

2. The Defendant Paul Dunkel is, and at all times relevant hereto was, a resident of the State of Tennessee.
3. The Defendant The Lebanon Publishing Company is a corporation formed under the laws of the State of Tennessee doing business in the State of Tennessee.
4. The Defendant Clear Channel Communications, Inc. is a corporation formed under the laws of Delaware doing business in the State of Tennessee as 107.5 The River.
5. The Defendant Jim Chandler is an employee of Clear Channel Communications who is an on-air personality for 107.5 The River.
6. The Defendant Woody Wood is an employee of Clear Channel Communications who is an on-air personality for 107.5 The River.

FACTUAL STATEMENTS

7. On or about July 9, 2008, the Defendant Paul Dunkel caused to be placed in The Lebanon Democrat and the Mt. Juliet News, two newspapers published by the Defendant The Lebanon Publishing Company, Inc. a paid ad announcing the end of an engagement to the Plaintiff Tammy LaPoint. A copy of the ad is attached hereto as Exhibit One.
8. The statements contained in the ad were false in that Tammy LaPoint and Paul Dunkel were never engaged, had received no gifts from anyone in anticipation of marriage, had no engagement party scheduled and no contact list had been destroyed.
9. The Defendant The Lebanon Publishing Company did not check the facts prior to accepting the paid ad for placement in The Lebanon Democrat and the Mt. Juliet News.
10. On July 11, 2008, Paul Dunkel was invited to appear on the morning radio show broadcast by the Defendant Clear Channel Communications, Inc. on 107.5 The River.
11. The on-air personalities for the morning show on 107.5 The River are the Defendants Woody Wood and Jim Chandler.

12. Paul Dunkel made further false and derogatory statements concerning the Plaintiff on the morning show broadcast by 107.5 The River and was, in fact, encouraged to do so by the Defendants Woody Wood and Jim Chandler.
13. Paul Dunkel caused copies of the Mt. Juliet News that contained the ad to be delivered to Tammy LaPoint's place of employment.
14. The ad published by The Lebanon Publishing Company has been further published by many internet sites and will likely continue to be published in the future. The radio broadcast on 107.5 The River may also be rebroadcast on the internet.
15. The ad and the radio show have been seen and heard by persons other than Tammy LaPoint, namely friends, relatives and co-workers of Tammy LaPoint and members of the general public who understood its libelous meaning and that the ad and radio show referred to Tammy LaPoint.

FIRST CAUSE OF ACTION – LIBEL

16. The allegations contained in paragraphs 1 – 14, above, are repeated as if fully rewritten herein.
17. The statements contained in the ad published by The Lebanon Publishing Company are false.
18. Paul Dunkel knew the statements to be false and acted intentionally in causing the ad to be published.
19. The Lebanon Publishing Company was negligent or acted recklessly in failing to determine whether the statements contained in the ad were true before publishing it.
20. Clear Channel Communications, Jim Chandler and Woody Wood acted were negligent or acted recklessly in providing Paul Dunkel with air time in which to make false statements concerning Tammy LaPoint.

21. As specified below, Tammy LaPoint was injured by the publishing of the ad and the broadcast of the false statements on the radio show.

SECOND CAUSE OF ACTION – INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS

22. The allegations contained in paragraphs 1 – 21, above, are repeated as if full rewritten herein.

23. By the act of publishing the ad and appearing on the radio show, Paul Dunkel intended to cause Tammy LaPoint to suffer emotional distress.

24. The Defendants Lebanon Publishing Company, Clear Channel Communications, Woody Wood and Jim Chandler caused the ad to be published and the radio show to be broadcast with reckless disregard of the probability that doing so would cause emotional distress to Tammy LaPoint.

25. The actions of the Defendants caused Ms. LaPoint to suffer emotional distress and she was injured thereby, as demonstrated below.

THIRD CAUSE OF ACTION – NEGLIGENT INFLICTION OF EMOTIONAL DISTRESS

26. The allegations contained in paragraphs 1 – 25, above, are repeated as if fully rewritten herein.

27. The emotional distress suffered by Tammy LaPoint was serious or severe.

28. Tammy LaPoint was injured by the actions of the Defendants, as demonstrated below.

FOURTH CAUSE OF ACTION – PUNITIVE DAMAGES

29. The allegations contained in paragraphs 1 – 21, above, are repeated as if fully rewritten herein.

30. The actions of the Defendants were wanton, reckless and willful.

31. The Defendants published the ad and broadcast the radio show with reckless disregard as to whether the statements contained in the ad or broadcast on the show were false or not.

32. As specified below, the actions of the Defendants have caused injury to Tammy LaPoint.

DAMAGES

33. As a direct and proximate result of the actions of the Defendants as detailed above, Tammy LaPoint has been forced to miss work.

34. As a direct and proximate result of the actions of the Defendants as detailed above, Tammy LaPoint has been forced to seek counseling.

35. As a direct and proximate result of the actions of the Defendants as detailed above, Tammy LaPoint has become afraid of leaving her home.

36. As a direct and proximate result of the actions of the Defendants as detailed above, Tammy LaPoint has been forced to install a security system in her home.

WHEREFORE, Tammy LaPoint prays:

1. That this Court enter judgment in her favor on all counts of this complaint;
2. That this Court award her damages in the amount of \$1,500,000.00;
3. That this Court further award her punitive damages and attorney's fees; and
4. That this Court award her any and all other relief to which she may appear entitled.

Respectfully submitted,

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