

RETURN DATE: JULY 8, 2014 : SUPERIOR COURT
: :
COMMUNITY HEALTH CENTER, INC. : JUDICIAL DISTRICT OF
AND MARK MASSELLI : MIDDLESEX
: :
v. : AT MIDDLETOWN
: :
ALI ESLAMI : June 12, 2014

VERIFIED COMPLAINT

1. Plaintiff, CHC, is a statewide, independent, private non-profit health care system, organized under the laws of the State of Connecticut and headquartered in Middletown, Connecticut. CHC is open to all but is committed to providing services to the uninsured, underinsured, and special populations such as patients with HIV/AIDS. CHC provides medical, dental and behavioral health services to 130,000 active patients.

2. Defendant, Ali Eslami, is a resident of Colchester, Connecticut.

3. Mr. Eslami was formerly employed as Information Technology Director at CHC.

4. On February 7, 2014, Mr. Eslami was instructed in writing not to report to work from February 8-16 and that he was not permitted to log on to CHC's computer systems.

5. On February 9, 2014, Mr. Eslami caused to be removed from CHC, his CHC-owned laptop, he further refused to provide the encryption key making it impossible for CHC to access the CHC information contained on the hard drive.

6. Mr. Eslami also refused to provide passwords to critical CHC IT accounts such as Amazon Cloud computing.

7. On or about February 24, 2014, Mr. Eslami's employment was terminated.

8. On February 26, 2014 Mr. Eslami posted a You Tube video displaying CHC emails written between Margaret Flinter, CHC's Sr. VP and Clinical Director, to the CEO

of the company used by CHC for satisfaction surveys, without any knowledge or consent of Dr. Flinter, and without access to her personal password. In short, Eslami stole encrypted emails from a CHC employee and posted them publicly.

9. In that You Tube video, Mr. Eslami posted “More to come,” a clear threat that he would continue to steal and post private, propriety data.

10. On May 30, 2014, Mr. Eslami accessed a CHC bank account and posted a screen shot of confidential account information to Twitter.

11. On June 7, 2014, Mr. Eslami posted a picture of CHC employee Mark Masselli’s home with the caption: “@CHCConnecticut 911 dispatch, how can we assist. We need a swat team here.”

12. On June 7, 2014, Mr. Eslami also posted that he was at Mark Masselli’s wife’s place of employment, Kid City in Middletown. On various days Mr. Eslami posted pictures of CHC facilities that he had taken while present outside the buildings.

13. On June 10, 2014, Mr. Eslami claimed that he possessed and threatened to post the protected health information of 130,000 CHC patients that he allegedly possessed or obtained from CHC.

14. On June 11, 2014, Mr. Ali posted that he was going to put Mr. Masselli’s wife and children “in the mix,” identifying them by name.

15. On June 12, 2014, Mr. Eslami delivered a hard disk to the Office of the Attorney General in Hartford, claiming that it contained CHC patient information. However, it is not known if the disk contains any data, or if Mr. Eslami possesses any other patient information.

COUNT I

16. Plaintiff repeats and realleges the allegations contained in paragraphs 1 through 14 of the Complaint.

17. Pursuant to Conn. Gen. Stat. §§ 53-452, 52-570b and 53a-251, the Court may issue an order to enjoin computer crime and direct restitution and damages sustained by reason of such violations.

18. Mr. Eslami has violated and continues to violate Conn. Gen. Stat. §§ 53-451 and 53a-251, by causing and/or threatening to cause, unauthorized use, access, interruption, misuse, and destruction of the CHC computer system and related data.

19. CHC has been injured by Mr. Eslami's violations.

COUNT II

20. Plaintiff repeats and realleges the allegations contained in paragraphs 1 through 19 of this Complaint.

21. This Court may issue temporary injunctive relief where the moving party demonstrates a reasonable degree of probability of success on the merits of the injunction, irreparable harm with no adequate remedy at law and a favorable balancing of the equities involved.

22. Under common law, a person is entitled to be free from intentional harassment, annoyance and alarm by another. Mr. Eslami has harassed, annoyed and alarmed Plaintiff Mark Masselli through his social media postings threatening violence and demonstrating stalking activity. Accordingly, there is a reasonable degree of probability that CHC will succeed on the merits of its claim.

23. The continued harassment of CHC employee Mark Masselli and the resulting fear and distress it causes will irreparably harm plaintiffs and there is no adequate remedy at law.

24. The equities favor protecting plaintiffs from the intentional harassment of the defendant.

WHEREFORE, Plaintiff prays that judgment be entered in Plaintiff's favor and against the Defendant, as follows:

(a) An Order enjoining Mr. Eslami from causing and/or threatening to cause, unauthorized use, access, interruption, misuse, and destruction of the CHC computer system;

(b) An Order requiring Mr. Eslami to return CHC data to CHC, provide necessary passwords, and to remove postings containing confidential data;

(c) An order enjoining Mr. Eslami from harassing and threatening physical harm to Mark Masselli and his family;

(d) Treble damages and restitution;

(e) The costs, disbursements and reasonable attorneys' fees incurred in connection with this action;

(f) Such other relief as the Court deems just and proper.

JURY DEMAND

Plaintiffs hereby demand a trial by jury on all such issues so triable.

PLAINTIFFS,
COMMUNITY HEALTH CENTER, INC., AND
MARK MASSELLI

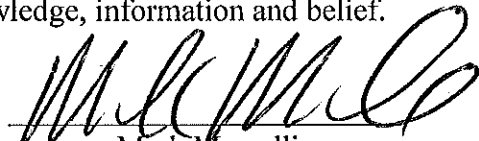
By: /s/ Morgan P. Rueckert
Morgan P. Rueckert
Shipman & Goodwin LLP
One Constitution Plaza
Hartford CT 06103-1919
Tel.: (860) 251-5000
Fax: (860) 251-5219
Email: mrueckert@goodwin.com
Juris No. 57385
Their attorneys

RETURN DATE: JULY 8, 2014 : SUPERIOR COURT
: :
COMMUNITY HEALTH CENTER, INC. : JUDICIAL DISTRICT OF
AND MARK MASSELLI : MIDDLESEX
: :
v. : AT MIDDLETOWN
: :
ALI ESLAMI : June 12, 2014

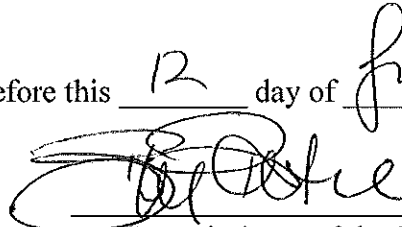
VERIFICATION

STATE OF CONNECTICUT)
) ss:
COUNTY OF MIDDLESEX)

Mark Masselli, being duly sworn, deposes and says that he is the chief executive officer and president of Community Health Center, Inc., the plaintiff in the above-captioned action; that he has read the foregoing Verified Complaint; and that the allegations contained therein are true and accurate to the best of his knowledge, information and belief.


Mark Masselli

Subscribed and sworn to before this 12 day of June, 2014.


Commissioner of the Superior Court
Notary Public

MY COMMISSION EXP. 6/30/15

RETURN DATE: JULY 8, 2014 : SUPERIOR COURT
: :
COMMUNITY HEALTH CENTER, INC. : JUDICIAL DISTRICT OF
AND MARK MASSELLI : MIDDLESEX
: :
v. : AT MIDDLETOWN
: :
ALI ESLAMI : June 12, 2014

STATEMENT OF AMOUNT IN DEMAND

The amount in demand, exclusive of interest and costs, is in excess of Fifteen Thousand (\$15,000.00) dollars.

THE PLAINTIFFS,

COMMUNITY HEALTH CENTER, INC.
AND MARK MASSELLI

By: /s/ Morgan P. Rueckert
Morgan P. Rueckert
Shipman & Goodwin LLP
One Constitution Plaza
Hartford CT 06103-1919
Tel.: (860) 251-5000
Fax: (860) 251-5219
Email: mrueckert@goodwin.com
Juris No. 57385
Their attorneys