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| SHORT TITLE:<br>Leonard Whiting, et al. v. Paramount Pictures Corp, et al. | CASE NUMBER: |
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4.  Plaintiff (name):  
 is doing business under the fictitious name (specify):  
 \_\_\_\_\_  
 and has complied with the fictitious business name laws.
5. Each defendant named above is a natural person
- a.  except defendant (name): Paramount  
 (1)  a business organization, form unknown  
 (2)  a corporation  
 (3)  an unincorporated entity (describe):  
 \_\_\_\_\_  
 (4)  a public entity (describe):  
 \_\_\_\_\_  
 (5)  other (specify):  
 PARAMOUNT PICTURES CORP.  
 A DELAWARE CORPORATION
- b.  except defendant (name):  
 (1)  a business organization, form unknown  
 (2)  a corporation  
 (3)  an unincorporated entity (describe):  
 \_\_\_\_\_  
 (4)  a public entity (describe):  
 \_\_\_\_\_  
 (5)  other (specify):  
 \_\_\_\_\_
- c.  except defendant (name):  
 (1)  a business organization, form unknown  
 (2)  a corporation  
 (3)  an unincorporated entity (describe):  
 \_\_\_\_\_  
 (4)  a public entity (describe):  
 \_\_\_\_\_  
 (5)  other (specify):  
 \_\_\_\_\_
- d.  except defendant (name):  
 (1)  a business organization, form unknown  
 (2)  a corporation  
 (3)  an unincorporated entity (describe):  
 \_\_\_\_\_  
 (4)  a public entity (describe):  
 \_\_\_\_\_  
 (5)  other (specify):  
 \_\_\_\_\_
- Information about additional defendants who are not natural persons is contained in Attachment 5.
6. The true names of defendants sued as Does are unknown to plaintiff.
- a.  Doe defendants (specify Doe numbers): 1-50 were the agents or employees of other named defendants and acted within the scope of that agency or employment.
- b.  Doe defendants (specify Doe numbers): 51-100 are persons whose capacities are unknown to plaintiff.
7.  Defendants who are joined under Code of Civil Procedure section 382 are (names):  
 \_\_\_\_\_
8. This court is the proper court because
- a.  at least one defendant now resides in its jurisdictional area.
- b.  the principal place of business of a defendant corporation or unincorporated association is in its jurisdictional area.
- c.  injury to person or damage to personal property occurred in its jurisdictional area.
- d.  other (specify):  
 \_\_\_\_\_
9.  Plaintiff is required to comply with a claims statute, and
- a.  has complied with applicable claims statutes, or
- b.  is excused from complying because (specify):  
 \_\_\_\_\_

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10. The following causes of action are attached and the statements above apply to each (each complaint must have one or more causes of action attached):
- a.  Motor Vehicle
  - b.  General Negligence
  - c.  Intentional Tort
  - d.  Products Liability
  - e.  Premises Liability
  - f.  Other (specify):  
 1) Sexual Harassment; 2) Fraud; 3) Sexual Abuse; 4) Appropriation of Name and Likeness  
 5) Intentional Infliction of Emotional Distress; 6) Negligence; 7) Unfair Business Practices 17200

11. Plaintiff has suffered
- a.  wage loss
  - b.  loss of use of property
  - c.  hospital and medical expenses
  - d.  general damage
  - e.  property damage
  - f.  loss of earning capacity
  - g.  other damage (specify):  
 Economic and Noneconomic

12.  The damages claimed for wrongful death and the relationships of plaintiff to the deceased are
- a.  listed in Attachment 12.
  - b.  as follows:

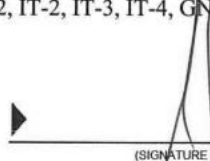
13. The relief sought in this complaint is within the jurisdiction of this court.

14. Plaintiff prays for judgment for costs of suit; for such relief as is fair, just, and equitable; and for
- a. (1)  compensatory damages
  - (2)  punitive damages
- The amount of damages is (in cases for personal injury or wrongful death, you must check (1)):
- (1)  according to proof
  - (2)  in the amount of: \$

15.  The paragraphs of this complaint alleged on information and belief are as follows (specify paragraph numbers):  
 AS INDICATED IN ATTACHMENT IT-1, FR-2, IT-2, IT-3, IT-4, GN-1, IT-5.

Date: 12-30-2022

Solomon E. Gresen, Esq.  
(TYPE OR PRINT NAME)

  
(SIGNATURE OF PLAINTIFF OR ATTORNEY)

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| SHORT TITLE:<br>Whiting v. Paramount Pictures Corp. | CASE NUMBER |
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First \_\_\_\_\_ CAUSE OF ACTION—Intentional Tort Page 4  
 (number)

ATTACHMENT TO  Complaint  Cross - Complaint

(Use a separate cause of action form for each cause of action.)

IT-1. Plaintiff (name): Leonard Whiting and Olivia Hussey  
 alleges that defendant (name): Paramount Pictures Corp.

Does 1 \_\_\_\_\_ to 100 \_\_\_\_\_

was the legal (proximate) cause of damages to plaintiff. By the following acts or omissions to act, defendant intentionally caused the damage to plaintiff on (date) Sept. 1968 and cont. at (place) Hollywood, CA

(description of reasons for liability):

FIRST CAUSE OF ACTION FOR SEXUAL HARASSMENT (CA.CIV.CODE 51.9)

Pleased see attachment IT-1

## Attachment IT-1

### FIRST CAUSE OF ACTION FOR SEXUAL HARASSMENT (CA. CIV. CODE 51.9)

The 1968 major motion picture, *Romeo and Juliet* ("Romeo & Juliet" or the "Picture") was produced and distributed from Los Angeles, California in 1968 by defendant Paramount Pictures Corporation ("Paramount"). Franco Zeffirelli (deceased) directed the Picture and was the authorized agent of Paramount and sole decision maker with respect to the employment of plaintiff actors and the content of the film.

At the time of filming, Mr. Whiting (Romeo) was a minor child aged 16 years and Ms. Hussey was also a minor child aged 15 years. Plaintiffs were told by Mr. Zeffirelli that there would be no nudity filmed or exhibited, and that Plaintiffs would be wearing flesh colored undergarments during the bedroom/love scene. However, on the morning of the shoot of the bedroom scene in the second week of December, 1968, the very last days of the photography, the minor children Plaintiffs were given body make-up and were told by Mr. Zifferelli that they must act in the nude or the Picture would fail. Millions were invested. They would never work again in any profession, let alone Hollywood. Zifferelli showed them where the cameras would be set so that no nudity would be filmed or photographed for use in *Romeo & Juliet* or anywhere else. Plaintiffs believed they had no choice but to act in the nude with body makeup as demanded on the last days of filming.

Defendants were dishonest and secretly filmed the nude or partially nude minor children without their knowledge, in violation of the state and federal laws regulating indecency and exploitation of minors for profit and including conduct proscribed by Section 51.9 of the Civil Code; 266j of the Penal Code; Section 285 of the Penal Code; paragraph (1) or (2) of subdivision (b), or of subdivision (c), of Section 286 of the Penal Code; subdivision (a) or (b) of Section 288 of the Penal Code; paragraph (1) or (2) of subdivision (b), or of subdivision (c), of Section 287 or of former Section 288a of the Penal Code; subdivision (h), (i), or (j) of Section 289 of the Penal Code; Section 647.6 of the Penal Code; or any prior laws of this state of similar effect at the time the act was committed. At all times herein mentioned, Defendant Paramount and does 1 through 100, and each of them, knew or should have known images of Plaintiffs' nude bodies were secretly and unlawfully obtained during the performance for later use by Paramount and others. Plaintiffs are informed and believe, and therefore allege that Paramount engaged in conduct of a sexual nature when they filmed and later permitted the distribution of nude images of Plaintiffs as described above, and that and when Paramount a knew or should have known that those images were obtained through the coercion and/or deception of minors and was unwelcome, pervasive, and/or severe for the purposes of California Civil Code 51.9.

As a direct and proximate result of Defendants and each of their willful, knowing, and intentional violations of California law and otherwise sexually exploiting and harassing Mr. Whiting and Ms. Hussey as herein described, Plaintiffs have suffered and will continue to suffer physical and mental pain, along with extreme and severe mental anguish and emotional distress. Plaintiffs have incurred and will continue to incur medical expenses for treatment by psychotherapists and other health professionals, as well as for other incidental expenses. Plaintiffs have also suffered a lifetime of loss of earnings and other employment benefits and job

opportunities, and will continue to suffer such losses. Plaintiffs are thereby entitled to general and compensatory, economic and non-economic damages in amounts according to proof, along with disgorgement of the economic benefit to Paramount and Does 1-100, inclusive, which Plaintiffs are informed and believed to be in excess of \$500,000,000 since the Picture was originally released.

As a further direct and proximate result of Defendants and each of their willful, knowing, and intentional violations of California law and otherwise sexually exploiting and harassing Mr. Whiting and Ms. Hussey as herein described, Plaintiffs have been compelled to retain the services of legal counsel in an effort to protect their legal rights, and will continue to incur, legal fees and costs, the full nature and extent of which are presently unknown to Plaintiffs, who therefore will seek leave of Court to amend this Complaint in that regard when the same shall become known. Plaintiff requests that attorney and expert witness fees be awarded per code.

Plaintiff are informed, and believe, and thereon allege that the outrageous conduct of Defendants, and each of them, as described herein, was done with fraud, oppression and malice and with a conscious disregard for Plaintiffs' rights, and with the intent, design and purpose of injuring both Mr. Whiting and Ms. Hussey. Plaintiff is further informed, believes, and thereon alleges that Defendant Paramount, by and through its owners, shareholders, subsidiaries, officers, managing agents and/or their supervisors, authorized, condoned and/or ratified the unlawful conduct by their actions and inactions such as repackaging what is essentially pornography and evidence of a crime and then reselling that poisonous product for a profit over the objections of Mr. Whiting and Ms. Hussey since 1968. The time for this must be up. The knowing and repeated use of sexual images of minor children minors is the worst of behaviors in our society and must be eradicated. By reason thereof, Plaintiffs are therefore entitled to punitive or exemplary damages which Plaintiffs are informed and believe exceed \$100,000,000.

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Second \_\_\_\_\_ CAUSE OF ACTION—Intentional Tort Page 7  
 (number)

ATTACHMENT TO  Complaint  Cross - Complaint

*(Use a separate cause of action form for each cause of action.)*

IT-1. Plaintiff (name): Leonard Whiting and Olivia Hussey  
 alleges that defendant (name): Paramount Pictures Corp.

Does 1 to 100

was the legal (proximate) cause of damages to plaintiff. By the following acts or omissions to act, defendant intentionally caused the damage to plaintiff on (date) Sept. 1968 and cont. at (place) Hollywood, CA

*(description of reasons for liability):*  
 SECOND CAUSE OF ACTION FOR FRAUD

Pleased see attachment FR-2

**Attachment FR-2**

THIRD CAUSE OF ACTION FOR CHILDHOOD SEXUAL ABUSE (CA. CODE OF CIV. PROC. 340.1)

The 1968 major motion picture, *Romeo and Juliet* ("Romeo & Juliet" or the "Picture") was produced and distributed from Los Angeles, California in 1968 by defendant Paramount Pictures Corporation ("Paramount"). Franco Zeffirelli (deceased) directed the Picture and was the authorized agent of Paramount and sole decision maker with respect to the employment of plaintiff actors and the content of the film.

At the time of filming, Mr. Whiting (Romeo) was a minor child aged 16 years and Ms. Hussey was also a minor child aged 15 years. Plaintiffs were told by Mr. Zeffirelli that there would be no nudity filmed or exhibited, and that Plaintiffs would be wearing flesh colored undergarments during the bedroom/love scene. However, on the morning of the shoot of the bedroom scene in the second week of December, 1968, the very last days of the photography, the minor children Plaintiffs were given body make-up and were told by Mr. Zifferelli that they must act in the nude or the Picture would fail. Millions were invested. They would never work again in any profession, let alone Hollywood. Zifferelli showed them where the cameras would be set so that no nudity would be filmed or photographed for use in *Romeo & Juliet* or anywhere else. Plaintiffs believed they had no choice but to act in the nude with body makeup as demanded on the last days of filming.

Defendants were dishonest and secretly filmed the nude or partially nude minor children without their knowledge, in violation of the state and federal laws regulating child sexual abuse and exploitation; 266j of the Penal Code; Section 285 of the Penal Code; paragraph (1) or (2) of subdivision (b), or of subdivision (c), of Section 286 of the Penal Code; subdivision (a) or (b) of Section 288 of the Penal Code; paragraph (1) or (2) of subdivision (b), or of subdivision (c), of Section 287 or of former Section 288a of the Penal Code; subdivision (h), (i), or (j) of Section 289 of the Penal Code; Section 647.6 of the Penal Code; or any prior laws of this state of similar effect at the time the act was committed. At all times herein mentioned, Defendant Paramount and does 1 through 100, and each of them, knew or should have known images of Plaintiffs' nude bodies were secretly and unlawfully obtained during the performance for later use by Paramount and others. Plaintiffs are informed and believe, and therefore allege that Paramount engaged in child sexual abuse when they filmed and later permitted the distribution of nude images of Plaintiffs when Paramount a knew or should have known that those images were nude images of adolescent children.

As a direct and proximate result of Defendants and each of their willful, knowing, and intentional violations of California law and otherwise sexually exploiting and harassing Mr. Whiting and Ms. Hussey as herein described, Plaintiffs have suffered and will continue to suffer physical and mental pain, along with extreme and severe mental anguish and emotional distress. Plaintiffs have incurred and will continue to incur medical expenses for treatment by psychotherapists and other health professionals, as well as for other incidental expenses. Plaintiffs have also suffered a lifetime of loss of earnings and other employment benefits and job opportunities, ad will continue to suffer such losses. Plaintiffs are thereby entitled to general and



compensatory, economic and non-economic damages in amounts according to proof, along with disgorgement of the economic benefit to Paramount and Does 1-100, inclusive, which Plaintiffs are informed and believed to be in excess of \$500,000,000 since the Picture was originally released.

As a further direct and proximate result of Defendants and each of their willful, knowing, and intentional violations of California law and otherwise sexually exploiting and harassing Mr. Whiting and Ms. Hussey as herein described, Plaintiffs have been compelled to retain the services of legal counsel in an effort to protect their legal rights, and will continue to incur, legal fees and costs, the full nature and extent of which are presently unknown to Plaintiffs, who therefore will seek leave of Court to amend this Complaint in that regard when the same shall become known. Plaintiff requests that attorney and expert witness fees be awarded per code.

Plaintiff are informed, and believe, and thereon allege that the outrageous conduct of Defendants, and each of them, as described herein, was done with fraud, oppression and malice and with a conscious disregard for Plaintiffs' rights, and with the intent, design and purpose of injuring both Mr. Whiting and Ms. Hussey. Plaintiff is further informed, believes, and thereon alleges that Defendant Paramount, by and through its owners, shareholders, subsidiaries, officers, managing agents and/or their supervisors, authorized, condoned and/or ratified the unlawful conduct by their actions and inactions such as repackaging what is essentially pornography and evidence of a crime and then reselling that poisonous product for a profit over the objections of Mr. Whiting and Ms. Hussey since 1968. The time for this must be up. The knowing and repeated use of sexual images of minor children minors is the worst of behaviors in our society and must be eradicated. By reason thereof, Plaintiffs are therefore entitled to punitive or exemplary damages which Plaintiffs are informed and believe exceed \$100,000,000.

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Third \_\_\_\_\_ CAUSE OF ACTION—Intentional Tort Page 10  
 (number)

ATTACHMENT TO  Complaint  Cross - Complaint

(Use a separate cause of action form for each cause of action.)

IT-1. Plaintiff (name): Leonard Whiting and Olivia Hussey

alleges that defendant (name): Paramount Pictures Corp.

Does 1 \_\_\_\_\_ to 100 \_\_\_\_\_

was the legal (proximate) cause of damages to plaintiff. By the following acts or omissions to act, defendant intentionally caused the damage to plaintiff on (date) Sept. 1968 and cont. at (place) Hollywood, CA

(description of reasons for liability):

THIRD CAUSE OF ACTION FOR CHILDHOOD SEXUAL ABUSE (CA.CODE OF CIV. PROC. 340.1)

Pleased see attachment IT-2

## Attachment IT-2

### THIRD CAUSE OF ACTION FOR CHILDHOOD SEXUAL ABUSE (CA. CODE OF CIV. PROC. 340.1)

The 1968 major motion picture, *Romeo and Juliet* ("Romeo & Juliet" or the "Picture") was produced and distributed from Los Angeles, California in 1968 by defendant Paramount Pictures Corporation ("Paramount"). Franco Zeffirelli (deceased) directed the Picture and was the authorized agent of Paramount and sole decision maker with respect to the employment of plaintiff actors and the content of the film.

At the time of filming, Mr. Whiting (Romeo) was a minor child aged 16 years and Ms. Hussey was also a minor child aged 15 years. Plaintiffs were told by Mr. Zeffirelli that there would be no nudity filmed or exhibited, and that Plaintiffs would be wearing flesh colored undergarments during the bedroom/love scene. However, on the morning of the shoot of the bedroom scene in the second week of December, 1968, the very last days of the photography, the minor children Plaintiffs were given body make-up and were told by Mr. Zifferelli that they must act in the nude or the Picture would fail. Millions were invested. They would never work again in any profession, let alone Hollywood. Zifferelli showed them where the cameras would be set so that no nudity would be filmed or photographed for use in *Romeo & Juliet* or anywhere else. Plaintiffs believed they had no choice but to act in the nude with body makeup as demanded on the last days of filming.

Defendants were dishonest and secretly filmed the nude or partially nude minor children without their knowledge, in violation of the state and federal laws regulating child sexual abuse and exploitation; 266j of the Penal Code; Section 285 of the Penal Code; paragraph (1) or (2) of subdivision (b), or of subdivision (c), of Section 286 of the Penal Code; subdivision (a) or (b) of Section 288 of the Penal Code; paragraph (1) or (2) of subdivision (b), or of subdivision (c), of Section 287 or of former Section 288a of the Penal Code; subdivision (h), (i), or (j) of Section 289 of the Penal Code; Section 647.6 of the Penal Code; or any prior laws of this state of similar effect at the time the act was committed. At all times herein mentioned, Defendant Paramount and does 1 through 100, and each of them, knew or should have known images of Plaintiffs' nude bodies were secretly and unlawfully obtained during the performance for later use by Paramount and others. Plaintiffs are informed and believe, and therefore allege that Paramount engaged in child sexual abuse when they filmed and later permitted the distribution of nude images of Plaintiffs when Paramount a knew or should have known that those images were nude images of adolescent children.

As a direct and proximate result of Defendants and each of their willful, knowing, and intentional violations of California law and otherwise sexually exploiting and harassing Mr. Whiting and Ms. Hussey as herein described, Plaintiffs have suffered and will continue to suffer physical and mental pain, along with extreme and severe mental anguish and emotional distress. Plaintiffs have incurred and will continue to incur medical expenses for treatment by psychotherapists and other health professionals, as well as for other incidental expenses. Plaintiffs have also suffered a lifetime of loss of earnings and other employment benefits and job opportunities, ad will continue to suffer such losses. Plaintiffs are thereby entitled to general and

compensatory, economic and non-economic damages in amounts according to proof, along with disgorgement of the economic benefit to Paramount and Does 1-100, inclusive, which Plaintiffs are informed and believed to be in excess of \$500,000,000 since the Picture was originally released.

As a further direct and proximate result of Defendants and each of their willful, knowing, and intentional violations of California law and otherwise sexually exploiting and harassing Mr. Whiting and Ms. Hussey as herein described, Plaintiffs have been compelled to retain the services of legal counsel in an effort to protect their legal rights, and will continue to incur, legal fees and costs, the full nature and extent of which are presently unknown to Plaintiffs, who therefore will seek leave of Court to amend this Complaint in that regard when the same shall become known. Plaintiff requests that attorney and expert witness fees be awarded per code.

Plaintiff are informed, and believe, and thereon allege that the outrageous conduct of Defendants, and each of them, as described herein, was done with fraud, oppression and malice and with a conscious disregard for Plaintiffs' rights, and with the intent, design and purpose of injuring both Mr. Whiting and Ms. Hussey. Plaintiff is further informed, believes, and thereon alleges that Defendant Paramount, by and through its owners, shareholders, subsidiaries, officers, managing agents and/or their supervisors, authorized, condoned and/or ratified the unlawful conduct by their actions and inactions such as repackaging what is essentially pornography and evidence of a crime and then reselling that poisonous product for a profit over the objections of Mr. Whiting and Ms. Hussey since 1968. The time for this must be up. The knowing and repeated use of sexual images of minor children minors is the worst of behaviors in our society and must be eradicated. By reason thereof, Plaintiffs are therefore entitled to punitive or exemplary damages which Plaintiffs are informed and believe exceed \$100,000,000.

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Fourth CAUSE OF ACTION—Intentional Tort Page 13  
(number)

ATTACHMENT TO  Complaint  Cross - Complaint

(Use a separate cause of action form for each cause of action.)

IT-1. Plaintiff (name): Leonard Whiting and Olivia Hussey

alleges that defendant (name): Paramount Pictures Corp.

Does 1 to 100

was the legal (proximate) cause of damages to plaintiff. By the following acts or omissions to act, defendant intentionally caused the damage to plaintiff on (date) Sept. 1968 and cont. at (place) Hollywood, CA

(description of reasons for liability):

FOURTH CAUSE OF ACTION FOR APPROPRIATE OF NAME AND LIKENESS (CA. CIVIL CODE 3344)

Pleased see attachment IT-3

### Attachment IT-3

#### FOURTH CAUSE OF ACTION FOR APPROPRIATION OF NAME AND LIKENESS (CA. CIVIL CODE 3344)

The 1968 major motion picture, *Romeo and Juliet* ("Romeo & Juliet" or the "Picture") was produced and distributed from Los Angeles, California in 1968 by defendant Paramount Pictures Corporation ("Paramount"). Franco Zeffirelli (deceased) directed the Picture and was the authorized agent of Paramount and sole decision maker with respect to the employment of plaintiff actors and the content of the film.

At the time of filming, Mr. Whiting (Romeo) was a minor child aged 16 years and Ms. Hussey was also a minor child aged 15 years. Plaintiffs were told by Mr. Zeffirelli that there would be no nudity filmed or exhibited, and that Plaintiffs would be wearing flesh colored undergarments during the bedroom/love scene. However, on the morning of the shoot of the bedroom scene in the second week of December, 1968, the very last days of the photography, the minor children Plaintiffs were given body make-up and were told by Mr. Zifferelli that they must act in the nude or the Picture would fail. Millions were invested. They would never work again in any profession, let alone Hollywood. Zifferelli showed them where the cameras would be set so that no nudity would be filmed or photographed for use in *Romeo & Juliet* or anywhere else. Plaintiffs believed they had no choice but to act in the nude with body makeup as demanded on the last days of filming.

Defendants were dishonest and secretly filmed the nude or partially nude minor children without their knowledge, in violation of the state and federal laws regulating appropriation, child sexual abuse and exploitation including without limitation Section 3344 of the Civil Code; 266j of the Penal Code; Section 285 of the Penal Code; paragraph (1) or (2) of subdivision (b), or of subdivision (c), of Section 286 of the Penal Code; subdivision (a) or (b) of Section 288 of the Penal Code; paragraph (1) or (2) of subdivision (b), or of subdivision (c), of Section 287 or of former Section 288a of the Penal Code; subdivision (h), (i), or (j) of Section 289 of the Penal Code; Section 647.6 of the Penal Code; or any prior laws of this state of similar effect at the time the act was committed. At all times herein mentioned, Defendant Paramount and does 1 through 100, and each of them, knew or should have known images of Plaintiffs' nude bodies were secretly and unlawfully obtained during the performance for later use by Paramount and others. Plaintiffs are informed and believe, and therefore allege that Paramount engaged in unlawful appropriation of name and likeness when they filmed and later permitted the distribution of nude images of Plaintiffs when Paramount a knew or should have known that those images were nude images of adolescent children.

As a direct and proximate result of Defendants and each of their willful, knowing, and intentional violations of California law and otherwise sexually exploiting and harassing Mr. Whiting and Ms. Hussey and appropriation of their name and likeness as herein described, Plaintiffs have suffered and will continue to suffer physical and mental pain, along with extreme and severe mental anguish and emotional distress. Plaintiffs have incurred and will continue to incur medical expenses for treatment by psychotherapists and other health professionals, as well as for other incidental expenses. Plaintiffs have also suffered a lifetime of loss of earnings and

other employment benefits and job opportunities, and will continue to suffer such losses. Plaintiffs are thereby entitled to general and compensatory, economic and non-economic damages in amounts according to proof, along with disgorgement of the economic benefit to Paramount and Does 1-100, inclusive, which Plaintiffs are informed and believed to be in excess of \$500,000,000 since the Picture was originally released.

As a further direct and proximate result of Defendants and each of their willful, knowing, and intentional violations of California law and otherwise sexually exploiting and harassing Mr. Whiting and Ms. Hussey for their name and likeness as herein described, Plaintiffs have been compelled to retain the services of legal counsel in an effort to protect their legal rights, and will continue to incur, legal fees and costs, the full nature and extent of which are presently unknown to Plaintiffs, who therefore will seek leave of Court to amend this Complaint in that regard when the same shall become known. Plaintiff requests that attorney and expert witness fees be awarded per code.

Plaintiff are informed, and believe, and thereon allege that the outrageous conduct of Defendants, and each of them, as described herein, was done with fraud, oppression and malice and with a conscious disregard for Plaintiffs' rights, and with the intent, design and purpose of injuring both Mr. Whiting and Ms. Hussey. Plaintiff is further informed, believes, and thereon alleges that Defendant Paramount, by and through its owners, shareholders, subsidiaries, officers, managing agents and/or their supervisors, authorized, condoned and/or ratified the unlawful conduct by their actions and inactions such as repackaging what is essentially pornography and evidence of a crime and then reselling that poisonous product for a profit over the objections of Mr. Whiting and Ms. Hussey since 1968. The time for this must be up. The knowing and repeated use of sexual images of minor children minors is the worst of behaviors in our society and must be eradicated. By reason thereof, Plaintiffs are therefore entitled to punitive or exemplary damages which Plaintiffs are informed and believe exceed \$100,000,000.

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FIFTH CAUSE OF ACTION—Intentional Tort Page 16  
(number)

ATTACHMENT TO  Complaint  Cross - Complaint

(Use a separate cause of action form for each cause of action.)

IT-1. Plaintiff (name): Leonard Whiting and Olivia Hussey

alleges that defendant (name): Paramount Pictures Corp.

Does 1 to 100

was the legal (proximate) cause of damages to plaintiff. By the following acts or omissions to act, defendant intentionally caused the damage to plaintiff on (date) Sept. 1968 and cont. at (place) Hollywood, CA

(description of reasons for liability):

FIFTH CAUSE OF ACTION FOR INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS

Pleased see attachment IT-4



#### Attachment IT-4

#### FIFTH CAUSE OF ACTION FOR INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS

The 1968 major motion picture, *Romeo and Juliet* ("Romeo & Juliet" or the "Picture") was produced and distributed from Los Angeles, California in 1968 by defendant Paramount Pictures Corporation ("Paramount"). Franco Zeffirelli (deceased) directed the Picture and was the authorized agent of Paramount and sole decision maker with respect to the employment of plaintiff actors and the content of the film.

At the time of filming, Mr. Whiting (Romeo) was a minor child aged 16 years and Ms. Hussey was also a minor child aged 15 years. Plaintiffs were told by Mr. Zeffirelli that there would be no nudity filmed or exhibited, and that Plaintiffs would be wearing flesh colored undergarments during the bedroom/love scene. However, on the morning of the shoot of the bedroom scene in the second week of December, 1968, the very last days of the photography, the minor children Plaintiffs were given body make-up and were told by Mr. Zifferelli that they must act in the nude or the Picture would fail. Millions were invested. They would never work again in any profession, let alone Hollywood. Zifferelli showed them where the cameras would be set so that no nudity would be filmed or photographed for use in *Romeo & Juliet* or anywhere else. Plaintiffs believed they had no choice but to act in the nude with body makeup as demanded on the last days of filming.

Defendants were dishonest and secretly filmed the nude or partially nude minor children without their knowledge, in violation of the state and federal laws regulating appropriation, child sexual abuse and exploitation including without limitation Section 3344 of the Civil Code; 266j of the Penal Code; Section 285 of the Penal Code; paragraph (1) or (2) of subdivision (b), or of subdivision (c), of Section 286 of the Penal Code; subdivision (a) or (b) of Section 288 of the Penal Code; paragraph (1) or (2) of subdivision (b), or of subdivision (c), of Section 287 or of former Section 288a of the Penal Code; subdivision (h), (i), or (j) of Section 289 of the Penal Code; Section 647.6 of the Penal Code; or any prior laws of this state of similar effect at the time the act was committed. At all times herein mentioned, Defendant Paramount and does 1 through 100, and each of them, knew or should have known images of Plaintiffs' nude bodies were secretly and unlawfully obtained during the performance for later use by Paramount and others. Plaintiffs are informed and believe, and therefore allege that Paramount engaged in unlawful appropriation of name and likeness when they filmed and later permitted the distribution of nude images of Plaintiffs when Paramount a knew or should have known that those images were nude images of adolescent children.

As a direct and proximate result of Defendants and each of their willful, knowing, and intentional violations of California law and otherwise sexually exploiting and harassing Mr. Whiting and Ms. Hussey and appropriation of their name and likeness as herein described, Plaintiffs have suffered and will continue to suffer physical and mental pain, along with extreme and severe mental anguish and emotional distress. Plaintiffs have incurred and will continue to incur medical expenses for treatment by psychotherapists and other health professionals, as well as for other incidental expenses. Plaintiffs have also suffered a lifetime of loss of earnings and

other employment benefits and job opportunities, and will continue to suffer such losses. Plaintiffs are thereby entitled to general and compensatory, economic and non-economic damages in amounts according to proof, along with disgorgement of the economic benefit to Paramount and Does 1-100, inclusive, which Plaintiffs are informed and believed to be in excess of \$500,000,000 since the Picture was originally released.

As a further direct and proximate result of Defendants and each of their willful, knowing, and intentional violations of California law and otherwise sexually exploiting and harassing Mr. Whiting and Ms. Hussey for their name and likeness as herein described, Plaintiffs have been compelled to retain the services of legal counsel in an effort to protect their legal rights, and will continue to incur, legal fees and costs, the full nature and extent of which are presently unknown to Plaintiffs, who therefore will seek leave of Court to amend this Complaint in that regard when the same shall become known. Plaintiff requests that attorney and expert witness fees be awarded per code.

Plaintiff are informed, and believe, and thereon allege that the outrageous conduct of Defendants, and each of them, as described herein, was done with fraud, oppression and malice and with a conscious disregard for Plaintiffs' rights, and with the intent, design and purpose of injuring both Mr. Whiting and Ms. Hussey. Plaintiff is further informed, believes, and thereon alleges that Defendant Paramount, by and through its owners, shareholders, subsidiaries, officers, managing agents and/or their supervisors, authorized, condoned and/or ratified the unlawful conduct by their actions and inactions such as repackaging what is essentially pornography and evidence of a crime and then reselling that poisonous product for a profit over the objections of Mr. Whiting and Ms. Hussey since 1968. The time for this must be up. The knowing and repeated use of sexual images of minor children minors is the worst of behaviors in our society and must be eradicated. By reason thereof, Plaintiffs are therefore entitled to punitive or exemplary damages which Plaintiffs are informed and believe exceed \$100,000,000.

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| SHORT TITLE:<br>Leonard Whiting, et al. v. Paramount Pictures Corp., et al. | CASE NUMBER |
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Sixth \_\_\_\_\_ CAUSE OF ACTION—Intentional Tort Page 19  
 (number)

ATTACHMENT TO  Complaint  Cross - Complaint

*(Use a separate cause of action form for each cause of action.)*

IT-1. Plaintiff (name): Leonard Whiting and Olivia Hussey

alleges that defendant (name): Paramount Pictures Corp.

Does 1 \_\_\_\_\_ to 100 \_\_\_\_\_

was the legal (proximate) cause of damages to plaintiff. By the following acts or omissions to act, defendant intentionally caused the damage to plaintiff on (date) Sept. 1968 and cont. at (place) Hollywood, CA

*(description of reasons for liability):*

SIXTH CAUSE OF ACTION FOR NEGLIGENCE

Pleased see attachment GN-1

## Attachment GN-1

### SIXTH CAUSE OF ACTION FOR NEGLIGENCE

The 1968 major motion picture, *Romeo and Juliet* ("Romeo & Juliet" or the "Picture") was produced and distributed from Los Angeles, California in 1968 by defendant Paramount Pictures Corporation ("Paramount"). Franco Zeffirelli (deceased) directed the Picture and was the authorized agent of Paramount and sole decision maker with respect to the employment of plaintiff actors and the content of the film.

At the time of filming, Mr. Whiting (Romeo) was a minor child aged 16 years and Ms. Hussey was also a minor child aged 15 years. Plaintiffs were told by Mr. Zeffirelli that there would be no nudity filmed or exhibited, and that Plaintiffs would be wearing flesh colored undergarments during the bedroom/love scene. However, on the morning of the shoot of the bedroom scene in the second week of December, 1968, the very last days of the photography, the minor children Plaintiffs were given body make-up and were told by Mr. Zifferelli that they must act in the nude or the Picture would fail. Millions were invested. They would never work again in any profession, let alone Hollywood. Zifferelli showed them where the cameras would be set so that no nudity would be filmed or photographed for use in *Romeo & Juliet* or anywhere else. Plaintiffs believed they had no choice but to act in the nude with body makeup as demanded on the last days of filming. Paramount owed a duty to protect their minor children employees from child and sexual exploitation.

Defendants were dishonest and secretly filmed the nude or partially nude minor children without their knowledge, in violation of the state and federal laws regulating indecency and exploitation of minors for profit and including conduct proscribed by Section 51.9 of the Civil Code; 266j of the Penal Code; Section 285 of the Penal Code; paragraph (1) or (2) of subdivision (b), or of subdivision (c), of Section 286 of the Penal Code; subdivision (a) or (b) of Section 288 of the Penal Code; paragraph (1) or (2) of subdivision (b), or of subdivision (c), of Section 287 or of former Section 288a of the Penal Code; subdivision (h), (i), or (j) of Section 289 of the Penal Code; Section 647.6 of the Penal Code; or any prior laws of this state of similar effect at the time the act was committed. At all times herein mentioned, Defendant Paramount and does 1 through 100, and each of them, knew or should have known images of Plaintiffs' nude bodies were secretly and unlawfully obtained during the performance for later use by Paramount and others. Plaintiffs are informed and believe, and therefore allege that Paramount engaged in conduct of a sexual nature when they filmed and later permitted the distribution of nude images of Plaintiffs as described above, and that and when Paramount a knew or should have known that those images were obtained through the coercion and/or deception of minors and was unwelcome, pervasive, and/or severe, such that Paramount breached its duty as described above.

As a direct and proximate result of Defendants and each of their willful, knowing, and intentional violations of California law and otherwise sexually exploiting and harassing Mr. Whiting and Ms. Hussey as herein described, Plaintiffs have suffered and will continue to suffer physical and mental pain, along with extreme and severe mental anguish and emotional distress. Plaintiffs have incurred and will continue to incur medical expenses for treatment by psychotherapists and other health professionals, as well as for other incidental expenses.

Plaintiffs have also suffered a lifetime of loss of earnings and other employment benefits and job opportunities, and will continue to suffer such losses. Plaintiffs are thereby entitled to general and compensatory, economic and non-economic damages in amounts according to proof, along with disgorgement of the economic benefit to Paramount and Does 1-100, inclusive, which Plaintiffs are informed and believed to be in excess of \$500,000,000 since the Picture was originally released.

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| SHORT TITLE:<br>Leonard Whiting, et al. v. Paramount Pictures Corp., et al. | CASE NUMBER |
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Seventh \_\_\_\_\_ CAUSE OF ACTION—Intentional Tort Page 22  
(number)

ATTACHMENT TO  Complaint  Cross - Complaint

(Use a separate cause of action form for each cause of action.)

IT-1. Plaintiff (name): Leonard Whiting and Olivia Hussey

alleges that defendant (name): Paramount Pictures Corp.

Does 1 \_\_\_\_\_ to 100 \_\_\_\_\_

was the legal (proximate) cause of damages to plaintiff. By the following acts or omissions to act, defendant intentionally caused the damage to plaintiff on (date)Sept. 1968 and cont. at (place)Hollywood, CA

(description of reasons for liability):

SEVENTH CAUSE OF ACTION FOR UNFAIR BUSINESS PRACTICES (CA. BUS. & PROF. CODE 17200)

Pleased see attachment IT-5

**Attachment IT-5**

**SEVENTH CAUSE OF ACTION FOR UNFAIR BUSINESS PRACTICES (CA. BUS. & PROF CODE 17200)**

Plaintiffs are informed and believe that all of the Defendants have engaged in unlawful, unfair, and deceptive business practices in connection with the commercial sexual exploitation of the nude images of Plaintiffs, which were created while Plaintiffs were minors. Through such commercial exploitation, Defendants have earned profits and have intensified and extended the sexual abuse of Plaintiffs that began while Plaintiffs were filmed and/or photographed while nude or partially nude during the production of the Picture. Defendants' wrongful conduct and unfair business practices also include their failure to prevent the sexual exploitation of Plaintiffs, their concealment of that exploitation, and their deliberate action to profit from that exploitation.

Plaintiff is informed and believes that Defendants have engaged in a common scheme, arrangement, or plan to effect the sexual abuse of Plaintiffs, to conceal such abuse, and to profit from such abuse. By engaging in such unlawful, unfair, and deceptive business practices, Defendants have benefitted financially to the detriment of their competitors and to the detriment of Plaintiffs. Unless restrained, Defendants will continue to engage in the unlawful, unfair, and deceptive business practices that are alleged in this complaint, resulting in great and irreparable harm to Plaintiffs and others.

Plaintiffs seek restitution for all amounts improperly obtained by Defendants through their exploitation of the unlawful, unfair, and deceptive business practices that are alleged in this Complaint. Pursuant to § 17203 of the California Business and Professions Code, and pursuant to this Court's general and inherent equitable authority, Plaintiffs are entitled to preliminary and permanent injunctive relief, enjoining Defendants from continuing the unlawful, unfair, and deceptive business practices that are alleged in this Complaint. In addition, Plaintiffs seek the appointment of a court monitor to enforce this Court's orders, and Plaintiffs are entitled to recover reasonable attorneys' fees according to the California Business and Professions Code and to § 1021.5 of the California Code of Civil Procedure.

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| SHORT TITLE:<br>Leonard Whiting, et al. v. Paramount Pictures Corp., et al. | CASE NUMBER: |
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**Exemplary Damages Attachment**Page 24ATTACHMENT TO  Complaint  Cross - ComplaintEX-1. As additional damages against defendant (*name*):

Plaintiff alleges defendant was guilty of

- malice  
 fraud  
 oppression

as defined in Civil Code section 3294, and plaintiff should recover, in addition to actual damages, damages to make an example of and to punish defendant.

EX-2. The facts supporting plaintiff's claim are as follows:

Plaintiff are informed, and believe, and thereon allege that the outrageous conduct of Defendants, and each of them, as described herein, was done with fraud, oppression and malice and with a conscious disregard for Plaintiffs' rights, and with the intent, design and purpose of injuring both Mr. Whiting and Ms. Hussey. Plaintiff is further informed, believes, and thereon alleges that Defendant Paramount, by and through its owners, shareholders, subsidiaries, officers, managing agents and/or their supervisors, authorized, condoned and/or ratified the unlawful conduct by their actions and inactions such as repackaging what is essentially pornography and evidence of a crime and then reselling that poisonous product for a profit over the objections of Mr. Whiting and Ms. Hussey since 1968. The time for this must be up. The knowing and repeated use of sexual images of minor children minors is the worst of behaviors in our society and must be eradicated. By reason thereof, Plaintiffs are therefore entitled to punitive or exemplary damages which Plaintiffs are informed and believe exceed \$100,000,000.

EX-3. The amount of exemplary damages sought is

- a.  not shown, pursuant to Code of Civil Procedure section 425.10.  
b.  \$