org members give up all worldly possessions, wear only Sea Org provided uniforms,
23 and receive only a meager salary for grueling labor.

24 **36.** Upon joining Sea Org, members must discharge their parents as their guardians to
25 become fully available to the organization. Members joining Sea Org under the age of eighteen are

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27 ⁶ *What is the Sea Organization?*, Scientology, <https://www.scientology.org/faq/church-management/what-is-the-sea-organization.html> (last visited Dec. 19, 2022).
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1 assigned a guardian by Church of Scientology International and Sea Org. The actions of minors in
2 the Sea Org are closely tracked by a “Port Captain” who must clear every move of a member,
3 including their jobs and where they live, all of which is maintained in the member’s file.

4 **37.** The culture within Scientology and Sea Org is to punish those who divulge any
5 information that would be “overt” or against the tenets of Scientology. An “overt” is an act (or
6 failure to act) that leads to the injury, degradation, or reduction of the self or others. Overts often
7 lead the person committing the acts to cover them up. The act of not revealing or talking about an
8 overt is called a “withhold.” The withhold is seen as an act of dishonesty to the self and one’s
9 colleagues. “Within the Sea Org, a primary ethical concern is with handling overt acts and any resulting
10 withholds. It is the duty of Sea Org members to report their own overt acts and withholds, or any
11 committed by others of which they become aware, to their unit’s ethics officer. Typical overt acts might
12 involve negligence at one’s assigned task, theft of church funds, or illicit sexual activity.”⁷ All such
13 overt acts are maintained in the Sea Org members’ Ethics folder.

14 **38.** Upon information and belief, Sea Org policy considers “illicit sexual activity” to
15 mean extramarital sexual relationships, including but not limited to sexual intercourse and heavy
16 petting, as a serious violation of ethical policy. Upon information and belief, Sea Org members are
17 prohibited from engaging in extramarital sexual relationships or marrying outside the Sea Org.⁸

18 **39.** The Rehabilitation Project Force (“RPF”) was created in January 1974 by Hubbard
19 for Sea Org members who committed serious violations of ethical policy.⁹ Sea Org members
20 assigned to RPF are sent to Sea Org work camps, where, upon information and belief, they are
21 subjected to isolation, food deprivation, long hours of hard manual labor, and other cruel and
22 unusual punishments. A member can be sentenced to RPF for anywhere from one to ten years.

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26 ⁷ J. Gordon Melton, *A Contemporary Ordered Religious Community: The Sea Organization*, 2 CESNUR 2,
21-59 (2018).

27 ⁸ *Id.* at 41.

28 ⁹ *Id.* at 46.

1 **Defendants’ Culture of Child Sexual Abuse**

2 **40.** Religious institutions nationwide have experienced serious problems with child
3 abuse and the sexual exploitation of children. The Religious Technology Center and Church of
4 Scientology International are no exception. The Church of Scientology International’s aggressive
5 practices and rules forcing secrecy upon all members have kept victims from coming forward even
6 longer than abuse victims in other religious institutions such as the Catholic Church or the Jehovah’s
7 Witnesses. Yet, like those religious institutions, Defendants’ religious affiliation and doctrines do
8 not provide a license for child abuse or sexual assault, nor can Defendants insulate themselves from
9 responsibility for the actions of their agents nor the illegal effects of their rules, practices, or
10 doctrines.

11 **41.** Scientologists are expressly prohibited from contacting police or other emergency
12 responders to report any crime committed by any member. Upon information and belief, a policy
13 exists within Scientology called “Ethics Protection,” which details why it is okay for the church to
14 take no action when criminal acts occur, and more alarmingly why the act of reporting such a crime
15 to church officials or authorities is considered a “high crime” subject to punishment.

16 **42.** The prohibition of members from contacting authorities is so strictly enforced that
17 phones within some Church of Scientology International facilities are reportedly disabled from
18 dialing 911. Members are not allowed to make any calls without first utilizing a code so that each
19 call may be tracked.

20 **43.** Defendants’ disdain for law enforcement is outlined in its policies:

21 Police and courts offer an open-armed opportunity to the vicious and corrupt to
22 establish themselves in a position of safety while satisfying their strange appetites
23 of perverted viciousness toward their fellow man . . . Justice systems thereby
24 become a sort of cancer which erode every splendid ambition and achievement of
25 the decent citizen . . . “Justice” apparently cannot be trusted in the hands of Man . .
26 . Who is Public Enemy #1 today? The FBI! Its obvious target is every opinion leader
27 and public-spirited group in America.¹⁰

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28 ¹⁰ L. Rob Hubbard, Introduction to Scientology Ethics (1972).

1 **44.** Through this and other directives, the Church of Scientology International instructs
2 its membership that the only answer to a crime being committed by its members, including rape,
3 sexual abuse or child abuse, is Scientology and the teachings of Hubbard, not law enforcement. If
4 senior officials in the Religious Technology Center, Church of Scientology International, Sea Org,
5 or any other Scientology organization received credible evidence that child sexual abuse had
6 occurred within the church, the officials covered up the incident rather than report the abuse to local
7 authorities.

8 **45.** Upon information and belief, in most instances any alleged perpetrator of child abuse
9 or sexual abuse was simply moved to a different Scientology base or location. Sometimes the alleged
10 perpetrator was sent to RPF, other times, no action was taken. Victims, however, are blamed for
11 “pulling in” the abuse upon themselves and are forced to either apologize to their abuser for causing
12 the assault or undergo a program to learn how they caused the assault.

13 **46.** Upon information and belief and given the nature of the vast amount of information
14 collected and recorded during auditing, it is highly likely that Defendants have countless pieces of
15 evidence describing child sexual abuse, both by the perpetrators and the victims.

16 **47.** Meanwhile, anyone who speaks out against Scientology, its practices or its members
17 is declared a “Suppressive Person” (or “SP”) and subjected to attacks, harassment, embarrassment,
18 humiliation, and other means of destroying someone’s life via the Scientology tactic called “Fair
19 Game.” The stated purpose behind the Fair Game policy is to silence individuals deemed “enemies”
20 by whatever means necessary: a person who is declared “Fair Game” “[m]ay be deprived of property
21 or injured by any means by any Scientologist without any discipline of the Scientologist. May be
22 tricked, sued, or lied to or destroyed.”¹¹ Defendants’ policies and procedures encourage and instruct
23 followers to “ruin [the individual] utterly.”¹²

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27 ¹¹ Hubbard Communications Office Policy Letter of 18 October 1967, Penalties for Lower Conditions.

28 ¹² L. Ron Hubbard, *A Manual on the Dissemination of Material*, THE MAGAZINE OF DIANETICS AND SCIENTOLOGY, at 157 (1955).

1 **48.** The Fair Game policy and practice also directs followers to “discover what the person
2 really is defending and threaten it effectively.”¹³ Nothing is off limits, including friends and family
3 of an enemy of Scientology. The threatening Fair Game tactics scares followers into submission,
4 prohibiting them from suppressing any discontent with Scientology or its leaders or members, even
5 criminal behavior.

6 **49.** The prohibition against contacting authorities created a culture and atmosphere in
7 which the sexual assault of minors within Church of Scientology International was tolerated, and
8 even facilitated. Defendants’ practice of concealing the identities, propensities, and current
9 assignments and/or residences of these perpetrators has enabled and empowered such abusers to
10 sexually assault and/or continue to place at risk countless minors in California and many other
11 locations where Defendants conduct their business. Defendants have greatly increased the danger
12 to children by failing to report childhood sexual abuse by their agents and/or subagents to law
13 enforcement. Defendants have further increased the danger to minors by attacking the credibility
14 of victims who report abuse, and by making affirmative representations to and/or withholding
15 information regarding the character and fitness of its volunteers, agents, and/or representatives, and
16 by failing to disclose negative information regarding sexual misconduct by such adults.
17 Additionally, an unknown number of Defendants’ former agents, whose propensities Defendants
18 have been aware of for years but have disclosed to no one, would be able to continue to sexually
19 assault and/or place at risk countless minors at locations where Defendants’ former agents now
20 reside.

21 **50.** It is common knowledge to members of Scientology that older members engage in
22 illicit sexual activities with minors. The practice is both endorsed and facilitated by the Scientology
23 doctrine. The RPF punitive system routinely separates spouses from one another, sometimes for
24 years. Recruits to Sea Org or CMO are expected to be free of any prior crimes, sexual interactions,
25 or other tarnishing acts, making minors the most available and suitable candidates for recruitment.

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28 ¹³ Mem. Regarding Counter Attack Tactics (Mar. 28, 1972)

1 The prospect of being pressed into Sea Org was so repugnant that, upon information and belief,
2 some minors would take certain illicit substances (or claim to have taken them) to make themselves
3 ineligible. Finally, members of Scientology are prohibited from engaging in any contact, sexual or
4 otherwise, with non-Scientologists.

5 **51.** Disturbingly, children subjected to abuse are not treated as victims at all but are
6 instead led to believe that they have done something wrong to incite such abuse. Even in instances
7 involving sexual abuse of a minor, upon information and belief, Scientology doctrine suggests that
8 the minor, rather than the adult, is the sexual aggressor. Historically, the outcome of a disclosure of
9 this nature resulted in the child being forced to apologize to his or her abuser for the child's "role"
10 in their sexual abuse.

11 **52.** The risk for the sexual abuse of minors was especially high given that a principal of
12 Scientology, ingrained in members initially by Hubbard and subsequently by Church of Scientology
13 International, is that humans are all immortal and reincarnated: each person was a being billions of
14 years old, with some in smaller bodies than others. Therefore, children are treated as though they
15 are adults in the bodies of children.

16 **53.** Defendants' conduct evidences a policy of secrecy that has created a culture of
17 hidden sexual abuse to which Plaintiff and many other minors have fallen victim.

18 **54.** The acts of Defendants as alleged herein constitute a cover up as defined by
19 California Civil Code § 340.1.

20 **DEFENDANT GAVIN POTTER'S HISTORY OF PROBLEMATIC**

21 **AMD UNLAWFUL SEXUAL CONDUCT WITH MINORS**

22 **55.** At all relevant times, Gavin Potter was a Sea Org member and a Personnel
23 Recruitment Officer "PRO" for the Religious Technology Center-run publication arm, Bridge
24 Publications Incorporated, a company run and operated by Church of Scientology International that
25 exclusively publishes Hubbard's work.

26 **56.** At all relevant times, Gavin Potter, in his capacity as a PRO, was an agent and
27 volunteer of Religious Technology Center, Church of Scientology Center International, David
28 Miscavige and Bridge Publications Incorporated, each receiving value for his work for the Sea Org.

1 **57.** Upon information and belief, Gavin Potter was deputized, tasked, directed, deployed,
2 and ordered by Religious Technology Center, Church of Scientology Center International, David
3 Miscavige, and Bridge Publications Incorporated to recruit minor females to become Sea Org
4 members, and was rewarded for his work. Effectively, Gavin Potter acted as an agent and employee
5 of Religious Technology Center, Church of Scientology Center International, David Miscavige and
6 Bridge Publications Incorporated to recruit minors to the Sea Org, primarily through fear tactics.
7 Upon information and belief, Gavin Potter would recruit minors by telling them that Earth was in
8 danger of destruction, and that only through the efforts of Sea Org has humankind's ability to reside
9 on the planet been extended.

10 **58.** Another tactic Gavin Potter used was flirtation. Upon information and belief, Gavin
11 Potter – an adult male – would flirt with minor females to induce them to join the Sea Org. Gavin
12 Potter was so successful that, for a period of time, he was recognized as the top recruiter for Sea
13 Org.

14 **59.** Gavin Potter's success in recruiting minors was widely known within the Sea Org,
15 and among all the Defendants. He was allegedly so successful that his minor female recruits were
16 commonly referred to as "Bridge Babes," a phrase coined by David Miscavige. Upon information
17 and belief, these minor females served as a further recruiting ground for men in Religious
18 Technology Center and Church of Scientology Center International to obtain wives.

19 **60.** For a period of time, Gavin Potter was assigned a partner in his work for Bridge
20 Publications Incorporated, an individual who also was appointed as Jane Doe's guardian upon her
21 joining Sea Org because of her status as a minor.

22 **Jane Doe's Life in Scientology**

23 **61.** Jane Doe was born into the church in 1974. Her entire life was dictated and controlled
24 by Religious Technology Center and Church of Scientology International's abusive policies,
25 procedures, and rules.

26 **62.** Jane Doe's parents were active members of Religious Technology Center from her
27 infancy. Jane Doe was indoctrinated into the teachings of Religious Technology Center from a very
28 early age. By the time Jane Doe was 7-years old, she was spending her summers with her aunt, who

1 was a Deputy Commanding Officer for The Manor Hotel, owned by Church of Scientology
2 International and operated by Sea Org members. Soon thereafter, it was “ingrained” in Jane Doe
3 that she too would become a member of Sea Org.

4 **63.** When Jane Doe was 14-years old, Jane Doe traveled to Clearwater, Florida for
5 additional training in Religious Technology Center and Church of Scientology International’s
6 facility. While attending this training, Jane Doe was approached by a member of Sea Org and asked
7 to formally join the organization. Sea Org. recruiters aggressively recruit young children, some as
8 early as 12-years old, to join the organization.

9 **64.** Jane Doe joined Sea Org when she was 14 years old because she felt obligated, and
10 that she lacked any other choice but to join.

11 **65.** In 1991, when Jane Doe turned 16-years old, her position in Sea Org was formally
12 “activated,” and she was sent to Los Angeles to become a receptionist at L. Ron Hubbard Life
13 Exhibition. At the time she was activated, Jane Doe was again in Clearwater, Florida for training.
14 While returning to California, Jane Doe experienced regret regarding her decision to join Sea Org.
15 Therefore, instead of immediately traveling to Los Angeles as instructed, she returned to her parents’
16 home. Members of Religious Technology Center and Sea Org soon realized Jane Doe was not
17 following orders, so Gavin Potter was sent to her parents’ home. At the time, Gavin Potter was at
18 least 10 years Jane Doe’s senior, and a respected Sea Org recruiter.

19 **66.** Gavin Potter began grooming Jane Doe, still a minor, through the onboarding process
20 of Sea Org, called “arriving,” which involved numerous sign-offs by Defendants’ staff, volunteers,
21 and agents, and required Jane Doe to discard all possessions but for a hygiene kit. New Sea Org
22 members are provided a blue jumper and then subjected to hard physical labor for several weeks
23 after which, if they successfully complete the process, they are “routed in.” Gavin Potter, through
24 his work with Bridge Publications Incorporated and with the assistance of his partner who was also
25 Jane Doe’s guardian, convinced Jane Doe the world was ending and, in his role with Sea Org,
26 “arrived” her into Sea Org.

27 **67.** Soon thereafter, Jane Doe began working 16–18-hour days as a member of Sea Org.
28 One evening, as she was leaving a meeting at a Defendant-owned facility, Gavin Potter approached

1 Jane Doe and asked for a ride home. At the time, she was 16-years old. Jane Doe felt obligated to
2 give him a ride given his position of authority in the church. Jane Doe did not consider Gavin
3 Potter's request unusual because she considered him like an uncle as he was older, had been married
4 previously, and had a child. From that point forward, Jane Doe regularly drove Gavin Potter home
5 after work.

6 **68.** It was during these car rides that Gavin Potter began sexually abusing Jane Doe. At
7 no point, during any of the assaults in her vehicle, did Jane Doe consent to those acts, but she felt
8 like she could not refuse because of Gavin Potter's position in the Religious Technology Center,
9 Church of Scientology International, Bridge Publications Incorporated, and Sea Org. The first time
10 Gavin Potter sexually assaulted Jane Doe, he leaned over in her car and kissed her on the mouth. At
11 the time of the first encounter, Jane Doe had never had a boyfriend or done anything of a sexual
12 nature with anyone.

13 **69.** The sexual abuse by Gavin Potter progressed. On the third encounter, Jane Doe was
14 in the driver's seat and Gavin Potter was in the passenger seat when he began fondling Jane Doe's
15 breasts over her clothes, and then put hand up her skirt. Gavin Potter then digitally penetrated her
16 vagina. Jane Doe was fearful and physically uncomfortable but could not move. The digital
17 penetration continued for an unknown period, at which point Jane Doe looked over and noticed that
18 Gavin Potter had a wet spot in this crotch of his pants. Jane Doe did not understand at that time that
19 he ejaculated. After he ejaculated, Gavin Potter removed his hand from Jane Doe's pants, and she
20 proceeded to drive him home.

21 **70.** Upset from this incident, Jane Doe was late for work the next day. When questioned
22 by a coworker regarding her tardiness, Jane Doe told her coworker about the sexual encounter with
23 Gavin Potter. Per Religious Technology Center and Church of Scientology International's strict
24 rules, that coworker immediately told a Church of Scientology International manager, who then told
25 Gavin Potter's manager. Due to Sea Org policies and protocol regarding sexual contact between Sea
26 Org members, Jane Doe and Gavin Potter were given two options: (1) be branded RPF for a period
27 of 5 years; or (2) marry.

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1 **71.** Jane Doe knew that being sent to RPF would be so devastating and intolerable that
2 she felt coerced, but did not willingly consent to marry Gavin Potter. That same day, Jane Doe’s
3 “Port Captain” arranged for Jane Doe, Gavin Potter, and Jane Doe’s mother to travel to Las Vegas,
4 Nevada to complete the marriage. Jane Doe’s mother witnessed the marriage. The Port Captain
5 explained that the wedding could not take place in California as that would require both parties to
6 see a counselor or psychologist to determine the mental capacity of the minor to marry, and a judge
7 to sign off after review of the psychologist’s report. The Religious Technology Center and Church
8 of Scientology International knew that such an inquiry would involve questions as to the couple’s
9 relationship, where they would live and how they would support one another, none of which Jane
10 Doe could answer which would result in a rejection of the marriage application. Nor did Defendants
11 want to divulge any of this information to the Court. Upon information and belief, Defendants
12 routinely transported minors to and from Las Vegas for marriages to avoid any such requirements.
13 Jane Doe did not tell friends or family she was married; she only told her co-workers and her mother.

14 **72.** After the brief ceremony, the group immediately returned to Los Angeles, and Jane
15 Doe went back to work. The night of her wedding, Jane Doe was scheduled to work until 11:30 p.m.
16 She volunteered for the late-night cleaning crew that night to avoid having to meet her now husband,
17 Gavin Potter, at The Manor Hotel owned by the Religious Technology Center and Church of
18 Scientology International, and run by the Sea Org. The Manor Hotel is also known as the Church of
19 Scientology Celebrity Center.

20 **73.** The stay at the Manor Hotel was organized by Jane Doe’s Port Captain, whose
21 responsibility was to manage every aspect of her life, including signing off on her “berthing,” or
22 living arrangements. At the end of her shift, Jane Doe was presented with “Completed Staff Work”
23 paperwork signed by both her Port Captain and her Guardian, assigning her to sleep with Gavin
24 Potter at the hotel. Jane Doe had no say in this arrangement and did not believe she had the ability
25 to say no.

26 **74.** That night, Gavin Potter had sexual intercourse with Jane Doe. Jane Doe did not want
27 to have sex with him but felt coerced and compelled because of the forced marriage. Jane Doe
28 described the intercourse as ritualistic and painful.

1 **75.** After that night, Jane Doe went back to living with her parents. She did not live with
2 Gavin Potter the entirety of the marriage. Periodically, Jane Doe and Gavin Potter would have sexual
3 intercourse. Each and every time they had sexual intercourse, Jane Doe did so because she felt
4 coerced.

5 **76.** Jane Doe became pregnant at the age of 19. Upon information and belief, the
6 Religious Technology Center and Church of Scientology International prohibited Sea Org members
7 from becoming pregnant. The Sea Org was not equipped with appropriate healthcare for children or
8 childcare facilities, leaving children largely unsupervised resulting in accidents that Defendants did
9 not have the funding or facilities to care for. Additionally, many children were subjected to neglect
10 and molestation, prompting extensive Child Protective Service investigations and legal issues over
11 the years. Therefore, in 1986, upon the death of Hubbard and when David Miscavige took over, a
12 Sea Org Order was issued declaring no more children could be born by Sea Org members. For this
13 reason, Gavin Potter asked Jane Doe to get an abortion, which she refused.

14 **77.** Jane Doe was eventually able to escape Gavin Potter and the Religious Technology
15 Center, Church of Scientology International, and David Miscavige, but not until she was 23 years
16 old. She escaped with her daughter.

17 **78.** Jane Doe successfully divorced Gavin Potter in 1997. After the divorce was finalized,
18 the court awarded child support by Gavin Potter, which she was not permitted to waive. The
19 Religious Technology Center, Church of Scientology International, and David Miscavige required
20 Jane Doe to sign documents stating she would never seek to collect or enforce child support against
21 Gavin Potter. The Religious Technology Center, Church of Scientology International, and David
22 Miscavige's involvement and enforcement of that agreement further confirms their support,
23 authority, and ratification of Gavin Potter's acts. To this date, Jane Doe has never collected or
24 enforced child support against Gavin Potter.

25 **79.** Jane Doe has endured the consequences of her abuse at the hands of Defendants her
26 entire life. Jane Doe suffers from severe emotional distress, post-traumatic stress syndrome and
27 other emotional injuries for which she seeks continuing treatment.

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1 **Defendants’ Opportunities to Prevent Perpetrator’s Sexual Abuse of Plaintiff**

2 **80.** Defendants were well aware of the risk Gavin Potter, and men like him, posed to
3 minor females like Plaintiff. Despite this known or knowable risk, Defendants allowed Gavin Potter
4 to continue in his role within Sea Org, including access to children through recruiting and otherwise.

5 **81.** Despite this knowledge, Defendants failed to take reasonable steps or to implement
6 reasonable safeguards to avoid acts of childhood sexual assault. A special relationship exists
7 between minors and adults that gives rise to a duty to prevent harm caused by the intentional or
8 criminal conduct of third parties. A special relationship exists where adults and organizations
9 assume the responsibility for the safety for minors whose parents are not present, and the existence
10 of such special relationship puts Defendants in a unique position to protect the Plaintiff from injury.
11 Indeed, Defendants had a duty to take reasonable measures to protect Plaintiff from sexual assault
12 at the hands of Church staff, agents, volunteers, or representatives.

13 **82.** While working as a Sea Org member and otherwise participating in Church-
14 sponsored programs, Jane Doe and her parents relied on Defendants for her protection. Defendants
15 had the ability to discipline, terminate, or report Gavin Potter to law enforcement. As such,
16 Defendants had a duty of reasonable care, in addition to a duty of ordinary care, to prevent the sexual
17 abuse of minors by its agents, staff, volunteers, and representatives, and to protect children from a
18 general risk of harm of sexual abuse by those same individuals. Yet, in fact, Jane Doe was abused
19 by Gavin Potter in the course of her work for Sea Org and at a hotel owned by Defendants at which
20 she was required to stay.

21 **83.** In particular, Defendants, through the internal hierarchies that formed the rules of
22 order for their organization, were long aware of not only the potential for widespread sexual abuse
23 of children within their religious organization but created opportunities for such sexual abuse to
24 occur in that Defendants specifically recruited attractive minor females into an organization that
25 required cohabitation.

26 **84.** In this case, Defendants not only created a culture in which sexual abuse was allowed
27 to occur, tolerated, and not reported, but specifically enabled and directed the sexual abuse of Jane
28

1 Doe by arranging and coercing her underage marriage, including under threat of punishment through
2 RPF, and by assigning and requiring her to live with Gavin Potter.

3 **85.** It was reasonably foreseeable that minors attending Defendants’ programming or
4 joining the Sea Org might be sexually assaulted by Defendants’ agents, representatives, or
5 volunteers. Defendants knew or should have known that adult members of the Sea Org were
6 engaging in sexual acts with minors. Upon information and belief, it was common knowledge
7 amongst Sea Org members that older members – all of whom were adults – engaged in sexual acts
8 with minor recruits.

9 **86.** Defendants were also on notice specifically of the risk that Gavin Potter would abuse
10 minor females within Sea Org. Gavin Potter was known by Defendants and within Sea Org as a
11 “top” recruiter, having received awards for “arriving” large numbers of young females. As a staff
12 member for Bridge Publications Incorporated, Gavin Potter recruited a substantial number of young,
13 female recruits, recruiting enough to cause those minor females to be generally known as “Bridge
14 Babes,” a term allegedly coined by David Miscavige. It was known by all Defendants and Sea Org
15 that Gavin Potter recruited these impressionable female minors through fear and flirtation.

16 **87.** Defendants were aware of these facts before Jane Doe was sexually abused and
17 forced to marry Gavin Potter. Prior to her forced marriage to Gavin Potter, Jane Doe resided in a
18 Sea Org dormitory with ten (10) other young girls, many of whom were recruited by Gavin Potter.
19 Upon information and belief, each of the girls was forced to marry an older man.

20 **88.** Gavin Potter was married and had a child prior to sexually assaulting Jane Doe. Upon
21 information and belief, his first wife left or was dismissed from Religious Technology Center and
22 Church of Scientology International upon her divorce from Gavin Potter.

23 **THE COMPELLING STATE INTEREST IN PREVENTING**
24 **CHILDHOOD SEXUAL ABUSE**

25 **89.** California courts and the state legislature have recognized, repeatedly, the
26 compelling state interested in preventing childhood sexual abuse. *In re The Clergy Cases I*, 188
27 Cal.App.4th 1224 (2010) (“all citizens have a compelling interest in knowing if a prominent and
28 powerful institution has cloaked in secrecy decades of sexual abuse”); *Fredenburg v. Fremont*, 119

1 Cal.App.4th 408, 412-13 (2004) (discussing enactment and legislative history of Megan’s Law);
2 *Burt v. County of Orange*, 120 Cal.App.4th 273, 285 (2004) (“concerns with protecting children
3 from harm is a compelling interest supporting its efforts in gathering information and filing reports
4 concerning persons suspected of child abuse”); *Roe v. Superior Court*, 229 Cal.App.3d 832, 838
5 (1991) (recognizing the state's compelling interest in protecting children from abuse); *People v.*
6 *Gonzalez*, 81 Cal.App.3d 274, 277 (1978) (recognizing compelling state interest in the protection of
7 children from sexual molestation); *People v. Mills*, 81 Cal.App.3d 171, 181 (1978) (person who
8 sexually assaults a child has waived his right to privacy). However, for decades Defendants have
9 frustrated law enforcement efforts to enforce this compelling state interest, shielding perpetrators
10 from criminal prosecution. Time and again Defendants’ failures to notify law enforcement have
11 helped such criminals escape prosecution by concealing their crimes until the expiration of the
12 applicable criminal statutes of limitation. The result of Defendants’ conduct is predators such as
13 Gavin Potter remain unregistered as a sex-offenders, and unidentifiable to the public as sexual
14 predators.

15 **90.** To reflect this realization, the California legislature extended the statute of
16 limitations under which victims of childhood sexual abuse may bring an action against an individual
17 or entity for acts of sexual abuse suffered as a minor. *See* Cal Code Civ. Proc. § 340.1.

18 **FIRST CAUSE OF ACTION**

19 **NEGLIGENCE**

20 **(Against All Defendants)**

21 **91.** Plaintiff incorporates all paragraphs of this Amended Complaint as if fully set forth
22 herein.

23 **92.** While Plaintiff was entrusted in all Defendants’ care, Gavin Potter engaged in
24 unwanted and illegal sexual conduct and contact with Plaintiff while Plaintiff was a Sea Org member
25 and Gavin Potter was an agent and volunteer for each of the named Defendants. This conduct and
26 contact occurred after Defendants learned of the risks Gavin Potter posed to minors in his role as
27 Sea Org recruiter, and while in the course and scope of his work/role with Defendants, making such
28 conduct foreseeable to Defendants. The Defendants’ conduct was wanton and reckless and/or

1 evidenced a conscious disregard for the rights and safety of Plaintiff and other minors, by allowing
2 Gavin Potter to stay in this role.

3 **93.** Defendants had a duty to protect the Plaintiff, and a duty to properly supervise her,
4 when she was entrusted to Defendants' care as a Sea Org member. Plaintiff's care, welfare, and/or
5 physical custody was temporarily entrusted to Defendants in her capacity as a Sea Org member.
6 Defendants voluntarily accepted the entrusted care of Plaintiff. As such, Defendants owed Plaintiff,
7 a minor, a special duty of care, in addition to a duty of ordinary care, and owed Plaintiff the higher
8 duty of care that adults dealing with minors owe to protect them from harm.

9 **94.** Prior to the abuse alleged herein, Defendants, by and through their agents, servants,
10 and employees, knew or had reason to know that Plaintiff was a minor, and knew, had reason to
11 know, or were otherwise on notice of Gavin Potter's unlawful sexual conduct, that he was an unfit
12 agent, and still placed him in a position to solicit young girls into an environment in which sexual
13 assault and battery were commonplace. Defendants failed to take reasonable steps and failed to
14 implement reasonable safeguards to avoid acts of unlawful sexual conduct in the future by Gavin
15 Potter and Defendants' other agents, including, but not limited to, preventing, or avoiding placement
16 of Gavin Potter and Defendants' other agents in functions or environments in which contact with
17 children was an inherent part of those functions or environments, like Sea Org recruitment. Finally,
18 at no time during the periods of time alleged did Defendants have in place a system or procedure to
19 supervise and/or monitor employees, volunteers, representatives, or agents to ensure that they did
20 not sexually assault minors in their care, including Plaintiff.

21 **95.** Defendants, by and through their agents, servants, and employees, knew or
22 reasonably should have known of Gavin Potter's dangerous and exploitive propensities and that he
23 was an unfit agent and/or volunteer. It was foreseeable that if Defendants did not adequately exercise
24 or provide the duty of care owed minors in its care, including but not limited to Plaintiff, the minors
25 entrusted to Defendants' care would be vulnerable to sexual abuse by Gavin Potter. Defendants
26 cloaked within the facade of normalcy Gavin Potter's contact and actions with the Plaintiff and
27 disguised the nature of the sexual abuse through a forced marriage.

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1 **96.** Defendants breached these duties of care to the Plaintiff by failing to take reasonable
2 steps and failed to implement reasonable safeguards to avoid acts of unlawful sexual conduct by
3 Gavin Potter, including but not limited to the following:

4 **a.** preventing or avoiding placement of Gavin Potter in
5 functions or environments in which contact with minors, including Plaintiff
6 was likely, like Sea Org recruitment;

7 **b.** creating a volunteer employment position in which
8 individuals like Gavin Potter purposefully recruited young girls to draft new
9 members into Sea Org;

10 **c.** failing to supervise Plaintiff to ensure that she could not be
11 sexually assaulted by Gavin Potter;

12 **d.** failing to investigate or otherwise confirm or deny such facts
13 related to prior allegations, or other behavior that a reasonable person would
14 identify as suspicious, related to Gavin Potter's unlawful sexual conduct with
15 minors;

16 **e.** failing to tell or concealing from law enforcement officials in
17 violation of its mandatory reporting obligations that Gavin Potter was or may
18 have been sexually abusing Plaintiff;

19 **f.** failing to promulgate or enforce the rules and regulations
20 necessary to protect Plaintiff from the foreseeable risk of sexual assault by
21 Gavin Potter; and/or by

22 **g.** responding to information about Gavin Potter's sexual assault
23 of Plaintiff by forcing her to choose between marrying him or spending five
24 years as RFP; and/or by

25 **h.** holding out Gavin Potter to the Plaintiff and her parents or
26 guardians as being in good standing and trustworthy.

27 **97.** As a result of Defendants' negligence, Plaintiff suffered childhood sexual assault as
28 defined by Penal Code § 340.1(d).

1 enjoyment of life; and/or have incurred and will continue to incur expenses for medical and
2 psychological treatment, therapy, and counseling.

3 **THIRD CAUSE OF ACTION**

4 **CHILD MOLESTATION, UNLAWFUL PENETRATION AND SEXUAL BATTERY**

5 **(Against Defendant Gavin Potter)**

6 **102.** Plaintiff incorporates all paragraphs of this Amended Complaint as if fully set forth
7 herein.

8 **103.** In doing the acts of childhood sexual abuse specified herein above, Gavin Potter
9 intentionally assaulted Plaintiff and engaged in sexual penetration with a minor under the age of
10 eighteen (18), in that he molested Plaintiff in a sexually offensive manner against her will with the
11 intent to harm or offend her, and further acted in such a manner as to cause Plaintiff to have an
12 imminent apprehension of such contact, in violation of the California Childs Victim Act and
13 California Penal Code §§ 234.4, 289(h) and 647.6. Plaintiff did not consent and could not legally
14 have consented to be so assaulted and touched by Gavin Potter. Plaintiff was harmed and offended
15 by his conduct.

16 **104.** As a result of the above-described conduct, Plaintiff has suffered and continues to
17 suffer great pain of mind and body, shock, emotional distress, physical manifestations of emotional
18 distress, embarrassment, loss of self-esteem, disgrace, humiliation, and loss of enjoyment of life;
19 was prevented and will continue to be prevented from performing Plaintiff's daily activities and
20 obtaining the full enjoyment of life; has sustained and will continue to sustain loss of earnings and
21 earning capacity; and/or has incurred and will continue to incur expenses for medical and
22 psychological treatment, therapy, and counseling.

23 **105.** As a proximate result of these injuries, Plaintiff has suffered general and special
24 damages in an amount more than the jurisdictional minimum of this court.

25 **106.** In doing the acts complained of herein, Gavin Potter acted intentionally, maliciously
26 and with conscious disregard for the rights of Plaintiff.

27 **107.** As a result of repeated sexual abuse, Plaintiff has suffered, and will continue to
28 suffer, physical injury, great pain of mind and body, shock, emotional distress, physical

1 manifestations of emotional distress, embarrassment, loss of self-esteem, disgrace, humiliation,
2 and loss of enjoyment of life; have suffered and continue to suffer spiritually; was prevented and
3 will continue to be prevented from performing Plaintiff's daily activities and obtaining the full
4 enjoyment of life; and/or have incurred and will continue to incur expenses for medical and
5 psychological treatment, therapy, and counseling.

6 **FOURTH CAUSE OF ACTION**

7 **NEGLIGENT SUPERVISION/FAILURE TO WARN**

8 **(Against All Defendants)**

9 **108.** Plaintiff incorporates all paragraphs of this Amended Complaint as if fully set forth
10 herein.

11 **109.** Defendants had a duty to provide reasonable supervision of its volunteer employee
12 and/or agent Gavin Potter, and to use reasonable care in investigating him prior to placing him in a
13 position to recruit young girls for the Sea Org. Defendants also have a duty to provide adequate
14 warning to Plaintiff, the Plaintiff's families, and other minors of Gavin Potter's dangerous
15 propensities and unfitness, particularly after his misconduct of which they knew or should have
16 known and/or were placed on notice of before Gavin Potter abused Plaintiff.

17 **110.** Additionally, because Defendants knew or should have known of the heightened risk
18 Gavin Potter posed to all minors, Defendants had a heightened duty to provide reasonable
19 supervision and protection to minors with whom Defendants allowed Gavin Potter and to have
20 contact and/or custody and control.

21 **111.** Defendants, by and through their agents, servants, and employees, knew or
22 reasonably should have known of Gavin Potter's dangerous and exploitive propensities and/or that
23 he was an unfit agent. Each of the Defendants was in a special relationship with Gavin Potter as
24 they each allowed him to have access to minors in his position as Sea Org and Bridge Publications
25 Incorporated recruiter after being put on notice of the sexual abuse risk he posed to minors. In fact,
26 each of the Defendants purposefully placed Gavin Potter in a position as Defendants' recruiter for
27 the Sea Org to solicit young girls into an organization in which they would be subjected to sexual
28 abuse.

1 **112.** Despite this history and knowledge of Gavin Potter’s history and propensity to abuse
2 minors, no Defendant ever warned anyone that Gavin Potter posed a risk of sexually abusing minors.
3 Each Defendant placed Gavin Potter in a position of trust, allowed him to work with minors in his
4 capacity as recruiter, or allowed him access to minors on their property and knew that after leaving
5 their property he would continue to hold such positions and work with minors like Plaintiff.

6 **113.** Defendants also knew that, if they failed to provide minors who had contact with
7 Gavin Potter sufficient supervision and protection, those minors would be vulnerable to sexual
8 assaults by Gavin Potter. Despite this knowledge, Defendants negligently failed to supervise Gavin
9 Potter in the position of trust and authority as a Sea Org recruiter and staff member, spiritual mentor,
10 emotional mentor, and/or other authority figure, where he was able to commit the wrongful acts
11 against the Plaintiff.

12 **114.** Defendants failed to use reasonable care in investigating Gavin Potter and failed to
13 provide adequate warning to Plaintiff and Plaintiff’s family of his dangerous propensities and
14 unfitness. Defendants also had a duty to disclose negative information regarding Gavin Potter where
15 they made an affirmative representation, regarding his fitness for working and being around or
16 associating with minors. Each of these failures by Defendants created a foreseeable and substantial
17 risk of significant harm to an employer or to third persons such as Plaintiff.

18 **115.** Defendants further failed to provide Plaintiff with adequate supervision and
19 protection as a minor working in the Sea Org and failed to take reasonable measures to prevent
20 future sexual abuse.

21 **116.** Finally, Defendants, through their conduct during and after the period of abuse,
22 ratified Gavin Potter’s sexual abuse of Plaintiff. Defendants’ ratification of his criminal conduct
23 included repeatedly not disciplining or terminating him for his sexual misconduct towards minors
24 and compelling the victims of his sexual abuse to marry him.

25 **117.** Defendants’ conduct alleged herein, and Defendants’ implementation of their policy
26 of secrecy, illustrates wanton and reckless conduct and/or a conscious disregard for the rights and
27 safety of Plaintiff and other minors.

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1 safety of Plaintiff and other minors. In fact, Defendants depended on agents like Gavin Potter to
2 engage young girls and convince them to join the organization for the survival for the organization.

3 **123.** As a result of Defendants' negligent hiring and retention, Plaintiff has suffered, and
4 will continue to suffer, physical injury, great pain of mind and body, shock, emotional distress,
5 physical manifestations of emotional distress, embarrassment, loss of self-esteem, disgrace,
6 humiliation, and loss of enjoyment of life; have suffered and continue to suffer spiritually; were
7 prevented and will continue to be prevented from performing Plaintiff's daily activities and
8 obtaining the full enjoyment of life; and/or have incurred and will continue to incur expenses for
9 medical and psychological treatment, therapy, and counseling.

10 **SIXTH CAUSE OF ACTION**

11 **INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS**

12 **(Against All Defendants)**

13 **124.** Plaintiff incorporates all paragraphs of this Amended Complaint as if fully set forth
14 herein.

15 **125.** Beginning in 1992, Gavin Potter engaged in unpermitted, intentional, harmful, and
16 offensive sexual contact upon the person of Plaintiff while an agent of Defendants who each knew
17 or had full opportunity to learn that he had sexually assaulted Plaintiff and/or that he had previously
18 and/or subsequently sexually assaulted other minor(s).

19 **126.** With the knowledge of Gavin Potter's unpermitted, intentional, harmful, and
20 offensive sexual contact of Plaintiff and others, Defendants ratified or approved of Gavin Potter's
21 sexual misconduct with minors. Defendants' conduct in ratifying or approving Gavin Potter's sexual
22 assault of children was extreme and outrageous and was intentional or done recklessly with
23 conscious disregard for the rights and safety of Plaintiff and other children.

24 **127.** Defendants' conduct in engaging in a concerted effort to hide evidence relating to
25 childhood sexual assault was extreme and outrageous and was done intentionally or recklessly.

26 **128.** Defendants' conduct in retaining Gavin Potter and assigning him to work in
27 environments where unsupervised access to minors, including Plaintiff, was an inherent part of those
28 functions or environments was extreme and outrageous and was done intentionally or recklessly.

1 **135.** Defendants misrepresented, actively concealed or failed to disclose information
2 relating to sexual misconduct of Gavin Potter as described herein, and Defendants continue to
3 misrepresent, conceal, and/or fail to disclose information relating to sexual misconduct of him as
4 described herein although they know the truth of the matter. Agents of Defendants, and David
5 Miscavige individually, knew that Gavin Potter had sexually abused Plaintiff but concealed that
6 knowledge from law enforcement.

7 **136.** Defendants also made affirmative representations regarding Gavin Potter's character
8 and his fitness to work directly with minors through Sea Org and Bridge Publications Incorporated
9 recruitment, thus creating a foreseeable and substantial risk of significant harm to someone such as
10 Plaintiff. The affirmative representations included repeatedly granting Gavin Potter permission to
11 work with minors through Sea Org recruitment, and to perform his work without limitations or
12 restrictions. Defendants had notice of such misconduct by Gavin Potter before he abused Plaintiff.
13 Defendants' failure to disclose such information constituted the suppression of a material fact while
14 simultaneously providing misleading information by granting Gavin Potter unrestricted permission
15 to perform his work.

16 **137.** Defendants intended that potential recruits for the Sea Org, and/or their families, rely
17 on their representations that Gavin Potter was fit for the role in which they placed and rewarded
18 him. Defendants knew that granting men such as Gavin Potter unrestricted permission to work with
19 minors without limitation or restriction, and with the title of Sea Org recruiter, would signify to
20 members and parents that Gavin Potter was safe to work with minors, thus creating a foreseeable
21 risk he would come into contact with minors, like Plaintiff. Defendants benefitted from these
22 misrepresentations and failures to disclose as they allowed Gavin Potter to recruit more members
23 into its organization.

24 **138.** Jane Doe and her family did in fact rely on Defendants' representations that Gavin
25 Potter was an authority and a trusted member of the Sea Org, and as a result did not question or have
26 concerns when he asked to ride home with her, at which point she was molested and abused. Plaintiff
27 and her family justifiably relied upon Defendants for information relating to sexual misconduct of
28

1 Gavin Potter and relied upon Defendants not to allow men who, like Gavin Potter, Defendants knew
2 posed a risk to minors, to engage with and recruit minors.

3 **139.** Based on Defendants' representations and failures to disclose, Jane Doe had no
4 indication she would be sexually abused by Gavin Potter or would be unsafe in his presence. Jane
5 Doe was harmed because she relied on Defendants' misrepresentations and was unaware of the
6 potential to be sexually abused because of Defendants' failure to disclose.

7 **140.** Defendants' affirmative representations of Gavin Potter's good character and active
8 concealment of his propensity for abuse was a substantial factor in Jane Doe's decision to onboard
9 with Sea Org. In fact, Jane Doe made her final decision to join Sea Org only after Defendants
10 specifically sent Gavin Potter to her home to convince her. It was through the establishment of this
11 relationship, endorsed and ordered by Defendants, that Jane Doe began to be abused.

12 **141.** As a direct result of Defendants' fraud, Plaintiff has suffered and continues to suffer
13 great pain of mind and body, shock, emotional distress, physical manifestations of emotional
14 distress, embarrassment, loss of self-esteem, disgrace, humiliation, and loss of enjoyment of life;
15 was prevented and will continue to be prevented from performing Plaintiff's daily activities and
16 obtaining the full enjoyment of life; has sustained and will continue to sustain loss of earnings and
17 earning capacity; and/or has incurred and will continue to incur expenses for medical and
18 psychological treatment, therapy, and counseling. As a proximate result of these injuries, Plaintiff
19 has suffered general and special damages in an amount in excess of the jurisdictional minimum of
20 this court.

21 **EIGHTH CAUSE OF ACTION**

22 **PUBLIC NUISANCE**

23 **(Against All Defendants)**

24 **142.** Plaintiff incorporates all paragraphs of this Amended Complaint as if fully set forth
25 herein.

26 **143.** Defendants have in the past and/or continue to affirmatively conspire and engage in
27 efforts to: (1) conceal knowledge they possess from the general public regarding acts of childhood
28 sexual assaults committed by Gavin Potter and Defendants' other agents despite their knowledge

1 that such individuals pose a foreseeable threat to the community; (2) attack the credibility of the
2 victims of Gavin Potter and Defendants' other agents; (3) protect Gavin Potter and/or Defendants'
3 other current and former agents from criminal prosecution and registration as sex offenders for their
4 sexual assaults against children; (4) allow Defendants' current and former agents, including
5 Perpetrator, who have committed sexual assaults against minors, to roam freely without the public's
6 notice or knowledge and potentially commit additional acts of sexual assault as defined by Penal
7 Code § 340.1 against minors, and (5) thereby substantially interfere with the public's right to
8 information to protect their children. These actions constitute a public nuisance as defined by
9 California Civil Code §§ 3479-3480.

10 **144.** Pursuant to Penal Code § 290.46, the public has the right to know registered sex
11 offenders' names, aliases, photographs, dates of birth, and residential addresses so that the public
12 can identify such men and take protective measures on behalf of their children. In furtherance of
13 that right, Penal Code § 11166 mandates reporting to law enforcement any suspected childhood
14 sexual abuse; Defendants' agents—such as Gavin Potter—are or were mandatory reporters under
15 Penal Code § 11165.7. The public also has a compelling interest in knowing if a prominent and
16 powerful institution has cloaked in secrecy decades of sexual abuse. *In re The Clergy Cases I*,
17 (2010) 188 Cal.App.4th 1224, 1236. The deception and concealment by Defendants violates
18 Defendants' duties as mandatory reporters under Penal Code § 11166 and interferes with and causes
19 harm to the public by preventing Defendants' predatory agents from being criminally prosecuted,
20 thereby obstructing the public's right to identify such men as registered sex offenders, and act upon
21 this information. Defendants' secretive conduct also interferes with and causes harm to the public's
22 right to know that Defendants have concealed decades of sexual abuse by troop leaders and other
23 adult volunteers.

24 **145.** Defendants' conduct thus was and is a substantial factor in creating an unreasonable
25 and substantial interference with public health, safety, peace, and comfort. Defendants' conduct
26 was injurious to the health of, indecent or offensive to the senses of, and an obstruction to the free
27 use of property by, the general public, including but not limited to residents of the County of Los
28 Angeles and all other members of the general public who live in communities where Defendants

1 conducted, and continue to conduct, their business, and was and is indecent and offensive to the
2 senses, so as to interfere with the general public's comfortable enjoyment of life in that children
3 cannot be left unsupervised in any location where Defendants' agents are present as the general
4 public cannot trust Defendants to prohibit their agents from grooming young girls, nor to warn,
5 identify, and/or report them law enforcement. Defendants' policy of secrecy with regards to their
6 agents accused of childhood sexual abuse has prevented the criminal prosecution of such men, thus
7 depriving the public of and causing harm to the public's right to identify and protect their children
8 from sex offenders. That policy of secrecy also deprives the public of and causes harm to the right
9 to identify organizations that have cloaked in secrecy childhood sexual abuse by their agents.

10 **146.** Defendants' conduct has caused further injury to the public and severely impaired
11 the safety of children because Defendants have protected and concealed Gavin Potter and
12 Defendants' other agents from criminal prosecution and registration as sex offenders for their sexual
13 assaults. This protection and concealment could foreseeably lead to additional and future abuse of
14 minors by these individuals.

15 **147.** The deception and concealment by Defendants were especially injurious to
16 Plaintiff's health as she and her family were unaware of the danger posed to minors left unsupervised
17 with agents of Defendants and, as a result of this deception, Plaintiff was deliberately exposed to
18 Gavin Potter, an agent and volunteer of Defendants, who subsequently sexually assaulted Plaintiff
19 as defined by Penal Code § 340.1. The special injuries to Plaintiff are the sexual assaults by Gavin
20 Potter that were caused and enabled by the deception and concealment by Defendants of sexual
21 abuse by Sea Org adult volunteers, as well as being coerced and compelled into marrying him. These
22 acts and omissions constitute specific harm to Plaintiff, separate and apart from Defendants
23 generalized public nuisance of failing to report allegations of childhood sexual abuse and allowing
24 its agents who commit acts of childhood sexual abuse to roam freely in the community and
25 potentially commit additional and future acts against other minors. Therefore, Plaintiff is permitted
26 by California Civil Code § 3493 to bring this private action for public nuisance.

27 **148.** The continuing public nuisance created by Defendants was, and continues to be, a
28 substantial factor in causing the injuries and damage to the general public as alleged herein, and of

1 Plaintiff's special injuries and damages. Defendants have repeatedly and publicly acknowledged
2 the duties of their agents as mandatory reporters of suspected sexual abuse, but repeatedly failed to
3 report Gavin Potter to law enforcement despite learning of multiple instances of reportable abuse.

4 **149.** In doing the aforementioned acts, Defendants acted recklessly and/or intentionally,
5 maliciously and with conscious disregard for Plaintiff's rights.

6 **150.** Only Defendants know how many other of their predatory agents are, like Gavin
7 Potter, roaming free in society as never convicted, unregistered, and unidentifiable sex offenders.

8 **151.** As a direct result, Plaintiff has suffered and continues to suffer great pain of mind
9 and body, shock, emotional distress, physical manifestations of emotional distress, embarrassment,
10 loss of self-esteem, disgrace, humiliation, and loss of enjoyment of life; was prevented and will
11 continue to be prevented from performing Plaintiff's daily activities and obtaining the full
12 enjoyment of life; has sustained and will continue to sustain loss of earnings and earning capacity;
13 and/or has incurred and will continue to incur expenses for medical and psychological treatment,
14 therapy, and counseling. As a proximate result of these injuries, Plaintiff has suffered general and
15 special damages in an amount in excess of the jurisdictional minimum of this court.

16 **PUNITIVE DAMAGES SOUGHT AGAINST DEFENDANTS**

17 **AND RESERVATION OF RIGHTS**

18 Religious Technology Center, Church of Scientology International, and Bridge Publications
19 Incorporated are, based on information and belief, religious corporations, organized under the laws
20 of California, and therefore, are afforded the protection of Code of Civil Procedure §425.14. Upon
21 such time as appropriate, the Plaintiff expressly reserves the right to file a Motion to Amend the
22 instant Amended Complaint, in order to allege facts sufficient to constitute punitive damages against
23 Defendants, in accord with evidence that substantiates a finding of the clear and convincing
24 evidentiary requirement of Civil Code §3294.

25 **PRAYER FOR RELIEF**

26 WHEREFORE, Plaintiff prays for damages as follows:

- 27 **1.** For compensatory damages in an amount to be proven at trial;

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- 1 **2.** For damages for past, present and future emotional distress, loss of enjoyment of life,
2 pain and suffering, mental anguish, and other non-economic losses sustained as a result
3 of Defendants’ conduct;
- 4 **3.** For past, present, and future out-of-pocket costs, lost earning capacity, and costs related
5 to mental health treatment;
- 6 **4.** For reasonable attorney’s fees, expenses, and recoverable costs incurred in connection
7 with this action;
- 8 **5.** For interest as permitted by law;
- 9 **6.** For statutory and/or civil penalties permitted by law;
- 10 **7.** For treble damages pursuant to Civil Code § 340.1(b)(1);
- 11 **8.** For the Court to enter an order requiring Defendants to immediately cease the wrongful
12 conduct set forth above and publicly enjoining Defendants from: **(a)** continuing to
13 employ known or suspected sexual predators; **(b)** placing known or suspected sexual
14 predators in functions or environments in which contact with minors is an inherent part
15 of those functions or environments, such as Sea Org recruitment and training and
16 Scientology study and training; **(c)** from failing to promulgate or enforce the rules and
17 regulations necessary to protect minors from the foreseeable risk of sexual assault by
18 adults; **(d)** from forcing minors into marriages with adults; **(e)** from transferring persons
19 known to have engaged in criminal conduct from the jurisdiction of any law enforcement
20 entity within the State of California; and **(f)** from failing to tell or concealing from law
21 enforcement officials known instances of child sexual assault by church members,
22 employees or volunteers from any law enforcement officials in violation of their
23 mandatory reporting provisions that an adult was or may have been sexually abusing a
24 minor; **(g)** from entering into and enforcing pre-dispute agreements mandating the
25 arbitration of disputes that involve sexual assault and/or sexual harassment claims; **(h)**
26 from entering into waivers of the Ending Forced Arbitration of Sexual Assault and
27 Sexual Harassment Act of 2021 (Public Law No. 117-90 (03/03/2022)); **(h)** from
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engaging in acts of public nuisance as set forth in the foregoing paragraphs including but not limited to paragraphs 133 through 150; and

For such other legal and equitable relief as the court deems appropriate and just.

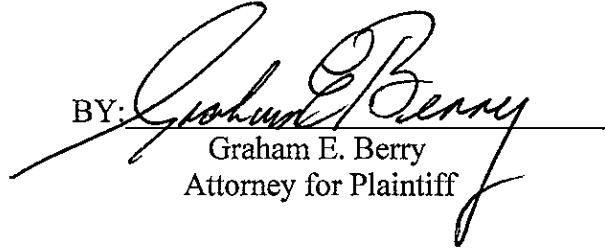
JURY TRIAL DEMANDED

Plaintiff hereby demands a trial by jury.

Dated: June 7, 2023

LAW OFFICE OF GRAHAM E. BERRY

BY:



Graham E. Berry
Attorney for Plaintiff

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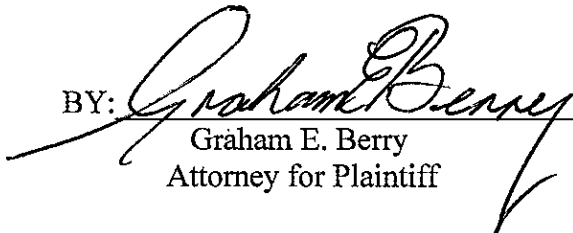
DEMAND FOR JURY TRIAL

Plaintiff hereby demands a jury trial.

Dated: June 7, 2023

LAW OFFICE OF GRAHAM E. BERRY

BY:



Graham E. Berry
Attorney for Plaintiff