

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

PETER M. HABASHY PA &
PETER HABASHY,

Plaintiff,

vs.

Case No.:

SARAH GOLDMAN, Individually &
SEAN LANE, Individually,

Defendant.

COMPLAINT

Plaintiffs, PETER HABASHY ("Plaintiff"), on behalf of themselves by and through undersigned counsel, in the above styled cause, sue Defendants, SARAH GOLDMAN, ("GOLDMAN") individually and SEAN LANE ("LANE"), (jointly "Defendants"). This action is filed based on Defamation and more specifically Libel as well as civil theft Fla. Stat. §772.11.

Plaintiff states as follows:

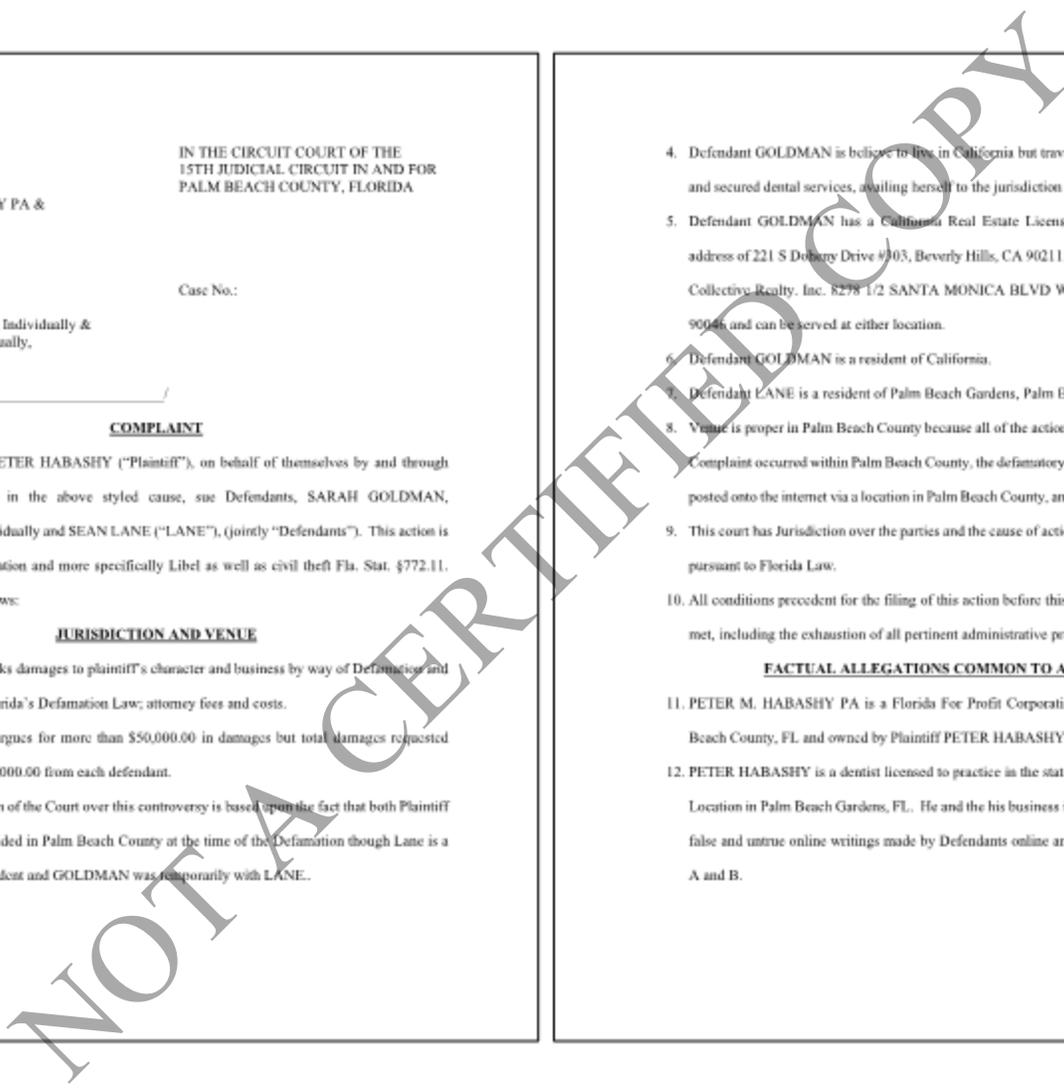
JURISDICTION AND VENUE

1. This action seeks damages to plaintiff's character and business by way of Defamation and pursuant to Florida's Defamation Law; attorney fees and costs.
2. Plaintiff also argues for more than \$50,000.00 in damages but total damages requested exceed \$1,000,000.00 from each defendant.
3. The jurisdiction of the Court over this controversy is based upon the fact that both Plaintiff and LANE resided in Palm Beach County at the time of the Defamation though Lane is a permanent resident and GOLDMAN was temporarily with LANE.

4. Defendant GOLDMAN is believed to live in California but traveled to Palm Beach County and secured dental services, availing herself to the jurisdiction of Florida.
5. Defendant GOLDMAN has a California Real Estate License No. 01962924 with an address of 221 S Doheny Drive #303, Beverly Hills, CA 90211. She is registered with The Collective Realty, Inc. 8278 1/2 SANTA MONICA BLVD WEST HOLLYWOOD, CA 90046 and can be served at either location.
6. Defendant GOLDMAN is a resident of California.
7. Defendant LANE is a resident of Palm Beach Gardens, Palm Beach County, Florida.
8. Venue is proper in Palm Beach County because all of the actions that form the basis of this Complaint occurred within Palm Beach County, the defamatory acts took place and/or were posted onto the internet via a location in Palm Beach County, and damages exceed \$50,000.
9. This court has Jurisdiction over the parties and the cause of action complained about herein pursuant to Florida Law.
10. All conditions precedent for the filing of this action before this Court has been previously met, including the exhaustion of all pertinent administrative procedures and remedies.

FACTUAL ALLEGATIONS COMMON TO ALL COUNTS

11. PETER M. HABASHY PA is a Florida For Profit Corporation doing business in Palm Beach County, FL and owned by Plaintiff PETER HABASHY.
12. PETER HABASHY is a dentist licensed to practice in the state of Florida with a Practice Location in Palm Beach Gardens, FL. He and his business is the subject of the vicious, false and untrue online writings made by Defendants online and attached here to Exhibits A and B.



13. Defendant LANE is an individual that resides in Palm Beach County. He posted online comments which were viewed by third persons as attached hereto as Exhibit A. These posts were made within the last few months.
14. Defendant GOLDMAN is also posted comments attached hereto as EXHIBIT B.
15. Defendant LANE cancelled payment which he issued to Dentist, Dr. Peter Habasy, for dental services. The cancelled payment resulted in civil theft of professional services from Dr. Habasy.
16. These statements made by GOLDMAN and LANE are false and attack Dr. Habasy's business interests and are intended to damage his business by alienating customers from PETER M HABASHY PA.
17. These statements were made with malice and the intent to harm Dr. Habasy's business/trade/profession as well a PETER M HABASHY PA.
18. These statements are false.
19. These statements were published to many people online and as such published to third parties in accordance with Defamation Laws.
20. Defendant were aware that these statements were false and made them for the purpose of hurting Plaintiff and his business.
21. The result of these untrue statements was that clients and others have communicated to Plaintiff that Plaintiff has suffered a loss of business and subjected plaintiff to hatred, distrust, ridicule, contempt or disgrace while damaging his trade and profession.
22. Plaintiff has suffered loss of business and other damages as a result of the defamation and defamation per se. Plaintiff was required to secure counsel in order to enforce his rights and pursue remedies under the Defamation laws of the state of Florida.

COUNTY
Defamation by Libel
Against LANE

23. Plaintiff re-adopts each and every factual allegation as stated in paragraphs 1-22 above as if set out in full herein.
 24. Plaintiff purports that Defendant made false statements regarding Plaintiff.
 25. The statements made about plaintiff were made to a third party.
 26. The statements were written online by Defendant to these third parties.
 27. These statements made about plaintiff were intentionally made and/or made in a negligent manner as Defendant knew that these statements were false.
 28. The statements made about Plaintiff by Defendant were those that tend to subject one to hatred, distrust, ridicule, contempt or disgrace and/or tend to injure one in his trade or profession.
 29. Plaintiff has suffered and will continue to suffer both irreparable injury, monetary damages, loss of business interest and value and compensable damages as a result of Defendant's defamatory actions.
- WHEREFORE**, the Plaintiff respectfully requests that this Honorable Court enter judgment against the Defendants; find that the Defendants indeed violated the Florida Defamation Laws and in addition, order the following additional relief:
- A. Declare that the acts complained of herein are in violation of the Florida Defamation Laws;
 - B. Award PLAINTIFF compensatory damages for loss of business, emotional distress, embarrassment, punitive damages and humiliation;

- C. Grant a permanent injunction enjoining the DEFENDANTS, its officers, successors, assigns, and all persons in active concert or participation with it, from engaging in any defamatory behavior;
- D. For a money judgment representing proven business losses;
- E. Grant PLAINTIFFS costs of this action, including reasonable attorney's fees;
- F. Grant PLAINTIFFS a trial by jury; and
- G. Grant such other and further relief as the Court deems just and proper.

COUNT II
Defamation by Libel
Against GOLDMAN

- 30. Plaintiff re-adopts each and every factual allegation as stated in paragraphs 1-22 above as if set out in full herein.
- 31. Plaintiff purports that Defendant made false statements regarding Plaintiff.
- 32. The statements made about plaintiff were made to a third party.
- 33. The statements were written online by Defendant to these third parties.
- 34. These statements made about plaintiff were intentionally made and/or made in a negligent manner as Defendant knew that these statements were false.
- 35. The statements made about Plaintiff by Defendant were those that tend to subject one to hatred, distrust, ridicule, contempt or disgrace and/or tend to injure one in his trade or profession.
- 36. Plaintiff has suffered and will continue to suffer both irreparable injury, monetary damages, loss of business interest and value and compensable damages as a result of Defendant's defamatory actions.

WHEREFORE, the Plaintiff respectfully requests that this Honorable Court enter judgment against the Defendants; find that the Defendants indeed violated the Florida Defamation Laws and in addition, order the following additional relief:

- H. Declare that the acts complained of herein are in violation of the Florida Defamation Laws;
- I. Award PLAINTIFF compensatory damages for loss of business, emotional distress, embarrassment, punitive damages and humiliation;
- J. Grant a permanent injunction enjoining the DEFENDANTS, its officers, successors, assigns, and all persons in active concert or participation with it, from engaging in any defamatory behavior;
- K. For a money judgment representing proven business losses;
- L. Grant PLAINTIFFS costs of this action, including reasonable attorney's fees;
- M. Grant PLAINTIFFS a trial by jury; and
- N. Grant such other and further relief as the Court deems just and proper.

JURY DEMAND

Plaintiff demands trial by jury of all issues triable as of right by jury.

Dated: September 14, 2023

Respectfully submitted,

/s/ Daniel H. Hunt
Daniel H. Hunt, Esq.
Florida Bar No.: 121247
dhuntlaw@gmail.com
P.O. Box 565096
Miami, FL 33256
Telephone: (305) 495-5593

EXHIBIT A

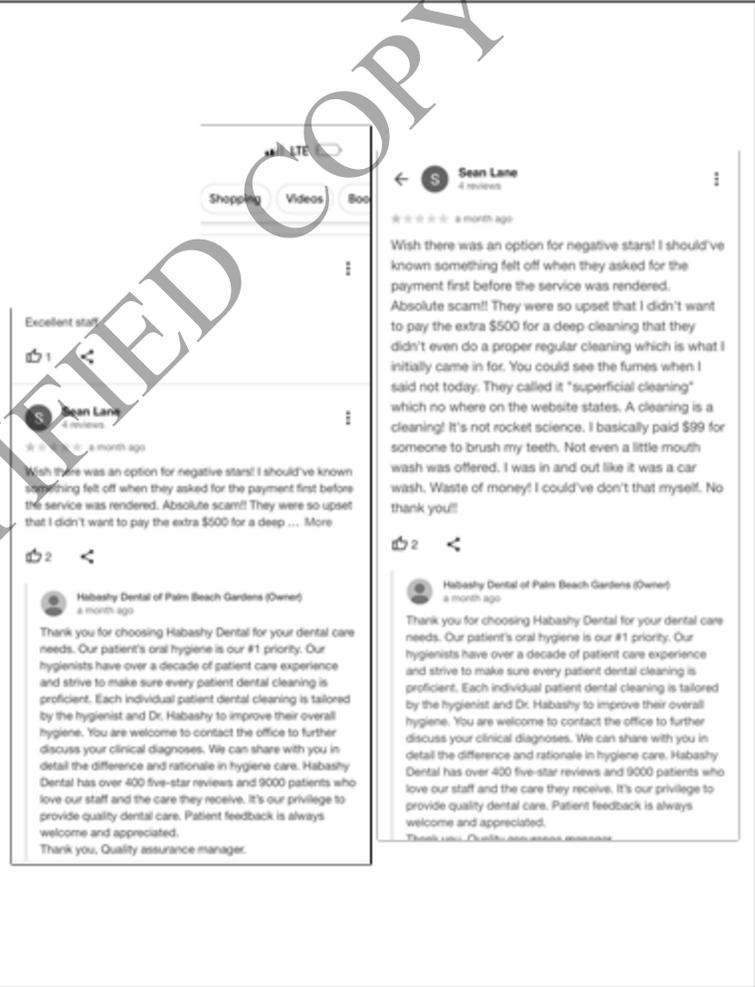


EXHIBIT B

9:14:03, 1:58 PM ARASH-DENTAL - 14 Photos & 21 Reviews - 4566 Northlake Blvd, Palm Beach Gardens, Florida - Real Dentistry - Phone ...

S Sold By Sarah ..
Beverly Hills, CA

000000 6/2/2023

This place is a scam. Staff and manager were so rude to me when I was speaking. Wish he had no comp. staff. All they care about is spending all of the money on services instead of actually offering proper dental service. My husband booked a regular cleaning and the whole time they were wasting his time trying to sell him on other things rather than concentrating on giving him a proper cleaning, which he never received in the end. I just could see the frustration in the words on his face when he declined wanting to pay another \$500 for no reason.

Helpful 0 Thank 0 Report 0 Photo 0

<https://www.yelp.com/ko/hobashy-dental-palm-beach-gardens>

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