

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, title for plaintiff, and address)
Joseph Daniel Davis
 1900 Avenue of the Stars,
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 TELEPHONE NO: (310) 552-2121 FAX NO: (310) 282-0473
 ATTORNEY FOR: **Plaintiff, ELIZABETH ANN TWITTY, et al.**

SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES
 STREET ADDRESS: **111 North Hill Street**
 MAILING ADDRESS:
 CITY AND ZIP CODE: **Los Angeles, California 90012**
 JUDICIAL DISTRICT: **Central**

CASE NAME: **TWITTY & HOLLOWAY v. KALPAC, et al.**

FOR COURT USE ONLY

PROBATION DEPT.
 CIVIL DIVISION
 Los Angeles Superior Court

DEC 14 2006

John A. Clark, Executive Officer/Clerk
 By *[Signature]* Deputy

CIVIL CASE COVER SHEET

Unfiled (Amount demanded exceeds \$25,000) Limited (Amount demanded is \$25,000 or less)

Complex Case Designation
 Counter Joinder
 Filed with first appearance by defendant (Cal. Rules of Court, rule 1811)

CASE NUMBER

JUDGE

CLERK

BC363407

Items 1-8 below must be completed (see instructions on page 2).

1. Check one box below for the case type that best describes this case:

<p>Auto Tort</p> <input type="checkbox"/> Auto (33) <input type="checkbox"/> Uninsured motorist (40) Other PIP/PDWP (Personal Injury/Property Damage/Wrongful Death) Tort <input type="checkbox"/> Accidents (34) <input type="checkbox"/> Medical liability (34) <input type="checkbox"/> Medical malpractice (48) <input checked="" type="checkbox"/> Other PIP/PDWP (33) Non-PIP/PDWP (Other) Tort <input type="checkbox"/> Business torts/business practices (37) <input type="checkbox"/> Civil rights (38) <input type="checkbox"/> Detention (13) <input type="checkbox"/> Fraud (14) <input type="checkbox"/> Intellectual property (18) <input type="checkbox"/> Professional negligence (38) <input type="checkbox"/> Other non-PIP/PDWP tort (38) Employment <input type="checkbox"/> Wrongful termination (36) <input type="checkbox"/> Other employment (15)	<p>Contract</p> <input type="checkbox"/> Breach of contract/warranty (35) <input type="checkbox"/> Collections (32) <input type="checkbox"/> Insurance coverage (10) <input type="checkbox"/> Other contract (37) <p>Real Property</p> <input type="checkbox"/> Eminent domain/expropriation condemnation (14) <input type="checkbox"/> Wrongful eviction (30) <input type="checkbox"/> Other real property (38) <p>Unlawful Detainer</p> <input type="checkbox"/> Commercial (21) <input type="checkbox"/> Residential (22) <input type="checkbox"/> Drugs (34) <p>Judicial Review</p> <input type="checkbox"/> Asset forfeiture (38) <input type="checkbox"/> Petition re: arbitration award (11) <input type="checkbox"/> Will of mandate (32) <input type="checkbox"/> Other judicial review (38)	<p>Provisionally Complex Civil Litigation (Cal. Rules of Court, rules 1800-1818)</p> <input type="checkbox"/> Antitrust/Trade regulation (33) <input type="checkbox"/> Construction defect (13) <input type="checkbox"/> Mass tort (40) <input type="checkbox"/> Securities litigation (38) <input type="checkbox"/> Environmental/Toxic tort (30) <input type="checkbox"/> Insurance coverage claims arising from the above listed provisionally complex case types (41) <p>Enforcement of Judgment</p> <input type="checkbox"/> Enforcement of judgment (30) <p>Miscellaneous Civil Complaint</p> <input type="checkbox"/> RICO (37) <input type="checkbox"/> Other complaint (not specified above) (42) <p>Miscellaneous Civil Petition</p> <input type="checkbox"/> Partnership and corporate governance (21) <input type="checkbox"/> Other petition (not specified above) (43)
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2. This case is is not complex under rule 1800 of the California Rules of Court. If the case is complex, mark the factors requiring exceptional judicial management:

a. Large number of separately represented parties d. Large number of witnesses

b. Extensive motion practice raising difficult or novel issues that will be time-consuming to resolve e. Coordination with related actions pending in one or more courts in other counties, states, or countries, or in a federal court

a. Substantial amount of documentary evidence f. Substantial postjudgment judicial supervision

3. Type of remedies sought (check all that apply):
 a. monetary b. nonmonetary; declaratory or injunctive relief c. punitive

4. Number of causes of action (specify):

5. This case is is not a class action suit.

6. If there are any known related cases, file and serve a notice of related cases. (You may use form CM-015).

Date: **October 30, 2006.**

Joseph Daniel Davis

[Signature]
 SIGNATURE OF PARTY OR ATTORNEY FOR PARTY

NOTICE

Plaintiff must file this cover sheet with the first paper filed in the action or proceeding (except small claims cases or cases filed under the Probate Code, Family Code, or Welfare and Institutions Code). (Cal. Rules of Court, rule 301.8.) Failure to file may result in sanctions.

File this cover sheet in addition to any cover sheet required by local court rule.

If the case is complex under rule 1800 of the California Rules of Court, you must serve a copy of this cover sheet on all other parties to the action or proceeding.

Unless this is a complex case, this cover sheet will be used for statistical purposes only.

Page 1 of 1

**CIVIL CASE COVER SHEET ADDENDUM AND STATEMENT OF LOCATION
(CERTIFICATE OF GROUNDS FOR ASSIGNMENT TO COURTHOUSE LOCATION)**

This form is required pursuant to LASC Local Rule 2.0 in all new civil case filings in the Los Angeles Superior Court.

- Item 1. Check the type of hearing and fill in the estimated length of hearing expected for this case:
 JUDICIAL YES CLASS ACTION? YES LIMITED CASE? YES TIME ESTIMATED FOR TRIAL: 1.0 hours/ days.
- Item 2. Select the correct district and courthouse location (4 steps – If you checked "Limited Case", skip to Item III, Pg. 4):
- Step 1: After first completing the Civil Case Cover Sheet Form, find the main civil case cover sheet heading for your case in the left margin below, and, to the right in Column A, the Civil Case Cover Sheet case type you selected.
- Step 2: Check one Superior Court type of action in Column B below which best describes the nature of this case.
- Step 3: In Column C, circle the reason for the court location choice that applies to the type of action you have checked.
 For any exception to the court location, see Los Angeles Superior Court Local Rule 2.0.

Applicable Reasons for Choosing Courthouse Location (See Column C below)

- Class Actions must be filed in the County Courthouse, Central District.
- May be filed in Central (other county, or no Bodily Injury/Property Damage).
- Location where cause of action arose.
- Location where bodily injury, death or damage occurred.
- Location where performance required or defendant resides.
- Location of property or permanently parked vehicle.
- Location where purchaser resides.
- Location wherein defendant/respondent functions wholly.
- Location where one or more of the parties reside.
- Location of Labor Commissioner Office.

Step 4: Fill in the information requested on page 4 in Item III; complete Item IV. Sign the declaration.

Auto Tort

 Other Personal Injury/Property Damage/Wrongful Death/Tort

 Other Personal Injury/Property Damage/Wrongful Death/Tort

A Civil Case Cover Sheet Category No.	B Type of Action (Check only one)	C Applicable Reasons - See Step 3 Above
Auto (22)	<input type="checkbox"/> A7100 - Motor Vehicle - Personal Injury/Property Damage/Wrongful Death	1, 2, 4
Uninsured Motorist (44)	<input type="checkbox"/> A7110 - Personal Injury/Property Damage/Wrongful Death - Uninsured Motorist	1, 2, 4
Asbestos (74)	<input type="checkbox"/> A7210 - Asbestos Property Damage	2
	<input type="checkbox"/> A7220 - Asbestos - Personal Injury/Wrongful Death	2
Product Liability (24)	<input type="checkbox"/> A7200 - Product Liability (not asbestos or toxic/environmental)	1, 2, 3, 4, 5
Medical Malpractice (40)	<input type="checkbox"/> A7210 - Medical Malpractice - Physicians & Surgeons	1, 2, 4
	<input type="checkbox"/> A7240 - Other Professional Health Care Malpractice	1, 2, 4
Other Personal Injury/Property Damage/Wrongful Death (23)	<input type="checkbox"/> A7250 - Premises Liability (i.e., slip and fall)	1, 2, 4
	<input type="checkbox"/> A7230 - Intentional Bodily Injury/Property Damage/Wrongful Death (i.e., assault, vandalism, etc.)	1, 2, 4
	<input type="checkbox"/> A7260 - Intentional Infliction of Emotional Distress	1, 2, 3
	<input checked="" type="checkbox"/> A7200 - Other Personal Injury/Property Damage/Wrongful Death	1, 2, 4
Business Tort (27)	<input type="checkbox"/> A8000 - Other Commercial/Business Tort (not fraud/breach of contract)	1, 2, 3
Civil Rights (33)	<input type="checkbox"/> A8000 - Civil Rights/Discrimination	1, 2, 3
Defamation (13)	<input type="checkbox"/> A8010 - Defamation (slander/libel)	1, 2, 3
Fraud (16)	<input type="checkbox"/> A8010 - Fraud (no contract)	1, 2, 3
Intellectual Property (10)	<input type="checkbox"/> A8010 - Intellectual Property	2, 3

Case Title: **TRITTY & HOLLOWAY v. KALPOB, et al.** Case Number: _____

A Civil Case Cover Sheet Category No.	B Type of Action (Check only one)	C Applicable Reasons - See Step 2 Above
Writ of Habeas (92)	<input type="checkbox"/> A8101 Writ - Administrative Mandamus	2, 3.
	<input type="checkbox"/> A8102 Writ - Mandamus on Limited Civil Case Matter	2.
	<input type="checkbox"/> A8103 Writ - Other Limited Civil Case Review	2.
Other Judicial Review (93)	<input type="checkbox"/> A8105 Other Writ/Judicial Review	2, 3.
Antitrust/Trade Regulation (95)	<input type="checkbox"/> A8003 Antitrust/Trade Regulation	1, 2, 3.
Construction Disputes (12)	<input type="checkbox"/> A8007 Construction Disputes	1, 2, 3.
Claims Involving Mass Tort (90)	<input type="checkbox"/> A8008 Claims Involving Mass Tort	1, 2, 3.
Securities Litigation (98)	<input type="checkbox"/> A8005 Securities Litigation Case	1, 2, 3.
Toxic Tort/ Environmental (95)	<input type="checkbox"/> A8009 Toxic Tort/Environmental	1, 2, 3, 5.
Insurance Coverage Claims from Complex Cases (41)	<input type="checkbox"/> A8014 Insurance Coverage/Subrogation (complex case only)	1, 2, 3, 5.
Enforcement of Judgment (88)	<input type="checkbox"/> A8104 Satisfy State Judgment	2, 3.
	<input type="checkbox"/> A8105 Abstract of Judgment	2, 3.
	<input type="checkbox"/> A8107 Confirmation of Judgment (non-judicial relations)	2, 3.
	<input type="checkbox"/> A8108 Administrative Agency Award (not unpaid taxes)	2, 3.
	<input type="checkbox"/> A8114 Petition/Certificate for Entry of Judgment on Unpaid Tax	2, 3.
	<input type="checkbox"/> A8112 Other Enforcement of Judgment Cases	2, 3, 5.
RICO (97)	<input type="checkbox"/> A8003 RICO/Securities (RICO) Case	1, 2, 3.
Other Complaints (not Specified Above) (45)	<input type="checkbox"/> A8000 Declaratory Relief Only	1, 2, 3.
	<input type="checkbox"/> A8040 Injunctive Relief Only (not consumer/harassment)	2, 3.
	<input type="checkbox"/> A8011 Other Commercial Complaint Cases (non-litigious-complex)	1, 2, 3.
	<input type="checkbox"/> A8000 Other Civil Complaint (non-litigious-complex)	1, 2, 3.
Partnership/Corporation Governance (21)	<input type="checkbox"/> A8110 Partnership and Corporate Governance Case	2, 3.
Miscellaneous Civil Petitions (43)	<input type="checkbox"/> A8121 Child Harassment	2, 3, 5.
	<input type="checkbox"/> A8122 Workplace Harassment	2, 3, 5.
	<input type="checkbox"/> A8124 Elder/Dependent Adult Abuse Cases	2, 3, 5.
	<input type="checkbox"/> A8130 Election Contest	2.
	<input type="checkbox"/> A8110 Petition for Change of Name	2, 7.
	<input type="checkbox"/> A8170 Petition for Relief from Late Claim Law	2, 3, 4, 5.
<input type="checkbox"/> A8100 Other Civil Petition	2, 3.	

**SUMMONS
(CITACION JUDICIAL)**

SUM-100

**NOTICE TO DEFENDANT
(AVISO AL DEMANDADO)**

DREFAK KALPOE, SATISH KALPOE, DOBS 1 through 100,

FOR COURT USE ONLY
NO SE PUEDE USAR PARA LA CORTA

**INFORMED CLERK
OF JUDICIAL FILE**

Los Angeles Superior Court

DEC 14 2006

John A. Garke, Executive Officer/Clerk
By *[Signature]* Deputy

**YOU ARE BEING SUED BY PLAINTIFF:
(LO ESTA DEMANDANDO EL DEMANDANTE):**
ELIZABETH ANN TRIPP and DAVE EDWARD HOLLOWAY,

You have **31 CALENDAR DAYS** after this summons and legal papers are served on you to file a written response at this court and have it copy served on the plaintiff. A letter or phone call will not protect you. Your written response must be in proper legal form if you want the court to hear your case. There may be a court form that you can use for your response. You can find these court forms and more information at the California Courts Online Self-Help Center (www.courtinfo.ca.gov/selfhelp), your county law library, or the courthouse nearest you. If you cannot pay the filing fee, ask the court clerk for a fee waiver form. If you do not file your response on time, you may lose the case by default, and your wages, money, and property may be taken without further warning from the court.

There are other legal requirements. You may want to call an attorney right away. If you do not know an attorney, you may want to call an attorney referral service, if you cannot afford an attorney, you may be eligible for free legal services from a nonprofit legal services program. You can locate these nonprofit groups at the California Legal Services Web site (www.legalaidforcalifornia.org), the California Courts Online Self-Help Center (www.courtinfo.ca.gov/selfhelp), or by contacting your local court or county bar association.

Tiene 31 días de calendario después de que le entreguen esta citación y papeles legales para presentar una respuesta por escrito en esta corte y hacer que se entregue una copia al demandante. Una carta o una llamada telefónica no lo protegen. Su respuesta por escrito debe ser en forma legal correcta si desea que procesen su caso en la corte. Es posible que haya un formulario que usted puede usar para su respuesta. Puede encontrar estos formularios en la corte y más información en el Centro de Ayuda de las Cortes de California (www.courtinfo.ca.gov/selfhelp), en el directorio de leyes de su condado o en la corte que le servirá más cerca. Si no puede pagar la cuota de presentación, pida al secretario de la corte que le dé un formulario de solicitud de pago de cuota. Si no presenta su respuesta a tiempo, puede perder el caso por incumplimiento y la corte le podrá quitar su sueldo, dinero y bienes sin más advertencia.

Hay otros requisitos legales. Es recomendable que llame a un abogado inmediatamente. Si no conoce a un abogado, puede llamar a un servicio de referidos a abogados. Si no puede pagar a un abogado, es posible que cumpla con los requisitos para obtener servicios legales gratuitos de un programa de servicios legales sin fines de lucro. Puede encontrar estos grupos sin fines de lucro en el sitio web de California Legal Services (www.legalaidforcalifornia.org), en el Centro de Ayuda de las Cortes de California (www.courtinfo.ca.gov/selfhelp), o contactando con la corte o el colegio de abogados locales.

The name and address of the court is:
(El nombre y dirección de la corte es):
**Los Angeles Superior Court
111 North Hill Street**

**Los Angeles, California 90012
Central**

The name, address, and telephone number of plaintiff's attorney, or plaintiff without an attorney, is:
(El nombre, la dirección y el número de teléfono del abogado del demandante, o del demandante que no tiene abogado, es):
Joseph Daniel Davis (310) 558-2121 (310) 558-0473

**1900 Avenue of the Stars, Suite 1800
Los Angeles, CA 90067**

DATE: December 14, 2006

JOHN A. GARKE, CLERK

[Signature] Deputy
(Adjunto)

For proof of service of this summons, use Form **U-100** (Proof of Service of Summons), use Form **U-100** (Para prueba de entrega de este citación use el formulario Proof of Service of Summons, (POS-010)).

Daniel Garcia

MAIL

- NOTICE TO THE PERSON SERVED: You are served**
- as an individual defendant.
 - as the person sued under the following name of (specify):
 - on behalf of (specify):
- under:
- | | |
|--|---|
| <input type="checkbox"/> CCP 415.10 (corporation) | <input type="checkbox"/> CCP 415.60 (minor) |
| <input type="checkbox"/> CCP 415.60 (defunct corporation) | <input type="checkbox"/> CCP 415.70 (conservatee) |
| <input type="checkbox"/> CCP 415.60 (association or partnership) | <input type="checkbox"/> CCP 415.80 (authorized person) |
| <input type="checkbox"/> other (specify): | |
- by personal delivery on (date):

Form adopted by Monterey County Judicial Council in 1999 (last revised 10/20/04)

SUMMONS

Legal Solutions & Files

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11 Attorneys for Plaintiffs, ELIZABETH ANN TWITTY and
12 DAVE EDWARD HOLLOWAY

13 SUPERIOR COURT OF THE STATE OF CALIFORNIA
14 FOR THE COUNTY OF LOS ANGELES

15 ELIZABETH ANN TWITTY and DAVE
16 EDWARD HOLLOWAY,

17 Plaintiffs,

18 vs.

19 DEEPAK KALPOE, SATISH KALPOE,
20 DOES 1 through 100

21 Defendants.

22 Case No.:

23 BC363407

24 COMPLAINT FOR DAMAGES FOR
25 WRONGFUL DEATH

26 Come now, Plaintiffs Elizabeth Ann Twitty and Dave Edward Holloway, by
27 their attorneys, Joseph Daniel Davis and The Kelly Group, P.C., for their Complaint, allege
28 as follows:

29 **FIRST CAUSE OF ACTION BY PLAINTIFFS ELIZABETH ANN TWITTY AND**
30 **DAVE EDWARD HOLLOWAY FOR WRONGFUL DEATH AGAINST**
31 **DEFENDANTS DEEPAK KALPOE, SATISH KALPOE**
32 **DOES 1 THROUGH 100, INCLUSIVE**

33 1. The events giving rise to this cause of action occurred on or about May
34 29 and early morning hours of May 30, 2005 on the island of Aruba.

35 holloway/bleadins

36 -1-

38 **COMPLAINT**
OF
Los Angeles Superior Court

UCL 14 2005

John A. Dark, Executive Officer/Clerk
By J. Davis Deputy
J. Davis

1 2. The true names and capacities, whether individual, plural, corporate,
2 partnership, associate or otherwise, of DOES 1 through 100, inclusive, are unknown to
3 plaintiffs who therefore sue said defendants by such fictitious names.
4

5 3. At all times herein mentioned, Defendants, and each of them, were
6 acting as agents and employees of each of the other named and unnamed Defendants, and at
7 all times herein mentioned, were acting within the scope, purpose and authority of that
8 agency and employment and with the full knowledge, permission and consent of each of the
9 other Defendants.
10

11 4. The full extent of the facts linking the fictitiously designated
12 Defendants with this cause of action and/or the true names or capacities, whether individual,
13 corporation, partnership, associate or otherwise, of Defendants DOES 1 through 100 are
14 unknown to Plaintiffs. Plaintiffs are informed, believe, and allege that each of the
15 Defendants designated herein as a DOE is negligently, wantonly, recklessly, tortiously and
16 unlawfully responsible in some manner for the events and happenings herein referred to and
17 caused injury and damages to Plaintiffs as herein alleged. Plaintiffs will hereafter ask leave
18 of Court to amend this Complaint to show said Defendants' true names and capacities after
19 the same have been ascertained.
20
21

22 5. Plaintiff is informed and believes, and thereupon alleges, that at all
23 times mentioned herein, defendants, and each of them, including DOES 1 through 100,
24 inclusive, and each of them, were agents, servants, employees and joint venturers of their
25 co-defendants, and were, as such, acting within the course, scope and authority of said
26 agency, employment and joint venture, and that each and every defendant, as aforesaid,
27
28

1 when acting as a principal, was negligent in the selection and hiring of each and every
2 defendant as an agent, employee and joint venturer, and that each defendant, by and through
3 its officers, directors or managing agents, authorized, ratified or otherwise approved the acts
4 of the remaining defendants, and that said officers, directors or managing agents participated
5 in said acts with the defendants, including DOES 1 through 100, inclusive, and each of
6 them.
7

8 6. The sole surviving Successors-in-Interest of NATALEE HOLLOWAY,
9 deceased, are Plaintiff ELIZABETH ANN TWITTY and DAVE EDWARD
10 HOLLOWAY, who are the natural parents of the Decedent.
11

12
13 THE PARTIES

14 7. Plaintiff ELIZABETH ANN TWITTY is a citizen of the State of
15 Alabama and the mother and legal guardian of Decedent NATALEE HOLLOWAY.
16

17 8. Plaintiff DAVE EDWARD HOLLOWAY is a citizen of the State of
18 Mississippi, and natural father of Decedent NATALEE HOLLOWAY.
19

20 9. Defendant DEEPAK KALPOE is a resident of Aruba.

21 10. Defendant SATISH KALPOE is a resident of Aruba.

22 11. Although Defendants DEEPAK KALPOE and SATISH KALPOE are
23 not residents of the State of California, both Defendants have voluntarily expressly and
24 impliedly consented to the jurisdiction of this Court and venue in the County of Los Angeles
25 by filing and commencing an action in this Court seeking damages for claims arising from
26 and related to the subject matter, events, occurrences and transactions upon which Plaintiffs'
27
28

1 action is based. On Dec. 19, 2006 Defendants filed an action in this Court an action
2 entitled DEEPAK KALPOE and SATISH KALPOE v. PHILLIP C. MCGRAW et al., Case
3 No. BC 363201 asserting, inter alia, causes of action for defamation, libel,
4 invasion of privacy, negligent and intentional infliction of emotional against several
5 defendants, including Phillip C. McGraw, a California resident, and Jamie Skeeters, a
6 California resident, and three nonresident corporations seeking damages.
7

8 12. The complaint which names DEEPAK KALPOE and SATISH
9 KALPOE as plaintiffs, alleges essentially that Phillip C. McGraw, a television personality
10 known as "Dr. Phil," and others, sent an investigator to conduct an audio and videotaped
11 interview with DEEPAK KALPOE, which was manipulated and later broadcast by the "Dr.
12 Phil" show as being accurate and which portrays DEEPAK KALPOE and SATISH
13 KALPOE "as engaging in criminal activity against Natalee Holloway and constitutes
14 defamation per se." The complaint, which contains dozens of causes of action and seeks
15 compensatory and punitive damages, is based in substantial part on alleged actions of
16 Decedent's relatives, including Plaintiff ELIZABETH ANN HOLLOWAY, and numerous
17 statements she allegedly made on national television programs, all of which relate to the
18 events which are the subject of this action, and the disappearance and wrongful death of the
19 Decedent NATALEE HOLLOWAY, and the facts and circumstances surrounding her
20 disappearance.
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25 13. The complaint also alleges that "As a result of this republication,
26 members of Natalee Holloway's family and the media called for DEEPAK KALPOE and
27 SATISH KALPOE to be rearrested and detained in the disappearance of Natalee Holloway."
28

1 and contains numerous quotes attributed by the Defendants to ELIZABETH ANN
2 HOLLOWAY, which Defendants allege were false, and which Defendants allege were the
3 republication by her of false and defamatory material which has caused them injuries and
4 damages. The complaint includes allegations referencing Plaintiff "various members of
5 Natalie Holloway's family claimed in the international media that the allegedly manipulated
6 conversation broadcast on the "Dr. Phil" show was sufficient evidence to warrant the re-
7 arrest of" DEEPAK KALPOE and SATISH KALPOE and that "[t]he manipulated statement
8 and accompanying subtitles falsely portrayed" DEEPAK KALPOE and SATISH KALPOE
9 "as engaging in criminal activity against Natalie Holloway" and that DEEPAK KALPOE
10 and SATISH KALPOE " were irreparably damaged by the publication of the manipulated
11 conversation and accompanying subtitles and have endured mental anguish, pain and
12 suffering, and injury to their reputations."
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16 14. By choosing this particular forum and by availing themselves of the
17 benefits of this Court, Defendants KALPOE and SATISH KALPOE have voluntarily
18 submitted themselves to personal jurisdiction in California, and to the jurisdiction of this
19 Court for all purposes for which justice requires their presence, including but not limited to
20 the claims asserted herein.
21

22
23 **BACKGROUND**
24

25 15. Deepak Kalpo and Satish Kalpo presently reside at 91-B Hooiberg,
26 Aruba. Upon information and belief, they were both born in Surinam, and entered Aruba on
27 a visa. Their current residency status in Aruba is unclear.
28

1 16. On May 29, 2005 at approximately 9:50 p.m. Deepak Kalpoe received
2 a phone call from Joran van der Sloot, who was outside the McDonalds restaurant in the
3 vicinity of Palm Beach, Aruba.

4 17. During this phone conversation, Joran van der Sloot told Deepak
5 Kalpoe about a girl he met in the casino, and that the girl was headed to Carlos N' Charlie's.

6 18. Deepak Kalpoe told Joran that he wanted to go to Carlos N' Charlie's
7 with Joran. Deepak told Joran that he would have his brother Satish pick him up, and that he
8 and Satish would then pick up Joran at Joran's house.

9 19. Satish Kalpoe picked up Deepak Kalpoe at work in his customized grey
10 Honda. Deepak and Satish proceeded to Taco Bell in St. Cruz where they picked up food to
11 bring home.

12 20. Deepak Kalpoe subsequently told detectives that on the way home from
13 Taco Bell he was bitten by ants, and told Satish they would have to later clean out the car so
14 no one would get bitten by ants.

15 21. At approximately 11:10 p.m. Joran van der Sloot called Deepak Kalpoe
16 again, and asked if he and Satish were still coming to pick him up to go to Carlos N'
17 Charlie's. Deepak told him they were still coming, and that they would be there in a few
18 minutes.

19 22. Deepak and Satish arrived at Joran's house at approximately midnight
20 and then Satish, Deepak and Joran left for Carlos N' Charlie's at about 12:15 a.m. in the
21 grey Honda, at arrived at Carlos N' Charlie's at about 12:30 a.m. on May 30th.

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1 23. Deepak Kalpoe told detectives that he remembers watching Natalee
2 Holloway dance in Carlos N' Charlie's ("dance nics").

3 24. When Carlos N' Charlie's closed for the night a witness claims to have
4 observed Deepak Kalpoe leading Natalee by the elbow towards the grey Honda.
5

6 25. By their own admission, and as observed by numerous witnesses,
7 Deepak and Satish Kalpoe, along with Joran van der Sloot, left Carlos N' Charlie's with
8 Natalee Holloway in the grey Honda.
9

10 25. Natalee Holloway was never seen or heard from again after leaving
11 Carlos N' Charlie's in the grey Honda with Deepak, Satish Kalpoe and Joran van der Sloot
12 in the early morning of May 30th, 2005.

13 27. Natalee Holloway was reported missing on the morning of May 30th by
14 her roommates at the Holiday Inn. Natalee's cell phone, passport, wallet, money, keys,
15 clothing, and toiletries were still in the room.
16

17 28. Deepak Kalpoe made cell phone calls to Joran van der Sloot in the
18 evening of May 30th, 2005.
19

20 29. When Beth Twitty, Jurg Twitty, Aruban Police and Charles Croes
21 arrived at the van der Sloot residence shortly after midnight on May 31st, 2005 Deepak
22 Kalpoe was there with Joran van der Sloot.
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Holloway/Findings

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CONFLICTING ACCOUNTS

30. Deepak Kalpoe told Joran van der Sloot that when asked about Natalee they should say that they dropped her off at the Holiday Inn.

31. Deepak Kalpoe later told his brother Satish Kalpoe that they should say that they dropped Natalee off at the Holiday Inn, where a black security guard helped her to the door.

32. The admitted fabrication of Deepak and Satish Kalpoe led to the arrest and confinement of two security guards, who were later released.

33. On June 11th, 2005, Deepak Kalpoe then told Aruban detectives that he dropped Joran and Natalee off on a side road next to the Marriott Hotel.

34. On June 11, 2005 Deepak Kalpoe told Aruban detectives that after dropping Joran and Natalee off, he and Satish went home and did not leave the house again.

35. On June 11, 2005 Joran van der Sloot told Aruban detectives that he called Deepak Kalpoe at about 3 a.m. on May 30th to pick him up at the beach where he was with Natalee.

36. On June 11, 2005 Joran van der Sloot told Aruban detectives that when Deepak Kalpoe arrived at the beach 3 a.m., he told Deepak that Natalee was asleep on the beach, and that he could not find his shoes.

37. On June 11, 2005 Joran van der Sloot told Aruba detectives that when Joran told Deepak that Natalee was asleep on the beach, and he could not find his shoes, Deepak told him to leave the girl and his shoes, and that he would return to look for Joran's shoes later.

1 38. On June 13, 2005 at approximately 1 p.m., Joran van der Sloot told
2 Police Chief Jan van der Straten that, in response to the question "...what happened after the
3 girl had fallen asleep on the beach near the Fisherman's Hut, he answered:

4 I called Deepak and he came with two dogs. I think he
5 raped the girl and did something to her.

6 To the question from Police Chief Jan van der Straten as to where the
7 girl was buried, he answered:

8 I think that it was buried next to the wall of the
9 Fisherman's Hut, for the rest I would not know.

10
11 39. In subsequent interviews, including one with Geeta van Susteren, Joran
12 van der Sloot stated that Satish Kalpoe picked him up at the beach in the grey Honda, and
13 that he told Satish that Natalee was asleep on the beach, and that he had left his shoes there.
14 Satish replied that someone could get them tomorrow.

15
16
17 ADDITIONAL EVIDENCE

18 40. Deepak told Aruban detectives of watching Natalee "dance nice" in
19 Carlos N' Charlie's, and one witness observed him leading Natalee by the elbow to his car.
20

21 41. Both Deepak Kalpoe and Satish Kalpoe were in the grey Honda with
22 Natalee when she was last seen alive.

23 42. Both Deepak Kalpoe and Satish Kalpoe were both informed by Joran
24 van der Sloot that Natalee was passed out on the beach.
25

26
27 III

1 43. Both Deepak Kalpoe and Satish Kalpoe indicated to Joran van der
2 Sloot that they would return to the beach to look for Joran's shoes, and where Natalee was
3 passed out.

4 44. Joran van der Sloot told Police Chief Jan van der Straten that Deepak
5 Kalpoe had raped and had done something to Natalee, and buried her in the vicinity of the
6 Fisherman's Hat.

7 45. When a Holiday Inn surveillance tape confirmed that Natalee was
8 never dropped off at the Holiday Inn as first claimed by Deepak and Satish Kalpoe, they
9 both admitted it was a fabrication.

10 46. In the morning hours of May 31 or June 1, Deepak Kalpoe and Satish
11 Kalpoe were observed washing the inside of the grey Honda.

12 47. On June 9, 2005 the Prime Minister of Aruba told Beth Twitty and
13 others, during a meeting, that blood was found in the grey Honda owned by Deepak Kalpoe.

14 48. Then FBI has reported that there were "fluids" found in the grey
15 Honda.

16 49. In an interview with Jamie Skeeters, a private investigator, when asked
17 about sex with Natalee the night they left Carlos N' Charlie's, Deepak says all three
18 suspects (Deepak, Satish and Joran) had sex with her, stating "...no, she did...and you'd be
19 surprised how simple it was."

20 50. At said time and place the Defendants DEEPAK KALPOE and
21 SATISH KALPOE and DOES 1 through 100, inclusive, and each of them, proximately
22 caused the death of NATALEE HOLLOWAY by intentionally negligently, wantonly,
23
24
25
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1 recklessly, tortuously, wrongfully, maliciously, unlawfully conducting themselves so as to
2 be the legal cause of the fatal injuries sustained by Deceased NATALEE HOLLOWAY.

3 31. As a proximate result of the intentional and negligent acts of said
4 Defendants, and each of them, Decedent NATALEE HOLLOWAY incurred fatal injuries.
5

6 52. As further result of the conduct of said Defendants, the death of the
7 Decedent, NATALEE HOLLOWAY, was a substantial factor in causing Plaintiffs to sustain
8 the loss of society, comfort, attention, services and support of Decedent. Plaintiffs.

9 ELIZABETH ANN TWITTY and DAVE EDWARD HOLLOWAY are entitled to damages
10 in excess of the minimum jurisdictional limits of this Court for said losses, and for such
11 other and further damages as may be permitted by law.
12
13

14 WHEREFORE, Plaintiffs ELIZABETH ANN TWITTY and DAVE
15 EDWARD HOLLOWAY pray judgment as to all causes of action against defendants, and
16 each of them, as follows:
17

18 1. General damages in an amount in excess of the minimum jurisdictional
19 limits of the Superior Court and according to proof.
20

21 2. Special damages in an amount within the jurisdiction of the Superior
22 Court according to proof;

23 3. For burial, funeral and related expenses according to proof;

24 4. For costs of suit incurred herein;

25 5. Prejudgment interest according to proof.
26
27
28

///

1 6. Costs of suit; and

2 7. Such other and further relief as this Court deems proper.

3
4 Dated: October 30, 2006.

JOSEPH DANIEL DAVIS
ATTORNEY AT LAW

5
6 
7 _____
8 JOSEPH DANIEL DAVIS
9 Attorneys for Plaintiffs

10 Dated: October 30, 2006.

THE KELLY GROUP, P.C

11 
12 _____
13 JOHN Q. KELLY
14 Attorneys for Plaintiffs

<p>ATTORNEY OR FIRM (PLEASE PRINT NAME, ADDRESS, PHONE NUMBER, AND FAX NUMBER) William C. Haggerty Ford, Walker, Haggerty & Behar One World Trade Center 27th Floor Long Beach, California 90831 TELEPHONE NO. (562) 983-3500 FAX NO. (562) 590-3346</p>	<p>FOR COURT USE ONLY</p> <p>CONFORMED COPY OF ORIGINAL FILED Los Angeles Superior Court</p> <p>DEC 14 2006</p> <p>John A. Clark, Executive Officer/Clerk By _____, Deputy</p>
<p>E-MAIL ADDRESS (Optional) ATTORNEY FOR: defendants PHILLIP C. MCGRAW, et al.</p>	
<p>SUPERIOR COURT OF CALIFORNIA, COUNTY OF Los Angeles STREET ADDRESS: 111 North Hill Street MAILING ADDRESS: CITY AND ZIP CODE: Los Angeles, California 90012 COURTSIDE: Central District</p>	<p>CASE NUMBER: BC 363201</p> <p>JUDICIAL OFFICER: Judge Edward A. Farns</p>
<p>PLAINTIFF/PETITIONER: DEEPAK KALPOE and SARTISH KALPOE, Individually</p> <p>DEFENDANT/RESPONDENT: PHILLIP C. MCGRAW, et al.</p>	<p>DEPT.: Department "69"</p>

NOTICE OF RELATED CASE

The following case or cases are related to the above-captioned case:

- a. Title: **Elizabeth Ann Twitney and Dave Edward Holloway v. Deepak Kalpoe, et al.**

b. Court: same as above other (name and address):

c. Case number: **BC363497**

d. Filing date: **12/14/06**

e. Relationship to this case: **The cases arise out of the same operative facts and there are similar parties to both petitions.**

f. If the related case is pending in the same court as this case, explain why the assignment of the cases to a single judge is likely to result in efficiencies:

Additional explanation is attached in Attachment 1.

- a. Title:

b. Court: same as above other (name and address):

c. Case number:

d. Filing date:

e. Relationship to this case:

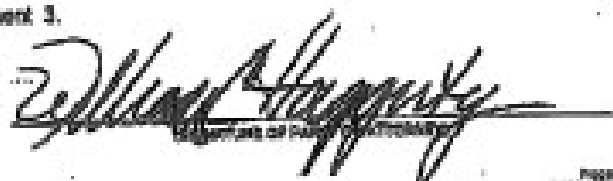
f. If the related case is pending in the same court as this case, explain why the assignment of the cases to a single judge is likely to result in efficiencies:

Additional explanation is attached in Attachment 2.

3. Additional related cases are described on Attachment 3.

Date: **12/14/06**

William C. Haggerty
(TYPE OR PRINT NAME OF SUBSCRIBER/ATTORNEY)



(PROOF OF SERVICE BY MAIL -- 1013a, 2015.5 C.C.P.)
Ralston vs. McGraw
#06209-032

STATE OF CALIFORNIA)
) ss.
COUNTY OF LOS ANGELES)

I am employed in the aforesaid county; I am over the age of eighteen years and not a party to the within entitled action; my business address is: One World Trade Center, Twenty-Seventh Floor, Long Beach, California 90831-2700

On December 14, 2006, I served the within:

NOTICE OF RELATED CASES

on the interested parties in said action,

by placing true copies thereof enclosed in a sealed envelope addressed as stated on the attached mailing list.


X by placing _____ the original X a true copy thereof enclosed in sealed envelopes addressed as follows:

Kristina M. Beck
CREMER, KOPON, SHRAUGHNESSY & SPINA LLC
180 North LaSalle Street, Suite 3300
Chicago, Illinois 60601
312.726.3800; 312.726.3818 Fax
kbeck@cknselaw.com

I am readily familiar with the firm's practice of collecting and processing of documents and correspondence for mailing with the United States Postal Service. Under that practice, on the above date the envelope was sealed and placed for collection and mailing following the ordinary business practices of our office. This results in the envelope being delivered to the United States Postal Service that same day, with postage thereon fully prepaid.

Executed on December 14, 2006, at Long Beach, California.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct.


Diana Boyajian

**NOTICE OF CASE ASSIGNMENT
LOS ANGELES SUPERIOR COURT**

BC363407

CASE NUMBER _____

THIS FORM IS TO BE SERVED WITH THE SUMMONS AND COMPLAINT

Your case is assigned for all purposes to the judicial officer indicated below. There is additional information on the reverse side of this form.

ASSIGNED JUDGE	DEPT	ROOM	ASSIGNED JUDGE	DEPT	ROOM
Hon. Gregory Alcorn	88	419	Hon. William Highberger	82	408
Hon. Alice E. Alton	28	318	Hon. Ernest Hiroshige	84	812
Hon. Conrad Aragon	48	809	Hon. Jane Johnson	88	814
Hon. Helen I. Bendix	18	308	Hon. Elizabeth Ann Ymbo	48	808
Hon. Billie M. Bente	42	418	Hon. Malcolm H. Mackey	85	818
Hon. Thomas Ann Biglow	23	818	Hon. Jon M. Mayada	72	731
Hon. Suzanne Bruguera	71	728	Hon. Rita Miller	18	308
Hon. Susan Bryant-Casson	88	818	Hon. David L. Manning	81	822
Hon. James C. Chastant	13	830	Hon. Aurelio Munoz	47	807
Hon. Victoria Chaney	324	CCVY	Hon. Mary Ann Murphy	25	817
Hon. Judith C. Chirlin	88	832	Hon. Joanna O'Donnell	87	418
Hon. Ralph W. Dou	87	817	Hon. Victor H. Parson	88	418
Hon. Maureen Duffy-Lewis	38	412	Hon. Mei Racena	48	828
Hon. James R. Dunn	39	318	Hon. Andrea K. Rotay	31	407
Hon. Leo Edmon	88	817	Hon. Teresa Sanchez-Gordon	74	738
Hon. William F. Fahey	78	730	Hon. James E. Sall	48	418
Hon. Irving Feller	61	811	Hon. John P. Shook	88	818
Hon. Edward A. Fera	89	821	Hon. Ronald M. Shylton	41	417
Hon. Kenneth R. Freeman	84	801	Hon. Michael L. Stern	82	800
Hon. Haley J. Fromholz	28	818	Hon. Mary Thomson House	17	818
Hon. Richard Frun	18	307	Hon. Rolf M. Tieu	88	818
Hon. Tony Green	14	300	Hon. John Shepard Wiley Jr.	80	808
Hon. Elizabeth A. Grmas	38	400		18	311
Hon. Paul Gutman	24	408	Hon. George Yfu	33	408
X Hon. Robert L. Hess	24	314		38	411
	5	824	OTHER		

GIVEN TO PLAINTIFF OR RECORD BY _____

John A. Clark, Executive Officer/Clerk

CLERK DEPUTY