

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF LOUISIANA

SCOTT G. WOLFE, JR.; and
WOLFE LAW GROUP, L.L.C.

Plaintiffs,

v.

LOUISIANA ATTORNEY
DISCIPLINARY BOARD; BILLY R.
PESNELL, in his official capacity as Chair
of the Louisiana Attorney Disciplinary
Board; and CHARLES B. PLATTSMIER,
in his capacity as Chief Disciplinary
Counsel for the Louisiana Attorney
Disciplinary Board's Office of Disciplinary
Counsel;

Defendants.

Civil Action No. 08-4994

COMPLAINT

Section F (Judge Feldman)

Mag 2 (Mag. Judge Wilkinson)

PLAINTIFF'S INITIAL DISCLOSURES

Plaintiffs make the following disclosures pursuant to Federal Rule of Civil Procedure 26(a)(1), without waiver of any applicable or potentially applicable privilege or protection. Plaintiffs expressly reserve the right to supplement these disclosures and to introduce additional information in connection with any motion, hearing, or trial as discovery proceeds.

1. The name, and if known, the address and telephone number of each individual likely to have discoverable information – along with the subjects of that information – that the disclosing party may use to support its claims or defenses, unless the use would be solely for impeachment.

The following person(s) or entities may have discoverable information that the Plaintiffs may use to support its position. While these person(s) or entities may have discoverable information, Plaintiffs make no representation as to their intent to rely upon this information in this action. Furthermore, the Plaintiffs have not yet determined the witnesses to be called in this action, and will make those disclosures pursuant to the Court's scheduling order.

- I. Defendants Billy R. Pesnell, Charles B. Plattsmier, and other employees or agents of defendant Louisiana Attorney Disciplinary Board have information about the content and meaning of the amended advertising rules, the process of rules development, the state interests supporting the rules, and the evidentiary support for the rules. Address known to the Defendants. The Pesnell Law Firm, 400 Travis Street, Suite 1100, Shreveport, Louisiana, 71101-3115, 318-226-5577; Louisiana Attorney Disciplinary Board, 4000 South Sherwood Forest Blvd., Suite 607, Baton Rouge, LA, 70816-4374, 225-296-3900.
- II. Richard C. Stanley, Richard P. Lemmler and other employees or agents of the Louisiana State Bar Association have information about the content and meaning of the amended advertising rules, the process of rules development, the state interests supporting the rules, and the evidentiary support for the rules. Louisiana State Bar Association, 601 St. Charles Ave., New Orleans, Louisiana, 70130, 504-566-1600; Stanley, Flanagan & Reuter, LLC, 909 Poydras Street, Suite 2500, New Orleans, Louisiana 70112-4011, 504-523-1580.
- III. Chief Justice Pascal F. Calogero, Jr. and other justices of the Louisiana Supreme Court have information about the content and meaning of the amended advertising rules, the process of rules development, the state interests supporting the rules, and the evidentiary support of the rules.

- IV. All parties listed in the Defendants' initial disclosures, as well as the initial disclosures of Public Citizen, Morris Bart, Morris Bart, L.L.C., William N. Gee, III and William N. Gee, III, Ltd.
- V. Plaintiff Scott G. Wolfe, Jr., 4821 Prytania Street, New Orleans, Louisiana, 70115, 504-894-9653, has information about Wolfe Law Group, L.L.C. and its advertising. Other personnel at Wolfe Law Group, L.L.C. will have information about the firm and its advertising as well, including, but not limited to: Douglas S. Reiser, 3232 First Ave. S., Seattle, Washington, 98134, Jessica Hunter, 3232 First Ave S., Seattle, WA, 98134, and Seth J. Smiley, 4821 Prytania Street, New Orleans, LA 70115. All can be reached at 504-894-9653.
- VI. Those clients of the Plaintiffs who found information about Wolfe Law Group's services online. More specific identifications will be provided when available.
- VII. Other Louisiana attorneys and law firms that communicate online. More specific identifications will be provided when available.

2. A copy - or a description by category and location - of all documents, electronically stored information, and tangible things that the disclosing party has in its possession, custody, or control and may use to support its claims or defenses, unless the use would be solely for impeachment.

The Plaintiffs are currently in the possession of the following categories of documents that they may use in support of their defenses. Please note that Plaintiffs' investigation and case preparation are on-going, continuing efforts and that Plaintiffs therefore reserve their rights to use any relevant documents subsequently obtained or prepared. Further, Plaintiffs make no representation as to their intent to rely upon any of these disclosed documents in this action, and will make the disclosures of said documents as per the Court's scheduling order.

- I. All materials identified in the initial disclosures of defendants, and Public Citizen, Morris Bart, Morris Bart, L.L.C., William N. Gee, III and William N. Gee, III, Ltd.
- II. The websites of Scott Wolfe, Jr. and Wolfe Law Group.
 - a. <http://www.scottwolfe.com>
 - b. <http://www.wolfelaw.com>
- III. Websites where Scott Wolfe Jr. and Wolfe Law Group maintain online profiles and disseminate information, such as:
 - a. LinkedIn
 - i. <http://www.linkedin.com>,
 - ii. <http://www.linkedin.com/in/wolfelaw>
 - b. YouTube
 - i. <http://www.youtube.com>
 - c. Avvo
 - i. <http://www.avvo.com/>
 - ii. <http://www.avvo.com/attorneys/70115-la-scott-wolfe-1442368.html>
 - d. Twitter
 - i. <http://www.twitter.com>
 - ii. <http://www.twitter.com/wolfelaw/>
 - iii. <http://www.twitter.com/scottwolfe/>
 - e. Facebook
 - i. <http://www.facebook.com>,
 - ii. <http://www.facebook.com/home.php?#/pages/Wolfe-Law-Group-LLC/12128298241?ref=s>
 - iii. <http://en-gb.facebook.com/group.php?gid=17349473056>
 - iv. <http://www.facebook.com/group.php?gid=7471867702>
 - v. <http://www.facebook.com/group.php?gid=5922620997>
 - vi. <http://www.facebook.com/group.php?gid=13437510827>
 - vii. <http://www.facebook.com/group.php?gid=2212587468>
 - viii. <http://www.facebook.com/pages/Construction-Law-and-Contract-Consulting/53742071136?ref=s>
 - ix. <http://www.facebook.com/people/Scott-Wolfe-Jr/20403125>
 - f. Google
 - i. <http://www.google.com>
 - ii. <http://www.google.com/reader/shared/06247941340581313862>
 - g. Picasa Web
 - i. <http://picasa.google.com>
 - ii. <http://picasaweb.google.com/wlgphotos>
 - h. Scribd
 - i. <http://www.scribd.com>
 - ii. <http://www.scribd.com/people/view/4982014>

- i. Knol
 - i. [Http://knol.google.com](http://knol.google.com)
 - ii. <http://knol.scottwolfe.com>
- j. JDSupra
 - i. <http://www.jdsupra.com/>
 - ii. <http://www.jdsupra.com/profile/wolfelaw>
- k. FeedBurner
 - i. <http://www.feedburner.com>
 - ii. <http://feeds.feedburner.com/wlgnola>
- l. FriendFeed
 - i. <http://www.friendfeed.com>
 - ii. <http://www.friendfeed.com/scottwolfe/>
- m. Plaxo
 - i. <http://www.plaxo.com>
 - ii. <http://wolfelaw.myplaxo.com/>
- n. Construction Law Monitor
 - i. <http://www.constructionlawmonitor.com> (this site will become available on January 16 2009).
- o. Construction Exchange
 - i. <http://www.constructionexchange.com/>
 - ii. http://www.constructionexchange.com/people/profile.aspx?user_id=D4hZkTtYdEeLQd8GP_MlgA
- p. LawGuru
 - i. <http://www.lawguru.com>
 - ii. <http://www.lawguru.com/cgi/bbs/attyPages/wolfelaw.html>
- q. The American Bar Association's Legally-Minded
 - i. <http://legallyminded.com/>
 - ii. http://be.legallyminded.com/profile_view.aspx?customerid=wolfelaw

- IV. Common Craft videos ([commoncraft.com](http://www.commoncraft.com)) and other tutorial videos, help documentation, explanation documentation and tutorials for all of the above-mentioned website, including, but not limited to the following:
- a. Google Reader (<http://www.commoncraft.com/reader>)
 - b. LinkedIn (<http://www.commoncraft.com/LinkedIn-video>)
 - c. RSS Feeds (http://www.commoncraft.com/rss_plain_english)
 - d. Twitter (<http://www.commoncraft.com/twitter>)
 - e., Social Networking & Social Media (<http://www.commoncraft.com/video-social-networking>)
 - f. , Avvo, AddThis, LinkedIn, Facebook, Google AdWords, and YouTube.
- V. Advertisements of Wolfe Law Group, including, but not limited to, advertisements through Google Adwords, Google Maps, Microsoft adwords, Yahoo adwords, and Avvo.

VI. Communications by Scott Wolfe Jr. and/or Wolfe Law Group on other sites, whereby either party has commented on, posted on, and/or otherwise communicated on another person or company's profile, blog, website, or other online page.

VII. Podcasts through TWIL (This Week In Law) <http://twit.tv/twil19>, and WolfeLaw.com.

VIII. Websites, advertisements, comments, blogs and/or other types of "communications" made through electronic means by other law firms, to be more specifically identified when available.

3. A computation of each category of damages claimed by the disclosing party.

Not Applicable.

4. Any insurance agreement under which an insurance business may be liable.

Not Applicable.

Dated: January 2, 2009

Respectfully submitted,

/s/ Scott Wolfe Jr.
Scott G. Wolfe Jr., La. Bar 30122
WOLFE LAW GROUP, L.L.C.
4821 Prytania Street
New Orleans, Louisiana 70115
504-894-9653
Fax: 866-761-8934
scott@wolfelaw.com
Counsel for Plaintiffs

CERTIFICATE OF SERVICE

I hereby certify that a copy of the above pleading has been served on all counsel of record via facsimile transmission or U.S. First Class Mail, postage prepaid, on this 2nd day of January, 2009.

/s/ Scott Wolfe Jr.
Scott G. Wolfe Jr.