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4

5 **UNITED STATES DISTRICT COURT**
6 **FOR THE DISTRICT OF NEW HAMPSHIRE**

7 _____)
8 PAUL MARAVELIAS,)
a natural person,)
9 Plaintiff,)

Case No. **1:19-CV-143**

10 v.)

COMPLAINT

11 JOHN J. COUGHLIN,)
a natural person, in his individual and)
12 official capacities,)

13 GORDON J. MACDONALD,)
a natural person, in his official capacity as)
14 Attorney General of New Hampshire,)

**ORIGINAL VERIFIED
COMPLAINT FOR
DECLARATORY AND
INJUNCTIVE RELIEF**

15 PATRICIA G. CONWAY,)
a natural person, in her official capacity as)
16 Rockingham County Attorney,)

17 TOWN OF WINDHAM, ex rel.,)
18 WINDHAM POLICE DEPARTMENT,)
19 municipal entities,)

Date Action filed: 2/10/2019
Time: 11:00AM

20 GERALD S. LEWIS,)
a natural person, in his official capacity as)
21 Chief of Police of the Town of Windham,)

22 Defendants.)
23 _____)

24 **PRELIMINARY STATEMENT**

25
26 1. NOW COMES Plaintiff PAUL MARAVELIAS (“Plaintiff”) with Complaint
27 and brings this action joining two substantially related claims. The first matter is predominant
28 and exigent: this action seeks an emergency *ex parte* temporary restraining order (TRO)

1 against Defendants to enjoin them from enforcing an illegal state court order abusing
2 Maravelias’s federal constitutional rights. Defendants issued a baseless court order against
3 Maravelias *ultra vires*, in total absence of statutory or equitable authority, masquerading as
4 “extended terms” of a preexisting civil protective order, to newly criminalize his “possession”
5 of public internet “social media communications” necessary as exhibits in state court
6 proceedings for his own defense. **Less than 72 hours ago, on Friday 2/8/19, Defendants**
7 **threatened they will enforce these illegal “extended terms” to the protective order and**
8 **are imminently expected to issue arrest and/or search warrants against Maravelias at**
9 **any moment today, in catastrophic violation of his civil rights, causing irreparable**
10 **injury.** See Plaintiff’s accompanying “EMERGENCY *EX PARTE* APPLICATION FOR
11 TEMPORARY RESTRAINING ORDER AND ORDER TO SHOW CAUSE RE
12 PRELIMINARY INJUNCTION”. This action seeks declaratory relief and a permanent
13 injunction to redress Defendants’ said unlawful order against Plaintiff. The second related
14 component of this action seeks declaratory judgement that NH RSA 633:3-a, III-c., pertaining
15 to the legal standard for extending civil stalking protective orders after initial expiration, is
16 facially invalid in violation of the First and Fourteenth Amendments to the Constitution of the
17 United States of America.

21 **JURISDICTION AND VENUE**

22 2. This action arises under 42 U.S.C. § 1983 and the United States Constitution.
23 Subject matter jurisdiction exists pursuant to 28 U.S.C. §§ 1331 and 1343 in that the instant
24 case arises under questions of federal constitutional law.

25 3. This Court has supplemental jurisdiction over Plaintiff’s state law claims
26 pursuant to 28 U.S.C. § 1367(a).
27
28

1 the supreme and superior courts of the state” and “with the aid of the county attorneys” ...
2 shall enforce the criminal laws of the state.” He has authority to enforce the illegal order
3 against Maravelias in question.
4

5 12. Defendant PATRICIA G. CONWAY is the County Attorney for Rockingham
6 County, NH with the official address 10 NH-125, Brentwood, NH 03833. She has authority to
7 enforce the illegal order against Maravelias in question in Rockingham County.
8

9 13. Defendant TOWN OF WINDHAM is a municipal entity in the State of New
10 Hampshire which maintains and operates the Windham Police Department (“WPD”), a law
11 enforcement agency. WPD is responsible for the training, conduct, employment, supervision,
12 and retention of its officers and employees. The TOWN OF WINDHAM is responsible for
13 overseeing WPD and ensuring its personnel comply with the laws and constitution of the
14 United States of America. At all times material, the officers, personnel, and employees of the
15 TOWN OF WINDHAM were acting and continue to act under color of New Hampshire state
16 law as applied through the customs, usages, and policies of said town.
17

18 14. Defendant GERALD S. LEWIS is an employee of the TOWN OF WINDHAM
19 as Chief of Police at the Windham Police Department. Defendant GERALD S. LEWIS is
20 responsible for the training, conduct, employment, supervision, and retention of his
21 subordinate officers and employees and has a duty to ensure said personnel comply with the
22 laws and constitution of the United States of America. Defendant GERALD S. LEWIS has
23 been acting and continues to act under color of state law as applied through the customs,
24 usages, and policies of the Town of Windham at all times material.
25
26
27
28

FACTUAL ALLEGATIONS

PROCEDURAL BACKGROUND

1
2
3 15. In January 2018, Plaintiff was subject to a preexisting New Hampshire civil
4 stalking protective order restraining him from contacting the petitioner in that action,
5
6 Christina DePamphilis. The underlying state District Court case is Christina DePamphilis v.
7 Paul Maravelias (473-2016-CV-00124). On 1/5/18, DePamphilis moved to extend the stalking
8 order against Maravelias another year to February 2019, pursuant to RSA 633:3-a, III-c.

9
10 16. Maravelias has long maintained the said “protective” order litigation is an
11 illegitimate, bad-faith campaign of malicious harassment orchestrated by DePamphilis’s
12 father David DePamphilis. Maravelias claims DePamphilis committed perjury to obtain the
13 order; he has an audio recording proving she falsely put words in his mouth to obtain it. At
14 one point during cross-examination, DePamphilis admitted that Maravelias never actually
15 spoke certain words to her which she claimed (maliciously) in her petition he said.

16
17 17. In June 2017, Christina DePamphilis posted incitative bullying/harassment
18 social media posts identifying and directed against Paul Maravelias, middle-fingering him
19 with her father and boyfriend. Maravelias’s final contact with DePamphilis had been asking-
20 her-out once to dinner, which she declined. Maravelias commented at trial she was trying to
21 “bait” him to violate her “bad-faith” “stalking order”. She was trying to provoke a jealous
22 reaction and cruelly cause more trouble for Maravelias.

23
24 18. Maravelias collected screenshots of DePamphilis’s public internet social media
25 harassment conduct to use for his self-defense at the protective order hearing. Other
26 individuals shared with him other “social media exhibits” from DePamphilis which supported
27 Maravelias’s case against the civil protective order.
28

1 19. In May and June 2018, Defendant JOHN J. COUGHLIN presided over a three-
2 day trial at Derry, NH District Court on DePamphilis’s extension motion.

3 20. Defendant JOHN J. COUGHLIN admitted many of Maravelias’s social media
4 image evidentiary exhibits, including DePamphilis’s vulgar cyberbullying post against
5 Maravelias, *inter alia*.

6 21. On 6/15/18, Defendant JOHN J. COUGHLIN granted the stalking order
7 extension against Maravelias, extending said order to 2/5/19.
8

9 **THE ORWELLIAN SUMMER 2018 “EXTENDED TERMS” OR “FURTHER CONDITIONS”**

10 22. On 7/2/18, DePamphilis filed a certain Motion in the District Court which is the
11 critical foundation of this action. She filed a **“Motion for Modification of Stalking Final**
12 **Order of Protection to Include Further Conditions”**, attached as **Exhibit A**.
13

14 23. In said Motion, she sought that Defendant JOHN J. COUGHLIN modify her
15 stalking order against Maravelias to include the following additional criminally-enforceable
16 provision:
17

18 **“Respondent [Maravelias] shall not gain access to or possess any**
19 **of Petitioner’s [DePamphilis’s] social media communications**
20 **either directly or through a third party;”**
21

22 24. Hereinafter, Plaintiff refers to the above provision as the “extended terms”. Two
23 other such “further conditions” were sought and granted, but this action disregards them.
24

25 25. On 7/5/18, Maravelias filed an Objection to DePamphilis’s Motion. Maravelias
26 pointed-out that she was attempting to criminalize Maravelias’s mere possession of her
27 “social media exhibits” – by then, record-admitted evidentiary public court exhibits which
28

1 proved, in one part, that she was incitatively cyberbullying Maravelias with vulgar gestures,
2 and therefore lied about having “fear” of him for the stalking order.

3
4 26. Maravelias’s 7/5/18 Objection (**Exhibit B** – redundant exhibits therefrom
5 omitted) spoke of the unconstitutional overbreadth and vagueness of the requested terms,
6 noting that Defendant JOHN J. COUGHLIN had no legal authority to grant such draconian,
7 Orwellian “extended terms” against Maravelias by the procedural mechanism of a civil
8 stalking order, which is purposed to prevent physical following/stalking.

9
10 27. In response to Maravelias’s 7/5/18 Objection, DePamphilis filed a Reply on
11 7/12/18 which proposed a minor concession in her requested “further conditions”, that
12 Maravelias should not “knowingly [gain access to or possess...]”. This 7/12/18 Reply is
13 attached as **Exhibit C**.

14
15 28. On 7/16/18, Maravelias filed a surreply to DePamphilis’s 7/12/18 Reply, noting
16 that her requested further terms were still outrageously illegal, unconstitutional, unwarranted,
17 and draconian.

18 **DEFENDANT JOHN J. COUGHLIN GRANTS THE “EXTENDED TERMS” IN ONE WORD**

19
20 29. On 8/7/18, Defendant JOHN J. COUGHLIN **DENIED** Maravelias’s Objection
21 (**Exhibit D**) and **GRANTED** (**Exhibit E**) DePamphilis’s original 7/2/18 Motion
22 criminalizing Maravelias to “gain access to or possess” his accuser’s “[public] social media
23 communications”, even including public court exhibits where she made vulgar, incitative
24 cyberbullying posts to harass Maravelias, which proved she lied about having “fear” of
25 Maravelias to get a false, vindictive “stalking” order against him.
26
27
28

1 30. Defendant JOHN J. COUGHLIN, *sua sponte*, granted DePamphilis’s original
2 7/2/18 Motion and not even DePamphilis’s concessively ameliorated “further condition” as
3 conceded in her subsequent 7/12/18 Motion, in light of Maravelias’s objection. *See Exhibit F.*

4
5 31. In his Order granting the “extended terms”, Defendant JOHN J. COUGHLIN
6 did not write a single word of statutory authority or legal reasoning for his shocking, reckless
7 order, nor wrote any response to Maravelias’s objection arguments whatsoever. Judge
8 Coughlin merely scribbled, “Respondent’s objection is **DENIED**”, on Maravelias’s 7/5/18
9 Objection and criminalized Maravelias to possess his own court exhibits.

10
11 **DEFENDANTS’ IMMINENT FEBRUARY 2019 THREATS TO ARREST MARAVELIAS AND**
12 **ENFORCE THE ILLEGAL ORDER**

13 32. On 1/24/19, DePamphilis moved the District Court to extend her order again.
14 This Motion was granted the same day; Defendants 8/7/18 expanded terms against Maravelias
15 are still in-effect.

16 33. In fall 2018, Plaintiff Maravelias had been a *pro se* litigant in two related appeal
17 cases in the New Hampshire Supreme Court regarding the DePamphilis/Maravelias parties.

18
19 34. On 2/8/19, Plaintiff Maravelias met with Sgt. Bryan Smith at the Windham
20 Police Department. Sgt. Smith, a WPD officer and Town of Windham employee, revealed
21 Defendants are now investigating Maravelias for violating the “extended terms” of the order.

22
23 35. For compelling detail on the imminent threat of irreparable injury expected from
24 impending enforcement of these unlawful “extended terms”, Plaintiff Maravelias attaches the
25 supporting declaration entitled “PAUL MARAVELIAS’S DECLARATION IN SUPPORT
26 OF EMERGENCY EX PARTE APPLICATION FOR TEMPORARY RESTRAINING
27 ORDER AND ORDER TO SHOW CAUSE RE PRELIMINARY INJUNCTION”. This
28

1 declaration contains an assortment of verbatim quotes from the recent 2/8/19 conversation at
2 WPD between Maravelias and Sgt. Smith.

3 36. In said conversation, Sgt. Smith produced a copy of an exhibit Maravelias
4 attached to a December 2018 reply brief Maravelias filed in one of his NH Supreme Court
5 appeals. Sgt. Smith asserted that it was one of DePamphilis's social media communications
6 and that he would likely "arrest" Maravelias if his investigation fails to establish that the said
7 Exhibit had been part of any earlier court hearing.
8

9 37. The Exhibit in question is an image which proves DePamphilis boldly lied about
10 another part of her "stalking" accusations against Maravelias, where she falsely asserted it
11 was socially inappropriate for Maravelias to say hello to her at a 2015 graduation ceremony
12 Maravelias attended for his sister.
13

14 38. Sgt. Smith specifically identified Defendants' 8/7/18 extended terms to the
15 protective order and explained he may arrest Maravelias for violating said terms.
16

17 39. Sgt. Smith said that he would likely "arrest" Maravelias if Maravelias was in
18 "possession" of certain public materials from "social media", ostensibly referring
19 Maravelias's own Supreme Court Reply Brief exhibit. In such an event, Defendants will
20 criminally prosecute Maravelias for violating the "extended terms" by possessing what they
21 claim is a public social media communication by DePamphilis, which is lawful for any other
22 person to possess.
23

24 **PAST AND PRESENT ACTUAL HARM AND INJURY SUFFERED BY MARAVELIAS AS A**
25 **RESULT OF DEFENDANTS' ILLEGAL "EXTENDED TERMS"**
26

27 40. Ever since Defendants imposed the "extended terms", Maravelias has feared
28 criminal prosecution and felt compelled to chill his public speech. In the 2/8/19 conversation,

1 Maravelias indicated he has felt compelled to forfeit defending his falsely maligned reputation
2 (from the underlying protective order) in certain ways he would pursue were the illegal
3 “extended terms” not constantly threatening his free speech with criminal penalties.

4
5 41. Defendants have stated to Maravelias their intention to engage in a course of
6 conduct affecting his constitutional interest. In fact, they have proven they are actively and
7 imminently threatening said interests by virtue of their current criminal investigation against
8 Maravelias as Sgt. Smith personally averred to Maravelias in person less than 72 hours ago.

9
10 42. Maravelias has trembled in fear of punishment to take acts amounting to the
11 introduction of otherwise-lawful public internet images into his state court briefs/pleadings
12 which would otherwise benefit his position, because of the unlawful “extended terms”.

13
14 43. In order to attempt to comply with the unlawful “extended terms”, Maravelias
15 has been compelled to destroy and dispose of his own property as well as take elaborate pains
16 that other “third parties” do not maliciously cause Maravelias to commit a crime by virtue
17 their own “possession” or “gaining access” conduct.

18
19 44. Maravelias has suffered extreme emotional distress and trauma in connection
20 with being subject to such unlawful, arbitrary terms and not even being able to know the
21 precise legal functioning or definition of its vague terms “social media communication”,
22 “through a third party”, and “possess”. He lives in constant confusion and fear as a result.

23 **COUNT 1**

24 **VIOLATION OF THE FIRST AMENDMENT TO THE**
25 **UNITED STATES CONSTITUTION (42 U.S.C. §1983)**

26 **Defendants’ “Extended Terms” Within a Standard Civil**
27 **Stay-Away Order Abridge Maravelias’s Free Speech and Press Rights**

28 45. All paragraphs hereinabove are repeated herein as though fully set forth.

1 46. The First Amendment to the U.S. Constitution states that “Congress shall make
2 no law . . . abridging the freedom of speech”. It is incorporated against the states by operation
3 of the Fourteenth Amendment, which provides “no state shall make or enforce any law which
4 shall abridge the privileges or immunities of citizens of the United States; nor shall any state
5 deprive any person of life, liberty, or property, without due process of law...”.

7 47. Defendants’ civil “stalking” “protective” order against Maravelias in its current
8 form, through their “extended terms” granted on 8/7/18 with no explanation at all, violates
9 Maravelias’s constitutionally protected free speech and press rights.

11 48. The “extended terms” constitute a prior restraint against Maravelias exercising
12 his protected freedoms to speech and press, even absent the imminent enforcement threat. By
13 possessing, publicizing, or expressing himself with certain evidentiary exhibits deemed
14 DePamphilis’s “social media communications”, Defendants will punish Maravelias with
15 criminal prosecution – nominally, for violating a civil stalking protective order pursuant to
16 RSA 633:3-a.

18 49. Defendants are now likely to arrest Plaintiff Maravelias because of his
19 publication to the New Hampshire Supreme Court of a Reply Brief containing an appendical
20 exhibit alleged to be a “social media communication” of DePamphilis. This exhibit shows that
21 DePamphilis lied to obtain a false “stalking” protective order by which Defendants’ 8/7/18
22 Order against Maravelias, imposing the “extended terms”, operates to begin with.

24 50. Defendants’ 8/7/18 “extended terms” are not narrowly tailored to serve a
25 significant governmental interest. The governmental interest behind civil stalking protective
26 orders is to protect true victims of stalking from violent acts, not to criminalize the process of
27

1 a respondent in such a proceeding from defending himself in the court system, using public
2 evidentiary exhibits from “social media” to defend himself against claims of “stalking”.

3
4 51. Defendants’ 8/7/18 extended terms do not appropriate any alternative channel by
5 which Maravelias could defend himself in the legal system where his accuser’s public “social
6 media exhibits” are profitable for his legal self-defense in the court system.

7
8 52. Defendants’ 8/7/18 extended terms do not appropriate any alternative channel by
9 which Maravelias could publicly share said “social media” evidentiary materials (e.g., on the
10 internet) to defend his name and reputation from defamatory and false “stalking” accusations,
11 without fearing criminal prosecution by the State of New Hampshire.

12
13 53. Defendants’ extended terms therefore implicate Maravelias’s right to be free
14 from reputational and social stigma. Said terms have chilled Maravelias’s public speech
15 which he would have otherwise made to defend his name from the false stalking accusations
16 both in the court system and on the internet, where necessitating exhibits from “social media”.
17 They also implicate his right to be left alone, since Defendants will arrest him for
18 “possession” and any lawful expression evidencing “possession”.

19
20 54. The above is neither theory nor speculation: Sgt. Smith asserted to Maravelias
21 on 2/8/19 his Supreme Court Reply Brief exhibit is inculpatory evidence of “possession”.

22
23 55. Defendants’ extended terms are unconstitutionally overbroad because they
24 prohibit, chill, and regulate a significant amount of legitimate speech even if some possible
25 applications of them could prevent unlawful speech.

26
27 56. Defendants’ extended terms are unconstitutionally overbroad for being both
28 overinclusive and underinclusive. As-applied, the extended terms do not prohibit any

1 unprotected criminally threatening or obscene speech, but rather prohibit public speech
2 necessary for Maravelias to defend himself within the New Hampshire court system.

3 57. Defendants, acting under color of state law, have threatened to and will enforce
4 and implement the above-identified “extended terms” against Plaintiff Maravelias, in
5 violation of his First Amendment rights to freedom of speech and press.
6

7 58. As a direct and proximate result of Defendants’ unlawful conduct, Plaintiff
8 Maravelias has and will suffer irreparable harm and injury, which will continue absent
9 injunctive relief. Wherefore, Plaintiff respectfully prays the Court grant the relief set forth
10 hereunder in the section entitled “Prayer for Relief”.
11

12 **COUNT 2**
13 **VIOLATION OF PART I, ARTICLE 22**
14 **OF THE NEW HAMPSHIRE CONSTITUTION**

15 59. All paragraphs hereinabove are repeated herein as though fully set forth.

16 60. Plaintiff repeats the aforecited authorization for his state law claims under this
17 Court’s supplemental jurisdiction, which arise from the same set of facts and
18 transactions/occurrences giving rise to the federal causes of action in this Complaint.
19

20 61. Part I, Article 22 of the New Hampshire Constitution offers even broader
21 protections for free speech rights than the U.S. Constitution.
22

23 62. Accordingly, the Defendants, acting under color of state law, have threatened to
24 and will enforce and implement the above-identified “extended terms” against Plaintiff
25 Maravelias, in violation of his rights under Part I, Article 22 of the NH Constitution.
26

27 63. As a direct and proximate result of Defendants’ unlawful conduct, Plaintiff
28 Maravelias has and will suffer irreparable harm and injury, which will continue absent

1 injunctive relief. Wherefore, Plaintiff respectfully prays the Court grant the relief set forth
2 hereunder in the section entitled “Prayer for Relief”.

3
4 **COUNTS 3, 4, AND 5**
5 **VIOLATION OF SUBSTANTIVE AND PROCEDURAL DUE-PROCESS**
6 **UNDER THE FOURTEENTH AMENDMENT TO THE**
7 **UNITED STATES CONSTITUTION (42 U.S.C. §1983)**

8 64. All paragraphs hereinabove are repeated herein as though fully set forth.

9 65. The Fourteenth Amendment guarantees that “no state shall make or enforce any
10 law which shall abridge the privileges or immunities of citizens of the United States; nor shall
11 any state deprive any person of life, liberty, or property, without due process of law...”.

12 **Count 3: The “Extended Terms” Violate Due Process Since They Are**
13 **Unconstitutionally Vague**

14 66. Defendants’ nominal “extended terms” against Maravelias violate and disparage
15 his rights guaranteed by the Fourteenth Amendment to the U.S. Constitution. Said terms are
16 unconstitutionally vague, in violation of due process protections, for failing to define what
17 counts as “possession” of a “social media communication”, what counts as “third party”
18 “possession” of the same, what counts as “direct” “possession” of the same, or even what
19 counts as a “social media communication” to begin with (*e.g.*, whether usage of a social
20 media app itself is necessary to “possess” such a “communication”, or whether a static
21 photographic “screenshot” reproduction of a “social media communication” visualized on
22 another’s device is itself a “communication” or merely an indication or record of such a
23 “communication” existing elsewhere).

24 67. The vagueness of Defendant’s extended terms terms invites arbitrary and
25 discriminatory enforcement, and they are unintelligible a person of average intelligence.
26
27
28

1 68. Defendants’ present and imminent threat to criminally enforce the illegal order
2 already underscores the untenable problems of vagueness in their extended terms. In
3 Maravelias’s 2/8/19 conversation with Sgt. Smith, there was disagreement whether the Reply
4 Brief exhibit is a “social media communication”.

5
6 69. On its face, the extended terms appear to criminalize Maravelias’s mere
7 “possession” of public court exhibits, necessarily “depriving” him of that property by forcing
8 him to relinquish and discard said property lest he face criminal punishment.

9
10 70. Defendants’ extended terms against Maravelias also produce the absurd result
11 that Christina DePamphilis’s possessing *her own* “social media communications”
12 automatically criminalizes Maravelias, since he has access to public court documents where
13 her said “communications” are already entered as exhibits and/or since he has a legal right
14 subpoena them from her; therefore, Maravelias could be said to “possess” by a “third-party”
15 (DePamphilis herself) the said “communications”, according to reasonable interpretation of
16 the vague term “third-party [possession]” in Defendants’ outrageous 8/7/18 extended terms.
17

18 71. The same can be said for virtually any instance of Maravelias’s friend or family
19 member merely reading a copy of his Supreme Court briefs or viewing the record of the case.
20

21 72. Defendants’ vague extended terms contain zero due-process protection
22 mechanisms by which Maravelias would not be require automatically to discard and not
23 “possess” any items which might be “social media communications” even if they are public
24 court exhibits for his own cases.

25
26 **Count 4: The “Extended Terms” Violate Procedural Due Process Since They**
27 **Contained No Advanced-Noticed Starting Effective Date and Therefore**
28 **Inescapably Entrap Their Subject into Committing a Crime**

1 73. Defendants’ extended terms against Maravelias are worded such that it would be
2 impossible to obey them. Since they contain no effective starting date, they took-effect and
3 began to criminalize any “possession” of public court exhibits as soon as Judge Coughlin
4 signed the Order, before notifying Maravelias that the extended terms were granted. The
5 extended terms contain no practical procedures for compliance, such as a provision that
6 certain things currently in “possession” must be destroyed or relinquished by a certain time.
7

8 74. Since Maravelias cannot un-destroy destroyed items, it cannot be argued that
9 Maravelias could have temporarily destroyed such exhibits pending Judge Coughlin’s ruling.
10

11 **Count 5: The “Extended Terms”, Masquerading Under the Procedural Guise of**
12 **a Common Civil Protective Order, Violate Substantive Due Process Since They**
13 **are *Ultra Vires* Issued in Complete Absence of Legal Authority**

14 75. *First*, Defendant JOHN J. COUGHLIN acted in reckless defiance of statutory
15 authority on 8/7/18 when he ordered the extended terms against Maravelias by and through
16 “further conditions” to a civil stalking protective order. New Hampshire state law precisely
17 regulates said civil protective orders and enumerates the types of relief which may be granted.
18

19 76. Defendants’ extended terms are in excess of the permitted forms of relief for NH
20 civil stalking protective orders. The local NH district courts have jurisdiction over civil
21 stalking protective orders under RSA 633:3-a. RSA 633:3-a, III-a states, “The types of relief
22 that may be granted [with such civil protective orders] ... shall be the same as those set forth
23 in RSA 173-B [the similar statute controlling Domestic Violence protective orders]”.

24 77. RSA 173-B:5 exclusively enumerates the forms of additional relief New
25 Hampshire state courts may grant in such DV or stalking protective orders, as follows:
26

27 “(a) Protective orders:

28 (1) Restraining the defendant from abusing the plaintiff.

 (2) Restraining the defendant from entering the premises and curtilage where the plaintiff resides,

1 except when the defendant is accompanied by a peace officer and is allowed entry by the plaintiff
2 for the sole purpose of retrieving personal property specified by the court.

3 (3) Restraining the defendant from contacting the plaintiff or entering the plaintiff's place of
4 employment, school, or any specified place frequented regularly by the plaintiff or by any family
5 or household member.

6 (4) Restraining the defendant from abusing the plaintiff, plaintiff's relatives, regardless of their
7 place of residence, or plaintiff's household members in any way.

8 (5) Restraining the defendant from taking, converting, or damaging property in which the plaintiff
9 may have a legal or equitable interest.

10 (6) Directing the defendant to relinquish to the peace officer, in addition to the relief specified in
11 RSA 173-B:5, I, any and all deadly weapons...

12 (7) Granting the petitioner exclusive care, custody, or control of any animal owned, possessed,
13 leased, kept, or held by the petitioner....

14 (b) Other relief including, but not limited to:

15 (1) Granting the plaintiff the exclusive use and possession of the premises and curtilage of the
16 plaintiff's place of residence...

17 (2) Restraining the defendant from withholding items of the plaintiff's personal property specified
18 by the court. A peace officer shall accompany the plaintiff in retrieving such property to protect
19 the plaintiff.

20 (3) Granting to the plaintiff the exclusive right of use and possession of the household furniture,
21 furnishings, or a specific automobile...

22 (4) Ordering the defendant to make automobile, insurance, health care, utilities, rent, or mortgage
23 payments.

24 (5) Awarding temporary custody of the parties' minor children to either party or, where
25 appropriate, to the department, provided that: ...

26 (6) Establishing visitation rights with regard to the parties' minor children. ...

27 (7) Directing the defendant to pay financial support to the plaintiff or minor children, unless the
28 defendant has no legal duty to support the plaintiff or minor children.

(8) Directing the abuser to engage in a batterer's intervention program or personal counseling. ...

(9) Ordering the defendant to pay the plaintiff monetary compensation for losses suffered as a
direct result of the abuse which may include, but not be limited to, loss of earnings or support,
medical and dental expenses, damage to property, out-of-pocket losses for injuries ...

(10) Ordering the defendant to pay reasonable attorney's fees."

78. Absolutely nowhere in either the New Hampshire civil stalking protective order
statute nor the procedurally-controlling DV protective order statute are Defendants authorized
to enjoin broad prophylactic injunctions against the free speech and due process rights to
"possess" public "social media communications" from the internet for one's legal defense.

79. Second, as an officer of the NH local Derry District Court, Defendant JOHN J.
COUGHLIN did not have any general equitable jurisdictional power to enjoin such terms

1 against Maravelias even if they were not otherwise unconstitutional. The NH local District
2 Court has jurisdiction over such civil stalking protective order cases pursuant to RSA 502-
3 A:14, “Civil Causes. – I. Exclusive Jurisdiction” which states, “all district courts shall have
4 original and exclusive jurisdiction of civil cases in which the damages claimed do not exceed
5 \$1,500”. The NH District Court does not have general equitable powers, which is reserved to
6 the NH Superior Court. *See* RSA 498:1, “Jurisdiction”, which states “the superior court shall
7 have the powers of a court of equity in ... cases in which there is not a plain, adequate and
8 complete remedy at law; and in all other cases cognizable in a court of equity”. Thus,
9 Defendant JOHN J. COUGHLIN, within a civil stalking protective order case, had no legal
10 authority to grant relief not specifically authorized by the controlling statute(s) therefor.
11

12
13 80. Accordingly, Defendant JOHN J COUGHLIN’S 8/7/18 order granting the
14 extended terms against Maravelias constitutes an arbitrary, despotic act done *ultra vires* in
15 total defiance of constitutional, statutory, and jurisdictional authority.
16

17 81. Defendant JOHN J. COUGHLIN’S conduct was extreme and outrageous,
18 malicious, wanton and reckless, shocking to the conscience, completely outside the
19 boundaries of propriety and lawfulness, and contemptuous of the moral ethos of the State of
20 New Hampshire and the United States of America.
21

22 82. Defendants acted willfully, knowingly, and maliciously in a coordinated effort
23 to disparage *pro se* Paul Maravelias’s federal constitutional rights by unilateral acts of judicial
24 tyranny: Maravelias’s 7/5/18 Objection articulately warned Defendants of the illegality of the
25 proposed extended terms and that granting them would be in excess of legal authority. *See*
26 Paragraphs 23 through 25 of Maravelias’s 7/5/18 Objection. **(Exhibit B)**
27
28

1 of action pertaining to the “extended terms”. As far as is known, RSA 633:3-a, III-c. is not
2 currently being challenged in any New Hampshire Supreme Court appeal, nor is Maravelias
3 yet subject to any criminal prosecution involving this statute. The instant cause of action
4 therefore passes the *Rooker-Feldman* doctrine and all abstention doctrines.
5

6 102. This statute permits extension of such protective orders if plaintiff’s “well-
7 being” primarily would be jeopardized without an extension, even if concern for “safety” is
8 minimal. The Oxford English Dictionary defines “well-being” as “the state of being
9 comfortable, healthy or happy.” Therefore, if a petitioner merely alleges she would be
10 “uncomfortable” or “unhappy” without the extension, the state court is required to extend it.
11

12 103. Said protective orders inflict extensive restrictions against a subject’s
13 constitutional rights, such as no-contact and firearms relinquishment orders.
14

15 104. The statute is therefore facially overbroad in violation of the First Amendment,
16 because it enables trial courts to extend such protective orders based on a respondent’s
17 constitutionally protected non-threatening public speech which could “discomfort” the
18 petitioner, thereby triggering the overbroad “well-being” standard for extension.
19

20 105. The statute’s language is therefore not narrowly-tailored to serve a significant
21 governmental interest. It does not grant respondents any alternative channels to express
22 themselves in public which could “discomfort” or “displease” petitioners without being
23 punished by extended-duration restrictions of their constitutional rights. The overbroad statute
24 therefore has a chilling effect against appropriate speech to such protective order respondents.
25

26 106. The “well-being” standard in the statute is overbroad also because it is not
27 narrowly-tailored to serve the actual governmental interest of the statute, which is not
28 preventing “displeasure” or “discomfort” of petitioners, but rather protecting them from

1 “stalking” – conduct causing a “reasonable person to fear for their physical safety”.

2 *See* RSA 633:3-a, I.

3
4 107. The “well-being” standard in the statute inescapably renders it a content-based
5 speech regulation, since a respondent’s public expression which is “displeasing” to the
6 petitioner would alone satisfy the “well-being” standard for extending it, whereas agreeable
7 public speech not upsetting the petitioner would not trigger the “well-being” standard.

8
9 108. The statute is both overinclusively and underinclusively not narrowly tailored.
10 *First*, it punishes respondents’ acts of public expression which are not contrary to the
11 governmental interest of preventing stalking (e.g., publicly disagreeing with the fact that a
12 stalking order was issued). *Second*, it fails to equally punish *new* stalking order defendants
13 with its overbroad “well-being” extension standard. *Cf.* RSA 633:3-a, III-a, the more stringent
14 legal standard for initial issuance of a stalking order requiring a “stalking course of conduct”,
15 as opposed to mere indication that granting the order serves a petitioner’s “well-being”.

16
17 109. Defendants, acting under color of state law, have threatened to and will enforce
18 and implement the above-identified “extended terms” against Plaintiff Maravelias by means
19 of a civil stalking protective order which is in-effect because of a facially overbroad statute,
20 RSA 633:3-a, III-c., in violation of the First Amendment to the U.S. Constitution. Wherefore,
21 Plaintiff respectfully prays the Court grant the relief set forth hereunder in the section entitled
22 “Prayer for Relief”.

23
24 **COUNT 9**

25 **NH RSA 633:3-A, III-C. IS FACIALLY VOID FOR VAGUENESS IN VIOLATION**
26 **OF THE FOURTEENTH AMENDMENT TO THE U.S. CONSTITUTION**

27 110. All paragraphs hereinabove are repeated herein as though fully set forth.
28

1 111. “A statute can be impermissibly vague for either of two independent reasons.
2 First, if it fails to provide people of ordinary intelligence a reasonable opportunity to
3 understand what conduct it prohibits. Second, if it authorizes or even encourages arbitrary and
4 discriminatory enforcement.” *Hill v. Colorado*, 530 U.S. 703,732 (2000).

5
6 112. The language of RSA 633:3-a, III-c. is unintelligible and so loosely constrained
7 that arbitrary, discriminatory enforcement thereof is inevitable. Not only is the term “well-
8 being” too vague, but also the extent to which the preceding term “safety” narrows or
9 qualifies “well-being”.

10
11 113. This vagueness is substantially likely or guaranteed to complicate every stalking
12 order extension case brought before NH state courts, regardless of the particular facts of such
13 cases. The statute provides zero guidance on how trial court judges should interpret “well-
14 being”, or on what conduct beyond threatening speech or actual violence would permit
15 extension not necessarily to serve a plaintiff’s “safety”, but rather their “well-being”.

16
17 114. For instance, one judge might consider a “well-being” order ridiculous and far
18 in-excess-of the legislative counter-stalking intent, calibrating his or her judgements to the
19 statute’s broad “safety” context, even applying *ejusdem generis* to constrain “well-being”
20 thereby. However, another judge might reject this interpretation, “safety and well-being” not
21 being a list, and adopt the plain meaning of the word “well-being”.

22
23 115. The statute’s vagueness is not only semantic but also syntactic, fraught with
24 meaningful ambiguity between the co-possible constructions “shall grant such relief as may
25 be necessary to provide for the (safety and well-being)” and “... relief as may be necessary to
26 provide for the safety, and (relief as may be necessary to provide for the) well-being”. The
27
28

1 former interpretation begets tautology, the latter overbroad plaintiff-sycophancy. Both
2 interpretations are reasonable but produce vastly different legal outcomes.

3
4 116. The comparable protective order laws of no other US state discard the initial-
5 issuance-standard for something pointlessly different for extension, as does New Hampshire’s
6 unconstitutionally defective statute. For example, the analogous Massachusetts statute for
7 extension of Civil Harassment Orders, M.G.L. 258E §3(d), states in relevant part that “the
8 court [may extend] the [harassment] order ... as it deems necessary to protect the plaintiff
9 from harassment.” *Id.* It does not switch the legal standard to something different and
10 overbroad when it concerns extension, requiring a “stalking course of conduct” for an original
11 order but only vague “interest in well-being” for subsequent extensions, as with the defective
12 New Hampshire statute. *Cf. also* 19-A M.R.S. 4007(2), the analogous Maine statute
13 controlling extension of DV protective orders following civil adjudications of “abuse”: “the
14 court may extend an order, upon motion of the plaintiff, for such additional time as it
15 determines necessary to protect the plaintiff ... from abuse.”

16
17
18 117. That a statute’s unintelligibility to an average person and propensity for arbitrary
19 enforcement violates the due process rights guaranteed by the Fourteenth Amendment is
20 pellucid – especially here, where said vague statute controls the extension of court orders
21 severely limiting other federal constitutional rights.

22
23 118. Defendants, acting under color of state law, have threatened to and will enforce
24 and implement the above-identified “extended terms” against Plaintiff Maravelias by means
25 of a civil stalking protective order which is in-effect because of an unconstitutionally vague
26 statute, RSA 633:3-a, III-c., in violation of the Fourteenth Amendment to the U.S.
27 Constitution. Wherefore, Plaintiff respectfully prays the Court grant the relief set forth
28 hereunder in the section entitled “Prayer for Relief”.

PRAYER FOR RELIEF

WHEREFORE, Plaintiff Paul Maravelias respectfully requests this Honorable Court:

- I. Issue a temporary restraining order (TRO) and preliminary injunction prohibiting Defendants and their officials, employees, and agents from implementing or enforcing the said “extended terms” to the civil protective order against Maravelias in New Hampshire District Court Case No. 473-2016-CV-00124;
- II. Enter a declaratory judgment that Defendants’ said criminally-enforceable “extended terms” violate Maravelias’s civil constitutional rights as guaranteed by the First Amendment to the U.S. Constitution;
- III. Enter a declaratory judgment that Defendants’ said criminally-enforceable “extended terms” violate Maravelias’s civil constitutional rights as guaranteed by Part I, Article 22 of the New Hampshire Constitution;
- IV. Enter a declaratory judgment that Defendants’ said criminally-enforceable “extended terms” violate Maravelias’s due process and equal protection rights as guaranteed by the Fourteenth Amendment to the U.S. Constitution;
- V. Enter a declaratory judgment that Defendants’ said “extended terms” to the civil protective order are *ultra vires* and in violation of NH state law;
- VI. Enter a declaratory judgment that Defendants’ said “extended terms” to the civil protective order violate the Ex Post Facto clause of the U.S. Constitution;
- VII. Enter a declaratory judgment that New Hampshire RSA 633:3-a, III-c. is unconstitutionally overbroad on its face in violation of the First and Fourteenth Amendments to the U.S. Constitution;
- VIII. Enter a declaratory judgment that New Hampshire RSA 633:3-a, III-c. is unconstitutionally vague on its face in violation of the Fourteenth Amendment to the U.S. Constitution;
- IX. Enter a permanent injunction to prevent future unlawful conduct by Defendants;
- X. Award Plaintiff the reasonable costs and disbursements of this action;
- XI. Grant any further relief as may be deemed just and proper.

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Respectfully submitted,

PAUL J. MARAVELIAS, *pro se*



/s/ Paul J. Maravelias, *pro se*

Dated: February 11th, 2019

Paul J. Maravelias
34 Mockingbird Hill Rd
Windham, NH 03087
paul@paulmarv.com
603-475-3305

1 **AFFIDAVIT IN SUPPORT OF PLAINTIFF'S ORIGINAL VERIFIED COMPLAINT**
2 **FOR DECLARATORY AND INJUNCTIVE RELIEF**

3
4 NOTARY ACKNOWLEDGMENT

5 STATE OF NEW HAMPSHIRE – COUNTY OF _____

6
7 On this ___ day of February 2019, before me, _____, the
8 undersigned officer, personally appeared _____, known to me (or
9 satisfactorily proven) to be the person whose name is subscribed to the within instrument
and acknowledged that he/she executed the same for the purposes therein contained, who
being by me first duly sworn, on his oath, deposes and says:

10 **All factual stipulations within the foregoing Original**
11 **Verified Complaint are true and accurate to the best of my**
12 **knowledge as of 2/11/2019.**

13 *[affiant's statement of facts]*

14 

15 *[signature of affiant]*

16 **Paul J. Maravelias**

17 *[typed name of affiant]*

18 **34 Mockingbird Hill Rd, Windham, NH 03087**

19 *[address of affiant]*

20 In witness whereof I hereunto set my hand and official seal.

21
22
23 _____
Notary Public

24 My commission expires: _____

1 Paul J. Maravelias
2 34 Mockingbird Hill Rd
3 Windham, NH 03087
4 Telephone: (603) 475-3305
5 paul@paulmarv.com

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**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW HAMPSHIRE**

PAUL MARAVELIAS,
a natural person,

Plaintiff,

v.

JOHN J. COUGHLIN,
a natural person, in his individual and
official capacities,

GORDON J. MACDONALD,
a natural person, in his official capacity as
Attorney General of New Hampshire,

PATRICIA G. CONWAY,
a natural person, in her official capacity as
Rockingham County Attorney,

TOWN OF WINDHAM, ex rel.,
WINDHAM POLICE DEPARTMENT,
municipal entities,

GERALD S. LEWIS,
a natural person, in his official capacity as
Chief of Police of the Town of Windham,

Defendants.

Case No. **1:19-CV-143**

**EMERGENCY EX PARTE
APPLICATION FOR
TEMPORARY RESTRAINING
ORDER AND ORDER TO SHOW
CAUSE RE PRELIMINARY
INJUNCTION**

Date Action filed: 2/10/2019

Time: 11:00AM

INTRODUCTION

1. Plaintiff PAUL MARAVELIAS (“Plaintiff”) applies for an emergency *ex parte* temporary restraining order (TRO) against Defendants pursuant to FCRP 65. Defendants have

1 issued an unlawful order against Plaintiff masquerading as certain “extended terms” to a
2 preexisting civil protective order. Defendants are actively planning to arrest Plaintiff for
3 violating said “extended terms” made *ultra vires* in complete absence of statutory authority
4 and, separately, in violation of federal constitutional law. To wit, Defendants are imminently
5 expected to arrest Plaintiff for filing a Reply Brief in December 2018 to the New Hampshire
6 Supreme Court, as part of an appellate case, containing an innocuous “social media”
7 appendical exhibit, evidencing “possession” thereof. Defendants are about to arrest Plaintiff
8 for “possessing” the certain public court exhibit and cause irreparable, immediate harm under
9 the false guise of enforcing a civil “stalking” protection order under NH RSA 633:3-a.
10 Plaintiff also applies for an order to Defendants to show cause as to why a preliminary
11 injunction should not issue pending the trial of this action.

12 2. In support, Plaintiff relies upon the points of fact and law within his
13 accompanying Original Verified Complaint and additionally represents as follows.

14
15 **EXIGENT NEED FOR TEMPORARY RESTRAINING ORDER**

16 3. Maravelias now faces imminent arrest and prosecution for his protected speech-
17 acts within his own *pro se* legal self-defense in New Hampshire courts, as a result of
18 Defendants’ illegal order.

19 4. Time is of the essence. Plaintiff Maravelias requests the Court grant him liberal
20 application of the well-pleaded complaint and reasonable construction rules as Maravelias is
21 *pro se* and composing the instant action on extremely short notice. He risks suffering
22 irreparable injury by continuing to refine and polish this legal document. Accordingly, it is
23
24

1 unwise to tarry, or to fortify the instant application for TRO with a more profound review of
2 case law than necessary.

3 5. To this end, to show the exigent need for a TRO, Plaintiff relies predominantly
4 upon all facts, causes of action, legal arguments, and prayers for relief rehearsed in his
5 accompanying Original Verified Complaint.
6

7 **LEGAL STANDARD**

8 6. In determining whether to grant a motion for a temporary restraining order, the
9 same four-factor analysis applies as would be used to evaluate a motion for preliminary
10 injunction. *See, e.g., Francis v. Pulley*, No. 06-480, 2006 U.S. Dist. LEXIS 93792, at *5
11 (D.N.H. Dec. 28, 2006). To wit, to grant a TRO or preliminary injunction, a plaintiff must
12 establish the following four elements: “(1) a likelihood of success on the merits, (2) a
13 likelihood of irreparable harm absent interim relief, (3) a balance of equities in the plaintiff’s
14 favor, and (4) service of the public interest.” *Arborjet, Inc. v. Rainbow Treecare Sci.*
15 *Advancements*, 794 F.3d 168, 171 (1st Cir. 2015); *See also Planned Parenthood League v.*
16 *Bellotti*, 641 F.2d 1006, 1009 (1st Cir. 1981), *Jean v. Mass. State Police*, 492 F.3d 24, 26–27
17 (1st Cir. 2007), *Bruns v. Mayhew*, 750 F.3d 61, 65 (1st Cir. 2014).

18 7. The predominate factor in this determination is the first factor: the likelihood of
19 success on the merits. *See Corporate Technologies v. Harnett*, 731 F.3d 6, 10 (1st Cir. 2013);
20 *Sindicato Puertorriqueno de Trabajadores v. Fortuno*, 699 F.3d 1, 10 (1st Cir. 2012) (“In the
21 First Amendment context, the likelihood of success on the merits is the linchpin of the
22 preliminary injunction analysis.”).

1 12. Furthermore, the Plaintiff would suffer irreparable harm if this Court does not
2 maintain the status quo by granting a TRO to assert jurisdiction in this matter. *See Robert*
3 *Haig, 3d Bus. & Comm'l Litig. in Fed. Cts. § 17:26 (2011)* (“Nonetheless, the court may still
4 grant a mandatory preliminary injunction when necessary to protect the movant from
5 irreparable harm and to preserve the court’s ability to render a meaningful decision.”)
6 (emphasis added). Here, if this Court does not issue a TRO, Defendants will have enough
7 time to initiate criminal charges against Maravelias for violation of the unconstitutional
8 “extended terms”. In such an event, *Younger* abstention might preclude this Court from
9 “rendering a meaningful decision” – or any decision at all in this case. *See Younger v. Harris,*
10 *401 U.S. 37 (1971).* *Younger* abstention does not currently preclude this action because
11 Defendants have not yet filed charges against Maravelias. The sought injunctive relief is
12 exclusively prospective. Ergo, a TRO is necessary additionally to maintain this *status quo*.

13
14 **THE BALANCE OF EQUITIES HEAVILY FAVORS GRANTING**
15 **A TRO, WHICH WILL NOT HARM DEFENDANTS**

16 13. The sought TRO enjoins state officers from enforcing a particular order under
17 the guise of the NH civil protective order statute which the trial of this action will conclude is
18 illegal. A TRO enjoining state officers from criminally enforcing the said unconstitutional
19 “extended terms” does not cause any harm or injury whatsoever to the Defendants. It is well
20 established that no one, the government included, has an interest in the enforcement of an
21 unconstitutional law. *See ACLU v. Reno, 929 F. Supp. 824, 849 (1996).*

22 14. On the contrary, the issuance of a TRO is indeed quite beneficial to Defendants
23 and all parties. Defendants will avoid law enforcement resource usage and wasteful, pointless,
24 and costly state-level criminal litigation if they are not enjoined from enforcing the Order.

1 **PRAYER FOR RELIEF**

2 WHEREFORE, Plaintiff Paul Maravelias respectfully requests this Honorable Court:

- 3
- 4 I. Issue a temporary restraining order (TRO) and preliminary injunction
- 5 prohibiting Defendants and their officials, employees, and agents from
- 6 implementing or enforcing the “extended terms” to the civil protective
- 7 order against Maravelias in New Hampshire District Court Case No. 473-
- 8 2016-CV-00124 as identified in Plaintiff’s Original Verified Complaint;
- 9 II. Issue an Order to Defendants to show cause as to why a preliminary
- 10 injunction should not issue pending the trial of this action;
- 11 III. Grant any further relief as may be deemed just and proper.

12 _____

13 Respectfully submitted,

14 PAUL J. MARAVELIAS, *pro se*

15

16

17 

18

19

20 /s/ Paul J. Maravelias, pro se

Dated: February 11th, 2019

21 **Paul J. Maravelias**
22 34 Mockingbird Hill Rd
23 Windham, NH 03087
24 paul@paulmarv.com
603-475-3305

**AFFIDAVIT IN SUPPORT OF EMERGENCY EX PARTE APPLICATION FOR
 TEMPORARY RESTRAINING ORDER AND ORDER TO SHOW CAUSE RE
 PRELIMINARY INJUNCTION**

NOTARY ACKNOWLEDGMENT

STATE OF NEW HAMPSHIRE – COUNTY OF _____

On this ___ day of February 2019, before me, _____, the undersigned officer, personally appeared _____, known to me (or satisfactorily proven) to be the person whose name is subscribed to the within instrument and acknowledged that he/she executed the same for the purposes therein contained, who being by me first duly sworn, on his oath, deposes and says:

All factual stipulations within the foregoing Emergency Ex Parte Application for TRO and Order to Show Cause Re Preliminary Injunction are true and accurate to the best of my knowledge as of 2/11/2019.

[affiant's statement of facts]



[signature of affiant]

Paul J. Maravelias

[typed name of affiant]

34 Mockingbird Hill Rd, Windham, NH 03087

[address of affiant]

In witness whereof I hereunto set my hand and official seal.

 Notary Public

My commission expires: _____

1 PAUL J. MARAVELIAS, *pro se*
34 Mockingbird Hill Rd
2 Windham, NH 03087
Telephone: (603) 475-3305
3 Email: paul@paulmarv.com
4

5 **UNITED STATES DISTRICT COURT**
6 **FOR THE DISTRICT OF NEW HAMPSHIRE**

7 _____)
8 PAUL MARAVELIAS,)
a natural person,)
9 Plaintiff,)

Case No. **1:19-CV-143**

10 v.)

11 JOHN J. COUGHLIN,)
a natural person, in his individual and)
12 official capacities,)
13 GORDON J. MACDONALD,)
a natural person, in his official capacity as)
14 Attorney General of New Hampshire,)
15 PATRICIA G. CONWAY,)
a natural person, in her official capacity as)
16 Rockingham County Attorney,)
17 TOWN OF WINDHAM, ex rel.,)
18 WINDHAM POLICE DEPARTMENT,)
19 municipal entities,)
20 GERALD S. LEWIS,)
a natural person, in his official capacity as)
21 Chief of Police of the Town of Windham,)
22 Defendants.)
23 _____)

**PAUL MARAVELIAS'S
DECLARATION IN SUPPORT OF
EMERGENCY *EX PARTE*
APPLICATION FOR
TEMPORARY RESTRAINING
ORDER AND ORDER TO SHOW
CAUSE RE PRELIMINARY
INJUNCTION**

Date Action filed: 2/10/2019
Time: 11:00AM

24 I, Paul Maravelias, declare that:

25
26 1. On 2/8/19 at 11:00am EST, I voluntarily met with Sgt. Bryan Smith at the
27 Windham Police Department. Sgt. Smith leads the investigation/detective division.
28

1 2. Sgt. Smith asked me if I objected to our conversation being recorded. I told him
2 that was fine. At that point, there was no “reasonable expectation of privacy” that could have
3 made it unlawful under NH RSA 570-A for me to have a concurrent separate audio recording
4 on my cell-phone. Further, Sgt. Smith is a police officer who was performing his official
5 duties in a public space. *See Glik v. Cunniffe*, 655 F.3d 78 (1st Cir. 2011).

7 3. I declare that the following pieces of dialogue occurred in said conversation.
8 Hereunder, I add emphasis in parts to highlight dialogue of special legal significance. In a few
9 parts, I add text in brackets to aid contextual understanding but not actually spoken.

11 **Maravelias’s Statements to Sgt. Smith in the 2/8/19 Interview**

12 4. “I have court exhibits – public documents ... for instance, the pictures of her
13 middle-fingering me and harassing me at a time when she claims to fear me. This whole thing
14 is a malicious, defamatory harassment campaign against me. So, uh, I own those court
15 exhibits, okay? And... and if your department is going to arrest me for owning court
16 exhibits... every single individual officer in this building knows I have a constitutional right
17 to own and possess court documents”

19 5. “I’ve been very compliant.”

21 6. “The whole thing is invalid, the whole thing is unconstitutional; I have a right to
22 own any public images on the internet. But in the gray area I suppose you could call it ... the
23 gray area that I haven’t even tested yet with you is, you know, posting things that aren’t legal
24 documents, but it’s fully within my first-amended right to post and put on the internet, and,
25 sort-of, dialectically prove my innocence and that they lied. I haven’t even done that, okay?
26 All I’ve done ... is compose legal documents which are favorable to my position and that is
27

1 completely protected by my rights under the constitution of the United States of America and
2 the State of New Hampshire.”

3 7. “I understand what the order was that Judge Coughlin granted when he scribbled
4 ‘Denied’ on my 20 pages of constitutional analysis and fact– and merit-based objection”

5 8. “Are you investigating me for having violated the stalking order?”

6 9. “Can you name one act that I’ve done that you believe would, uh, approach
7 getting near those outrageous social media ‘possession’ terms that is not an act of me
8 engaging in the legal process in the court system? Have I gone on my website and posted
9 pictures that I believe are, you know, helpful to my position but aren’t court filings, have I
10 done that?”

11 10. “On the date that that order was made, legal exhibits in my folder cannot be
12 expected to be thrown in the trash. I mean, I understand you’re doing your job right now, but
13 do you understand how insane this is? ... I mean these people lied to get a restraining order
14 against me and I’m sitting in my town’s police department and there’s a serious conversation
15 whether or not I’m a criminal for owning pieces of paper that are court documents that I used
16 to – do you understand how Orwellian, like is this Communist Russia? The publicity that
17 would come against this department – I mean, just imagine the headlines, ‘Man arrested: 23-
18 year-old guy arrested for possessing court exhibits to prove a girl lied about him’. You
19 understand the climate we’re in right now, these false accusers? I mean I didn’t do any
20 ‘stalking’ to begin with ... I have a right ... that I possess my court exhibits. It’s not going on
21 her social media and pulling stuff now, since [the time that] that term was granted, okay?
22 That’s not what’s happened: I have court exhibits”

1 11. “If you want to get down to the specifics of this and say that by filing a legal
2 document, your investigating me for violating the stalking order, I would like to have my
3 lawyer.”

4
5 12. “Do I have to be terrorized by the thought that your department is going to come
6 and arrest me right before my hearing? [on 2/12/19 on the protective order extension]”

7
8 13. “Do I have to be terrorized now that I know I’m being investigated for violating
9 a stalking order?”

10 14. “Please don’t give these people validation by arresting me, and, you know, my
11 name is in the paper – that’s all they want, they’re out to get me. Please sir.”

12 **Sgt. Smith’s Statements to Maravelias in the 2/8/19 Interview**

13
14 15. “You understand that part of that order ... there was a motion granted that said
15 that you’re not allowed to possess her social media.”

16
17 16. “You understand that the court stated you can’t possess her social media,
18 whether you believe it’s unconstitutional or not ... you understand and know that the court
19 said that you can’t possess her social media?”

20
21 17. “OK, I’m asking you: do you understand that that was a piece, or that that was
22 granted, that you can’t possess her social media?”

23 18. “Yeah, there’s an investigation, I told you I wanted to talk about it”.

24
25 19. “As to whether charges come or not ... all dependent on what the findings are of
26 my investigation.”

27
28 20. “I’m investigating whether your possession of some of her social media pieces
... [violates the ‘extended terms’ of the protective order]”

1 21. “In your Plaintiff’s Reply Brief to the Supreme Court, you put this piece of
2 social media in it. ... You know the pieces that you submitted, so ... Prior to submitting this
3 brief to the Supreme Court, had you ever used this piece of social media in any of your
4 hearings or any of your court cases?”

5
6 22. “But you presented it. So you possessed it if you presented it.”

7 23. “That’s a piece of social media post, would you agree to that? Is that a social
8 media post?”

9
10 24. “Whether it’s valid or not, the court has said it’s valid.”

11 25. “I’m investigating a report that you possessed her social media after you were
12 told you can’t. That’s what I’m investigating.”

13
14 26. “I’m attempting to get that, as to whether they were in public files or not”

15 27. “I’m in the middle of my investigation. In the middle of an investigation, I
16 haven’t decided whether I have probable cause to arrest you yet.”

17
18 28. “If I believe that you fit the four corners of the law and you violated the stalking
19 order, then I will arrest you.”

20 29. “If there’s probable cause ... I’ll get a warrant, and then I’ll call you and tell you
21 to turn yourself in.”

22
23 30. “There’s a complaint that you possess her social media.”

24 31. “I’m still collecting stuff, when it comes to, what the public documents are –
25 whether exhibits were, when you ever ... to use that piece of social media as an exhibit, when
26 I get that, and I review all the facts and circumstances, I’ll make a decision, um, and like I
27 said, if I do an arrest warrant for you I’ll call you.”

1 The above facts are within my personal knowledge and I am competent to testify to their
2 truth if called as a witness. I declare under penalty of perjury under the laws of the State of
3 New Hampshire and the United States of America that the foregoing is true and correct to
4 the best of my knowledge as of 2/11/2019.
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/s/ Paul J. Maravelias, *pro se*

Dated: February 11th, 2019

Paul J. Maravelias
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603-475-3305

1 PAUL J. MARAVELIAS, *pro se*
34 Mockingbird Hill Rd
2 Windham, NH 03087
Telephone: (603) 475-3305
3 Email: paul@paulmarv.com

4 **UNITED STATES DISTRICT COURT**
5 **FOR THE DISTRICT OF NEW HAMPSHIRE**

6
7 _____)
8 PAUL MARAVELIAS,)
a natural person,)
9 Plaintiff,)

Case No. **1:19-CV-143**

10 v.)

11 JOHN J. COUGHLIN,)
a natural person, in his individual and)
12 official capacities,)

**PAUL MARAVELIAS'S
CERTIFICATION OF NOTICE
TO DEFENDANTS PURSUANT
TO FRCP 65(b)(1)(B)**

13 GORDON J. MACDONALD,)
a natural person, in his official capacity as)
14 Attorney General of New Hampshire,)

15 PATRICIA G. CONWAY,)
a natural person, in her official capacity as)
16 Rockingham County Attorney,)

Date Action filed: 2/10/2019
Time: 11:00AM

17 TOWN OF WINDHAM, ex rel.,)
18 WINDHAM POLICE DEPARTMENT,)
19 municipal entities,)

20 GERALD S. LEWIS,)
a natural person, in his official capacity as)
21 Chief of Police of the Town of Windham,)

22 Defendants.)
23 _____)

24
25 I, Paul Maravelias, declare as follows. I am the *pro se* Plaintiff of this action. Pursuant to
26 FRCP 65(b)(1)(B), I made the following efforts to give Defendants' notice that I would apply
27 to this Court for an *ex parte* temporary restraining order against them.
28

1 On Friday 2/8/19 at 2051 EST, I sent the following email whose recipients included 1)
2 two contacts for the NH Attorney General, 2) the Town Clerk of Windham, NH 3) Gerald S.
3 Lewis, WPD Chief of Police, 4) Sgt. Bryan Smith, WPD, and 4) the two Captains and one
4 Prosecutor email contacts for WPD as available on the town website:

5
6 "Dear Sgt. Smith:

7 Thank you for meeting with me this morning at the department. I appreciate your professionalism.

8 Pursuant to F.R.C.P. 65(b)(1)(B), this email serves to provide you and your department (and, by
9 extension, the Town of Windham and the State of New Hampshire) advance notice that I intend to
10 file an Emergency Application for *Ex Parte* Temporary Restraining Order (TRO) against you in
11 NH Federal District Court on Monday morning to protect my federal constitutional rights and
12 restrain you from arresting me or issuing any warrants in response to my conduct of submitting a
13 public court exhibit in a routine NHSC appeal brief.

14 You do not have probable cause that I have violated a protective order pursuant to RSA 633:3-a,
15 and even if you did, this action is necessary to protect my constitutional rights against an overbroad
16 statute doubtlessly invalidated by whatever outrageous applied circumstances which could possibly
17 motivate such an arrest on its face.

18 I am terrorized at the prospect of being falsely arrested as a result of, it would appear, my lawful
19 First-Amendment-protected legal self-defense conduct - my mere participation in the adversarial
20 process. Given this circumstance of which I learned just today, I have reasonable fear that I will
21 suffer "immediate and irreparable injury, loss, or damage" if a TRO against you is not granted
22 before you "can be heard in opposition". *See* F.R.C.P. 65(b)(1)(A).

23 This is especially true as the Derry Circuit Court hearing for the protective order extension against
24 me is scheduled for 8am on Tuesday morning.

25 If circumstances over the weekend or early Monday morning come about such that you decide
26 certainly not to pursue any warrants against me in connection with this matter, please contact me
27 ASAP by cell at 603-475-3305 and/or email.

28 Respectfully and sincere regards,

Paul J. Maravelias
paul@paulmarv.com"

1 I could not find an adequate email contact address for the Rockingham County Attorney.
2 I did not give notice to Defendant John J. Coughlin since the sought temporary restraining
3 order and preliminary injunction do not enjoin him, as he lacks enforcement capacity.
4

5 Before the printing and filing this morning of 2/11/19 of the Original Verified Complaint,
6 Application for *ex parte* temporary restraining order, and related papers, I emailed a
7 preliminary copy of these materials to all recipient email addresses enumerated above. Said
8 emailed copies were solely to provide further notice pending formal service of process, and
9 accordingly may lack signatures, notary verifications, or other *de minimis* differences as
10 effectuated after the printing but before the filing of this action.
11

12
13 The above facts are within my personal knowledge and I am competent to testify to their
14 truth if called as a witness. I declare under penalty of perjury under the laws of the State of
15 New Hampshire and the United States of America that the foregoing is true and correct to
16 the best of my knowledge as of 2/11/2019.
17

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24 /s/ Paul J. Maravelias, *pro se* Dated: February 11th, 2019

25 **Paul J. Maravelias**
26 34 Mockingbird Hill Rd
27 Windham, NH 03087
28 paul@paulmarv.com
603-475-3305

1 PAUL J. MARAVELIAS, *pro se*
34 Mockingbird Hill Rd
2 Windham, NH 03087
Telephone: (603) 475-3305
3 Email: paul@paulmarv.com

4 **UNITED STATES DISTRICT COURT**
5 **FOR THE DISTRICT OF NEW HAMPSHIRE**

6
7 _____)
8 PAUL MARAVELIAS,)
a natural person,)
9 Plaintiff,)

Case No. **1:19-CV-143**

10 v.)

11 JOHN J. COUGHLIN,)
a natural person, in his individual and)
12 official capacities,)

**[PROPOSED] ORDER
GRANTING TEMPORARY
RESTRAINING ORDER AND
ORDER TO SHOW CAUSE AS
TO WHY A PRELIMINARY
INJUNCTION SHOULD NOT
ISSUE**

13 GORDON J. MACDONALD,)
a natural person, in his official capacity as)
14 Attorney General of New Hampshire,)

15 PATRICIA G. CONWAY,)
a natural person, in her official capacity as)
16 Rockingham County Attorney,)

17 TOWN OF WINDHAM, ex rel.,)
18 WINDHAM POLICE DEPARTMENT,)
19 municipal entities,)

Date: _____

Time: _____

20 GERALD S. LEWIS,)
a natural person, in his official capacity as)
21 Chief of Police of the Town of Windham,)

22 Defendants.)
23 _____)

24 **[PROPOSED] ORDER**

25
26 Upon consideration of Plaintiff's Application for Temporary Restraining Order and
27 Order to Show Cause Re Preliminary Injunction, the Memorandum and Exhibits in support
28 thereof, as well as the parties' brief and oral argument, if any, this Court finds that Plaintiff

1 has demonstrated a need for preliminary injunctive relief in this case, and that immediate,
2 irreparable injury will result to Plaintiff in the absence of a temporary restraining order.
3 See Fed. R. Civ. P. 65(b). The standard for issuing a temporary restraining order is the
4 same standard that applies to preliminary injunctions. See, e.g., *Francis v. Pulley*, No. 06-
5 480, 2006 U.S. Dist. LEXIS 93792, at *5 (D.N.H. Dec. 28, 2006). Plaintiff has shown the
6 Defendants are engaging in a course of conduct affecting his constitutional interests and
7 that there is imminent threat Defendants will criminally enforce the material “extended
8 terms” against Plaintiff. Plaintiff’s well-pleaded allegations identify an imminent threat of
9 irreparable injury by deprivation of federal constitutional rights and establish he is likely to
10 succeed on the merits, warranting *ex parte* prospective injunctive relief. The Court finds
11 the protection of constitutional rights to be in the public interest and that the balance of
12 equities tips in Plaintiff’s favor.

15 Accordingly, the Court hereby GRANTS Plaintiff’s *Ex Parte* Application and
16 ORDERS A TEMPORARY RESTRAINING ORDER against Defendants Gordon J.
17 MacDonald, Patricia G. Conway, the Town of Windham, Gerald S. Lewis, and their
18 officers, agents, servants, employees, and attorneys (collectively, “Defendants Bound”).
19 Effective immediately, the said Defendants Bound are:

- 21
- 22 1. HEREBY ENJOINED AND RESTRAINED from enforcing anywhere the
23 extended terms granted on 8/7/2018 to the NH district court civil protective order in
24 Christina DePamphilis v. Paul Maravelias (473-2016-CV-00124), to wit, the
25 extended terms that “Respondent [Plaintiff Maravelias] shall not gain access to or
26 possess any of Petitioner’s [Christina DePamphilis’s] social media communications
27 either directly or through a third party”; and
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2. HEREBY ENJOINED AND RESTRAINED from obtaining, executing, or enforcing any arrest or search warrants in connection to any investigation or criminal charge relating to Plaintiff's alleged violation of the said extended terms.

IT IS FURTHER ORDERED that Defendants shall show cause as to why a preliminary injunction should not issue enjoining them and their agents from enforcing the said extended terms to the protective order against Plaintiff. The Court will construe Plaintiff's moving papers for a TRO as a motion for preliminary injunction.

This order SHALL remain in full force and effect through the earlier of the expiration of ten (10) days or a hearing on a preliminary injunction. The case is set for a hearing on a preliminary injunction on _____.

IT IS SO ORDERED, this ____ day of February 2019 at _____.

Dated: February ____, 2019

United States District Judge

EXHIBIT A

STATE OF NEW HAMPSHIRE

ROCKINGHAM, SS

10TH CIRCUIT – DISTRICT DIVISION – DERRY

Docket No. 473-2016-CV-124

Christina DePamphilis

v.

Paul Maravelias

PETITIONER'S MOTION FOR MODIFICATION OF STALKING FINAL ORDER OF PROTECTION TO INCLUDE FURTHER CONDITIONS

NOW COMES the Petitioner Christina DePamphilis, by and through her attorneys, Preti Flaherty PLLP, and respectfully submits the within Motion for Modification of Stalking Final Order of Protection to Include Further Conditions and, in support thereof, states as follows:

1. In a June 15, 2018 Order, the Court granted Petitioner's Motion to Extend the Stalking Final Order of Protection in this case until February 5, 2019.
2. Respondent subsequently filed a Motion for Reconsideration, seeking the Court to reverse its decision on Petitioner's Motion to Extend, to which Petitioner is objecting in a separate pleading.
3. As the Court is aware from the evidence and testimony presented at the extension hearing, in a November 2017 letter to undersigned counsel, Respondent vowed to "go nuclear and utterly destroy (Christina's) academic and professional future..." (Petitioner's Ex. 2 at hearing). On December 10, 2017, Respondent made good on that threat by sending an e-mail to four Windham High School teachers calling Christina libelous names and urging that she be kicked out of the National Honor Society (Petitioner's Ex. 3 at hearing).

EXHIBIT A

4. In addition, Respondent introduced numerous exhibits at the hearing demonstrating that he is closely monitoring Petitioner's social media and Internet activity and accessing material that he is not intended to see.

5. Respondent was criminally charged with violating the Stalking Order by sending the December 2017 e-mail to Christina's school. The State, however, recently *not proessed* the charge.

6. Given this evidence, corroborated and confirmed by Respondent's own testimony, it is appropriate that Petitioner be afforded further specific protections under the Stalking Final Order of Protection. The requested protections are:

- a. Respondent shall not gain access to or possess any of Petitioner's social media communications either directly or through a third party;
- b. Respondent shall not communicate with Petitioner's current or future academic providers; and
- c. Respondent shall not communicate with Petitioner's current or future employers.

7. While the State, in this instance, chose not to prosecute Respondent for his e-mail to Windham High School, this does not mean it was legitimate or protected conduct. Without any doubt, the e-mail was intended to academically and reputationally harm Christina, as Respondent had pledged to do one month earlier.

8. By requesting that Respondent be prohibited from contacting Christina's present and future schools and employers, such harassment and potential academic and professional harm will be prevented.

9. A Final Order of Protection may only be modified by order of the Court. RSA 173-B:5, VIII (a). These are well-justified modifications to the Order which are tailored to the facts and history of this case and are "necessary to bring about a cessation of abuse." *See* RSA

EXHIBIT A

173-B:5, I. The three requested conditions also address Petitioner's legitimate concern that Respondent may take further actions that will harm her academic and professional future.

WHEREFORE, for the reasons set forth above, Petitioner respectfully requests this Honorable Court to:

- A. Grant Petitioner's Motion by adding the three conditions requested;
- B. Modify the Stalking Final Order of Protection to include the following three conditions:
 - 1. Respondent shall not gain access to or possess any of Petitioner's social media communications either directly or through a third party;
 - 2. Respondent shall not communicate with Petitioner's current or future academic providers; and
 - 3. Respondent shall not communicate with Petitioner's current or future employers; and
- C. Grant such other relief as may be just and proper.

Respectfully submitted,

CHRISTINA DePAMPHILIS

By her attorneys,

PRETI, FLAHERTY, BELIVEAU &
PACHIOS, PLLP

Dated: July 2, 2018

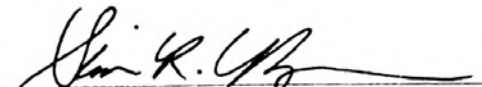
By: 
Simon R. Brown, NH Bar #9279
P.O. Box 1318
Concord, NH 03302-1318
(603) 410-1500

EXHIBIT B

July 5th, 2018

Robin E. Pinelle, Circuit Clerk
NH Circuit Court
10th Circuit – District Division – Derry
10 Courthouse Lane
Derry, NH 03038

Paul Maravelias
34 Mockingbird Hill Rd
Windham, NH 03087

RE: Christina DePamphilis vs. Paul Maravelias
Docket No. 473-2016-CV-00124

Dear Clerk Pinelle,

Enclosed please find Respondent's *Objection to Petitioner's Motion for Modification of Stalking Final Order of Protection to Include Further Conditions* to be filed in the above-referenced case.

Thank you for your attention to this matter.

Sincerely,

Paul J. Maravelias



CC: Simon R. Brown, Esq.

I, Paul Maravelias, certify that a copy of the present *Objection to Petitioner's Motion for Modification of Stalking Final Order of Protection to Include Further Conditions* was forwarded on this day through USPS Certified Mail to Simon R. Brown, Esq., counsel for the Petitioner, P.O. Box 1318, Concord, NH, 03302-1318.



EXHIBIT B

THE STATE OF NEW HAMPSHIRE

ROCKINGHAM, SS

10TH CIRCUIT – DISTRICT DIVISION – DERRY

Docket No. 473-2016-CV-00124

Christina DePamphilis

v.

Paul Maravelias

RESPONDENT’S OBJECTION TO PETITIONER’S MOTION FOR MODIFICATION OF STALKING FINAL ORDER OF PROTECTION TO INCLUDE FURTHER CONDITIONS

NOW COMES the Respondent, Paul Maravelias, and moves this Court to deny Petitioner’s baseless *Motion for Modification of Stalking Final Order of Protection to Include Further Conditions* dated 7/2/18. In support thereof, he represents as follows:

1. On 7/2/18, David DePamphilis’s daughter, the Petitioner, filed the aforementioned Motion to impose even more severe court-ordered restrictions on Maravelias’s public free-speech rights, even after her outright lies, inconsistent statements, and vulgar acts of harassment against Maravelias were undeniably exposed in numerous ways during hearings before this Court on 5/3, 5/4, and 6/8 of this year.

A. PETITIONER CHRISTINA DEPAMPHILIS’S MOTION AIMS TO EXCUSE HER DOCUMENTED ILLEGAL BEHAVIORS AND EMPOWER HER TO CONTINUE VIOLATING THE LAW, AND IS BUT ANOTHER PREDICTABLE ACT IN HER CONTINUED CAMPAIGN OF LEGAL HARASSMENT AGAINST MARAVELIAS

EXHIBIT B

2. As this Court will remember, Christina DePamphilis has cruelly bullied the victim, Mr. Maravelias, with incitative, vulgar, and insulting posts on her public social media profile(s) during the pendency of her criminally falsified “stalking” order against the victim/Respondent.

3. She now seeks to have this Court outlaw Maravelias’s mere possessing a record of her behavior.

4. In particular, in June 2017, Petitioner posted an inflammatory picture of her boyfriend *directly addressing* the victim and making incitative comments against him (6/19/18).

5. After failing to elicit any response from Maravelias that would violate her bad-faith “stalking” order against him, she then posted a rehearsed image of herself, her father David DePamphilis, and her 21-year-old boyfriend Matthew LaLiberte, all middle-fingering the victim, and also making an incitative comment against the victim which identified him.

6. Viewed in the light of her acts of criminal harassment (RSA 644:4) against Mr. Maravelias, the Petitioner’s present motion to prohibit Maravelias from “gaining access” to or even “possessing” these public posts, even from “third parties”, is a risible perversion of propriety.

7. Essentially, Christina DePamphilis wishes to be legitimated by this Court to continue her vulgar harassment of Mr. Maravelias while injunctively restraining him from even using her outrageous public social media exhibits for legal purposes to defend himself. This Court should feel insulted by such a disrespectful and inappropriate attempt to abuse its power.

8. The Petitioner’s continued conduct of filing baseless motions against the victim is for no valid purpose beyond solely to harass him; this Court should impose sanctions against her accordingly for such repeated and patently unreasonable motions against Mr. Maravelias.

EXHIBIT B

9. Furthermore, the Petitioner’s motion attempts to excuse her generic illegal behaviors, past and future, demonstrated on her social media, in which Mr. Maravelias is not the victim.

10. In the Motion to Extend Hearing, this Court accepted *inter alia* a relevant evidentiary exhibit of the “minor” Petitioner – a picture from her social media. In this post, she had pictured herself, at age 16, holding a purse in her right hand and an open bottle of vodka in her left while leaving a party at “4:43am”, with her parked, about-to-be-driven car in the background.

11. Christina DePamphilis also documented her psychoactive substance abuse, her private sexual behaviors¹, and her further underage alcoholic consumption in other social media postings.

12. Thus, the Petitioner’s current desire to handcuff Maravelias in his public free speech rights to third-parties is but a panicked “futile attempt” to avoid responsibility for her pictured acts of law-breaking and perjury², should Maravelias discontinue his magnanimous decline so far to lawfully document said public postings on the web, as he lawfully threatened to do in a November 2017 response to Attorney Brown’s out-of-the-blue threatening letter³.

¹ If this Court were to grant Petitioner’s Motion and thereby enter the enterprise of unlawfully policing private conducts of speech, it would at least be equitable for the Court to order Christina DePamphilis to cease and desist making improper posts revealing her private sexual behaviors before peers. Upon information and belief, this behavior is socially unacceptable, and is considered disturbing by her peers. It is not practiced by other youth, even by ones who picture themselves violating state laws on alcohol/marijuana consumption. While the latter is at least somewhat socially acceptable, the Petitioner has caused discomfort to her peers with her unwanted social media indications of her private sex life. These should never be publicly posted on social media, especially given her age.

² Christina DePamphilis maintained her false claim under oath on 5/3/18 that she has “fear for her physical safety” of Mr. Maravelias, despite her abusive, harassing, and unlawful conduct victimizing Mr. Maravelias. Indeed, this Court has validated Christina DePamphilis’s hurtful law-breaking, in wrongfully granting an extension on her Stalking Order. That matter is pending this Court’s review in a reconsideration pleading filed by Respondent.

³ Maravelias has every right to publicly republish her legally-public postings, as acknowledged by the mere existence of the instant motion by Petitioner, the daughter of David DePamphilis, to injunct against said right.

EXHIBIT B

13. The Petitioner requests that it be unlawful for Maravelias to even “possess” her social media postings. This is so absurd that it would criminalize Mr. Maravelias for merely owning his copy of this Court’s own public evidence exhibits from this case which he used at Hearing.

14. Thus, it would also violate the “Right to Know” law (91-A), guaranteeing access to public court records, *e.g.* Christina DePamphilis’s posting of herself middle-fingering her victim.

15. While it is strongly speculated that there are many photographs in existence of the 17-year-old female Petitioner which are already quite unlawful for anyone to even possess⁴, these are most certainly not the public social media postings in question, which are fully lawful for legal use.

B. PETITIONER’S MOTION DISHONESTLY OMITTS PARTS OF MARAVELIAS’S ALLEGED “THREATNING QUOTE” TO OBFUSCATE THE FACT THAT HE WAS MERELY COUNTER-THREATENING LAWFUL DETERRENT RETALIATION IF LEGALLY ATTACKED

16. The Petitioner seems quite fixated on the fact that Maravelias merely *responded to* Attorney Brown’s provocative, threatening letter to him. Maravelias made a comment along the lines that he would “go nuclear and utterly destroy [Christina’s] academic and professional future”.

17. Conveniently, Petitioner omits the second part of Maravelias’s actual sentence: “[share her own public social media artifacts], should David dare challenge [Maravelias] legally”.

18. Thus, Petitioner’s counsel first provoked Maravelias with an absurd, causeless threat of lawsuit, and Maravelias then lawfully counter-threatened to share Petitioner’s already-public social media posts, which might have a negative effect on her future due to her own outrageous behaviors.

⁴ 18 U.S.C. § 2251, RSA 649-A:3

EXHIBIT B

C. PETITIONER’S MOTION HAS NO BASIS IN THE LAW WHATSOEVER, AS THE REQUESTED RELIEF FAR EXCEEDS THE POWERS GRANTED TO THIS COURT BY THE LAW AND WOULD FURTHER BLATANTLY ABUSE MARAVELIAS’S BASIC CONSTITUTIONAL RIGHTS TO FREE SPEECH, PRESS, AND PETITION, AMONG OTHERS

“Free speech and Liberty of the press are essential to the security of Freedom in a State: They ought, therefore, to be inviolably preserved.” – N.H. Const., Part I, Article 22

19. A Stalking Order – whether lawfully issued or not – does not grant a trial court unspecified powers to enjoin broad prophylactic injunctions on First Amendment-protected speech against Respondent. Petitioner’s Motion seeks no relief whatsoever regarding Maravelias’s conduct *with her*, but rather his speech to third-party actors. This is shameful and cowardly.

20. “Only narrow categories of speech, such as defamation, incitement and pornography produced with real children, fall outside the ambit of the right to free speech.” State v. Zidel, 156 N.H. 684, 686, 940 A.2d 255 (2008). As Petitioner’s requested terms seek to injunct against Maravelias’s free speech rights in none of the aforesaid unprotected categories⁵, but rather would proscribe any and all communications with large classes of third party individuals, her motion must be unquestionably denied.

21. If this Court were to abuse its power by granting such latitudinous injunctions against Mr. Maravelias’s public speech to parties other than Petitioner, it would incur liability in federal – let alone state-level – lawsuits for damages on the grounds of willful, reckless First Amendment transgression. Since this Court is well-aware of the facts and circumstances of this case and has demonstrated a repeated pattern of inexcusable conduct evincing a clear bias against Respondent, it

⁵ Insofar as the Petitioner falsely claims Maravelias’s 12/10/17 email regarding her conduct was “libelous”, the proper remedy for defamation is recovery of damages through civil equity litigation – not a personal-safety-exclusive Stalking Order. Mr. Maravelias is the victim, not the author, of libelous/slandorous expression.

EXHIBIT B

would be liable for Section 42 U.S.C. § 1983 federal damages in violating Respondent's constitutional rights while acting under color of state law.

22. That such violations be knowing or willful is not a prerequisite element for § 1983 action.

23. While the Court has authority to issue specific orders of protection as enumerated on the standard form for Stalking Orders requested by Petitioner *prior to and not after* any hearing, the Court may do so only "as is necessary to bring about a cessation of stalking". See RSA 633:3-a, III-a. Furthermore, 633:3-a, II. narrows the legal definition "stalking" such that it "shall not include constitutionally protected activity, nor shall it include conduct that was necessary to accomplish a legitimate purpose independent of making contact with the targeted person".

24. Therefore, the requested modifications to the Stalking Order are absolutely illegal. They overwhelmingly exceed the Court's statutory authority to prohibit solely acts of further "stalking", of which constitutionally protected speech (*e.g.*, to own/use public social media postings or communicate with public employees independent of contacting Petitioner) is not.

25. Furthermore, if the Court nonetheless asserted an undefined power to grant these expanded injunctions against Respondent, it would violate plainly established protections on constitutional, legitimate speech to third-parties who are not plaintiffs in any civil protective order. Such a court order would be contemptuous of Part I, Article 22 of the State Constitution and the First and Fourteenth Amendments of the Federal Constitution, *inter alia*.

26. The relief sought in Petitioner's motion is unconstitutional for being impossibly vague and woefully overbroad. "Courts are suspicious of broad prophylactic rules in the area of free expression, and therefore precision of regulation must be the touchstone in an area so closely touching our most precious freedoms". Montenegro v. New Hampshire Div. of Motor Vehicles, 166 N.H. 215, 220 (2014). The sought expanded terms of protection fail to sustain any "precision of

EXHIBIT B

regulation” standard, as they are impermissibly overbroad and confusingly vague. A statute is considered unconstitutionally “‘overbroad’ in violation of the First Amendment if in its reach it prohibits constitutionally protected conduct.” Grayned v. City of Rockford, 408 U.S. 104, 114 (1972).

27. The second and third sought orders of protection forbid that the Respondent should contact Petitioner’s “present or future” “academic providers” or “employers”. In imposing such groundless authoritarian sanctions against Maravelias, the Court would expect him to conjure a supernatural ability to presciently discern through a crystal ball who might be her “future employer(s)” or who might be her future/current “academic provider(s)”, a term which is in itself impossibly vague.

28. Clearly, these measures are wickedly crafted to outlaw any and all acts of constitutionally protected, self-defensive speech Maravelias may take on the web or elsewhere to defend his own wrongfully discredited name, traduced in envy by the Petitioner-attention-seeker, as any public act of speech whatsoever could be visible to an “employer” or “academic provider”.

29. “The overbreadth doctrine prohibits the Government from banning unprotected speech if a substantial amount of protected speech is prohibited or chilled in the process.” Ashcroft v. Free Speech Coal., 535 U.S. 234, 237 (2002). Even if the requested additional injunctions did function to prevent further acts of “stalking”, they are still egregiously overbroad and therefore unactionable manifestations of the statute, due to the copious protected speech that would be simultaneously criminalized. *See* Doyle v. Comm’r, N.H. Dep’t. of Resources & Economic Dev., 163 N.H. 215, 221 (2012), which holds laws facially overbroad under Part I, Article 22 of the State Constitution where “a substantial number of its applications are unconstitutional, judged in relation to the [law’s] plainly legitimate sweep”. Id.

EXHIBIT B

30. This Court must observe the brutally evident reality that Christina DePamphilis finds herself in a guilt-ridden panic-mode state, now that her outrageous acts of protective order falsification have been documented by Maravelias at the Hearing, that the wrong order was actually extended against him (perpetuating the injustice), and that he still has full right to make public speech acts to document her crimes. This Court issues jail sentences routinely in its official duties: why then should it protect a nefarious perjurer-criminal from natural consequences as comparatively tepid as having the objective facts of her own public words further publicized?

D. PETITIONER'S CITATION OF RSA 173-B:5 IS INCOMPLETE, DECEPTIVE, AND INVALID

31. Paragraph 9 of David DePamphilis's daughter's Motion attempts to deceive this Court into believing it has any legal authority whatsoever to grant her request. This is another act of the Petitioner's storied obscurantism and willful misrepresentation of facts.

32. RSA 173-B is the domestic violence statute, in which the operative legal term is "abuse".

33. "Abuse" is defined in 173-B:1, I as certain acts performed exclusively "by a family or household member or by a current or former sexual or intimate partner" of the victim.

34. Mr. Maravelias has never been a "family or household member" of Petitioner, nor one of the many men who may honestly claim to have been her "sexual or intimate partner", thankfully.

35. Thus, 173-B terminology pertaining to "abuse" is thoroughly inapplicable to the instant case.

36. Although the procedural stipulations of 173-B are applied to Stalking protective orders under 633:3-a, III-a, this does not mean specific language pertaining to physically violent domestic "abuse" in 173-B may be absorbed into a very different case pertaining to alleged "stalking".

37. The Petitioner attempts to fool this Court into adopting a strange interpretation of 173-B:5 by obscurantistically omitting the full text of the statute for essential context:

EXHIBIT B

“I. A finding of abuse shall mean the defendant represents a credible threat to the safety of the plaintiff. Upon a showing of abuse of the plaintiff by a preponderance of the evidence, the court shall grant such relief as is necessary to bring about a cessation of abuse.” (Emphasis added)

38. The Petitioner dishonestly cherry-picks the last 8 words of the statute in Paragraph 9 of her Motion – omitting even the majority of the quoted sentence, let alone the surrounding context – to advance a preposterous interpretation thereof before this Court.⁶

39. That is, the Petitioner deceitfully conflates the statute controlling *the original issuance of a domestic violence restraining order* with a nonexistent power of this Court *to issue further stalking-related injunctions against Mr. Maravelias* without any form of due process inherent to the original issuance of Stalking order terms of protection, such as a full and fair trial, the notice of criminal consequences for perjurious accusations in the petition form, and a public notary taking the oath of the Petitioner certifying the truth of his or her allegations.

40. The dishonesty of Petitioner’s Paragraph 9 conduct is extreme and willful. This Court should impose sanctions for such blatant attempts to fool it into breaking the law, and the bar association should be contacted regarding a potential Code of Attorney Conduct violation⁷.

41. Absolute judicial immunity exists where a judge acts within a “judicial capacity”. Stump v. Sparkman, 435 U.S. 349 (1978). Since issuing unlawful injunctions against Respondent on the basis of an inapplicable legal standard for a separate cause of action (as documented above) establishes a framework in which the Court knows it acts outside of the law, such an act would be in excess of any legitimate “judicial capacity” and would dissolve the ordinary shield of absolute judicial immunity from federal Section 1983 and/or other litigation.

⁶ See the parallel language specific to Stalking orders in 633:3-a, III-a, which differs from 173-B’s text and again pertains to the initial process of Stalking Petition filing and subsequent court order post-hearing, not an unfettered right to grant further unnoticed prayers for relief found nowhere in the Petition nor ever raised at the Hearing.

⁷ See New Hampshire Rules of Professional Conduct Rule 1.1 (b)(1), Rule 4.1, and the 2004 ABA Model Rule Comment on Rule 4.1

EXHIBIT B

42. In further support of the Court's inability to impose unlawful, unconstitutional restrictions on the public speech of Respondent, see Exhibit A (Respondent's May 2018 Motion to Dismiss filed in the baseless criminal case against Respondent for his 12/10/17 National Honor Society ethics complaint email, which Petitioner references in her Motion).

E. THE LEGAL SCOPE AND LEGISLATIVE HISTORY OF THE STALKING STATUTE CONCERN PERSONAL SAFETY PROTECTION EXCLUSIVELY – NOT ENFORCING CRIMINAL SANCTIONS FOR ACTS OF DISAGREEABLE SPEECH OR EVEN DEFAMATORY SPEECH.

43. The expanded terms requested by Christina DePamphilis have absolutely nothing to do with protecting her physical safety. They are fretful, neurotic exasperations that the Court order Maravelias 1) not possess public legal exhibits and 2) not make any communications to third-parties. Even if this were a legitimate "protection" of someone's "career" or "academics", the law affords this Court no ability to enforce random "protection" injunctions at its own despotic, nanny-state volition, as requested.

44. The Stalking statute permits physical-violence-prevention-related protections exclusively.

F. PETITIONER'S ABUSIVE MOTION FALSELY ACCUSES THE RESPONDENT EXACTLY OF HER OWN DISTURBING BEHAVIORS

45. When taking breaks from secretly collecting pictures of Maravelias's private bedroom without his knowledge and harassing him with vulgar middle-finger posts with her boyfriend, the Petitioner Christina DePamphilis has been monitoring Maravelias's online activity and gaining access to material she is not intended to see. In a recent filing, she revealed that she has likely hacked into Maravelias's private business product support forum and accessed Maravelias's private postings on an off-topic discussion section therefrom.

46. Given the Petitioner's disturbing and obsessive behaviors, Maravelias understandably feels violated, uncomfortable, and utterly creeped-out. But, he dares not file another honest and truthful Stalking petition – even as a victim of true stalking – since this Court has proven its undeniable

EXHIBIT B

prejudicial hostility against Maravelias in forcing him to pay an opponent's attorney's fees in a factually corroborated, truthful Petition filed against David DePamphilis.

47. Thus, at the very least, this Court ought not to unlawfully expand the abusive "terms of protection" in the same extant Stalking Order it knows to be originated in falsification.

48. Furthermore, Respondent Maravelias has been absolutely magnanimous up to this point in declining to exercise his right to disseminate DePamphilis's outrageous social media postings. The Court should perceive Maravelias's good-character benevolence, and not further abuse his speech rights through unilateral acts of judicial tyranny.

49. To prove this, Maravelias represents to have been sent the following social media postings made by Christina DePamphilis, which he has opted never to share heretofore in any context:

- a. A post showing Christina conspiring with her brother Nicolas DePamphilis over SMS about where the two may consume an illegal drug without David DePamphilis knowing;
- b. A video of Christina forcing the slurred exclamation "I'm. So. High!" through an intoxicated blur while sitting on a toilet at a party;
- c. A highly inappropriate, suggestive video of Christina genuflecting on her knees and sucking a frothy white fluid (hypothesized to be whipped cream) into her mouth which then appears smeared on her face;
- d. Photographs and videos of Christina climbing out of her second-story bedroom window late at night to escape to a party in secret;
- e. A video wherein Christina brags of "passing" a field sobriety test a police officer administered to her when pulled over returning from said party;
- f. A photograph proving she was indeed at her Salisbury beach house in February 2017, and therefore feloniously perjured before this Court on 5/4/18 when so denying; and
- g. A video picturing Christina intoxicated on a ski lift and casually joking about the danger thereof, revealing she later took rescue snowmobile escort down the mountain.

50. Maravelias is not "obsessed" with a delinquent law-breaker. His mind has not been "preoccupied at all with [her]", as written to Attorney Brown in the November 2017 letter. He has

EXHIBIT B

not disseminated any of the aforementioned exhibits. This shows his clemency and non-obsession. If this Court will illegally injunct further against Maravelias's free speech rights through shameful diktats, he will make broader exercise of the free speech rights he still has.

51. Furthermore, since Maravelias has been sent the social media exhibits in question by independent third parties who support him, the instant Motion to further abuse Maravelias is an incredibly foolhardy act by the Petitioner. It is suspected that these third parties too will discontinue their independent magnanimity in allowing Christina DePamphilis to grow in her delinquency without public correction or documentation of the said.

CONCLUSION

“To extend the Stalking Order in this case would show plaintiffs all across the great State of New Hampshire that you can come to court to get a restraining order against someone – to shut them up when they say things you disagree with.” – Paul Maravelias, 6/8/18 Hearing Closing Argument

52. Mr. Maravelias enjoys enormous validation of his trenchant determination from months ago that the DePamphilis bad-faith “stalking order” abuse against him has been but a cowardly attempt to restrict his speech, having nothing at all to do with a “fear for personal safety”.

53. The Petitioner's shameful, panicked, and obscurantist Motion decisively confirms this.

54. The said is a but veiled attempt to criminalize Maravelias's quotidian existence. It is a nefarious scheme to conduce an innocent human life into doubtless imprisonment. It is a cowardly contrivance birthed of the perverse validation this Court's errors have tortiously bestowed upon Maravelias's abusers, and lacks any legal merit. It is beyond shameful that David and Christina DePamphilis still machinate against the victim such dishonest abuse-stratagems which cowardly masquerade under the misleading optics of protectivism.

EXHIBIT B

55. To echo familiar language from yesterday's national holiday, in every stage of this Court's oppressions, Mr. Maravelias has petitioned for redress in the most humble terms. His repeated petitions have been answered only by repeated injury. A Court whose character is thus marked by every act which may define a tyrant, is unfit to be the judiciary of a free people.

WHEREFORE, the foregoing compels the Respondent, Paul Maravelias, to pray this Court:

- I. Grant this Motion;
- II. Grant Respondent's 6/25/18 *Motion for Reconsideration*, which will terminate the Stalking Order and dismiss Petitioner's instant Motion as well as this Objection thereto,
- III. Deny Petitioner's *Motion for Modification of Stalking Final Order of Protection to Include Further Conditions*; and
- IV. Hold a Hearing, if necessary, on this matter.

Respectfully submitted,

PAUL J. MARAVELIAS,

in propria persona



July 5th, 2018

EXHIBIT C

STATE OF NEW HAMPSHIRE

ROCKINGHAM, SS

10TH CIRCUIT – DISTRICT DIVISION – DERRY

Docket No. 473-2016-CV-124

Christina DePamphilis

v.

Paul Maravelias

**PETITIONER'S REPLY TO RESPONDENT'S OBJECTION TO MOTION FOR
MODIFICATION OF STALKING FINAL ORDER OF PROTECTION TO INCLUDE
FURTHER CONDITIONS**

NOW COMES the Petitioner Christina DePamphilis, by and through her attorneys, Preti Flaherty PLLP, and respectfully submits the within Reply to Respondent's Objection to Motion for Modification of Stalking Final Order of Protection to Include Further Conditions and, in support thereof, states as follows:

1. Respondent conflates the concept of "constitutionally protected activity." While such activity cannot be utilized to prove a "course of conduct" in connection with a stalking petition proceeding, *see* RSA 633:3-a, II (a), one's right to travel and contact/associate with other persons certainly may be restricted by the Court in a Final Stalking Order of Protection. For instance, the Final Stalking Order of Protection now in effect against Respondent prohibits him from "stalking or abusing" Petitioner; from appearing in proximity to her residence, place of employment, or school; and from "stalking or abusing" her household members or relatives. *See* Final Order of Protection. The Order also prohibits Respondent from purchasing or obtaining firearms.

EXHIBIT C

2. Respondent cannot legitimately claim that these standard restrictions violate his free speech rights or ability to associate with others, as they were implemented after a judicial finding that he stalked the victim and are designed to protect the stalking victim.

3. RSA 633:3-a, III-c states that the Court “shall review the order, and each renewal thereof and shall grant such relief as may be necessary to provide for the safety and well-being of the plaintiff.”

4. Given Respondent’s prior threat to harm Petitioner’s academic and professional career, his actual attempt to harm her academically at Windham High School, and his apparent threat to post further allegedly embarrassing artifacts about her on the Internet if he does not have his way,¹ a restriction prohibiting Respondent from contacting Petitioner’s employers and academic providers is reasonable and necessary to ensure her safety and well-being. RSA 633:3-a, III-c.

5. Petitioner would assent to further refining its requests to prohibit Respondent from *knowingly* contacting Petitioner’s employers and academic providers *concerning her*.

6. Petitioner maintains her request that Respondent be prohibited from accessing her social media communications either directly or through a third party, and would assent to a requirement that he not *knowingly* do so.

7. The latter restriction is reasonable and not an infringement of Respondent’s ability to use computers, conduct work, and pursue legitimate Internet activity. For a person who repeatedly has claimed to no longer have any use for Petitioner (and has a Stalking Final Order

¹ In Respondent’s Objection to Motion for Modification at ¶50, he wrote, “If this Court will illegally injunct further against Maravelias’s free speech rights through shameful diktats, he will make broader exercise of the free speech rights he still has” (emphasis by Respondent), meaning, it appears to Petitioner, the publication of a list of unflattering posts and videos of Petitioner he lists at ¶ 49 of his Motion.

EXHIBIT C

of Protection against him protecting her), compliance with this reasonable restriction should not be difficult and will promote the victim's well-being and safety.

WHEREFORE, for the reasons set forth above and in the Motion for Modification of Stalking Final Order of Protection to Include Further Conditions, Petitioner respectfully requests this Honorable Court to:

- A. Grant Petitioner's original Motion by adding the three conditions requested;
- B. Modify the Stalking Final Order of Protection to include the following three conditions:
 - 1. Respondent shall not knowingly gain access to or possess any of Petitioner's social media communications either directly or through a third party;
 - 2. Respondent shall not knowingly communicate with Petitioner's current or future academic providers about her; and
 - 3. Respondent shall not knowingly communicate with Petitioner's current or future employers about her; and
- C. Grant such other relief as may be just and proper.

Respectfully submitted,

CHRISTINA DePAMPHILIS

By her attorneys,

PRETI, FLAHERTY, BELIVEAU &
PACHIOS, PLLP

Dated: July 12, 2018

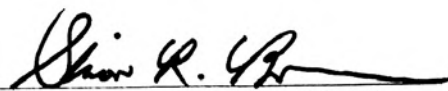
By: 
Simon R. Brown, NH Bar #9279
P.O. Box 1318
Concord, NH 03302-1318
(603) 410-1500

EXHIBIT D

55. To echo familiar language from yesterday's national holiday, in every stage of this Court's oppressions, Mr. Maravelias has petitioned for redress in the most humble terms. His repeated petitions have been answered only by repeated injury. A Court whose character is thus marked by every act which may define a tyrant, is unfit to be the judiciary of a free people.

WHEREFORE, the foregoing compels the Respondent, Paul Maravelias, to pray this Court:

- I. Grant this Motion;
- II. Grant Respondent's 6/25/18 *Motion for Reconsideration*, which will terminate the Stalking Order and dismiss Petitioner's instant Motion as well as this Objection thereto,
- III. Deny Petitioner's *Motion for Modification of Stalking Final Order of Protection to Include Further Conditions*; and
- IV. Hold a Hearing, if necessary, on this matter.

Respectfully submitted,

PAUL J. MARAVELIAS,

in propria persona

*7/3/18
Respondent's Objection
is Denied.*

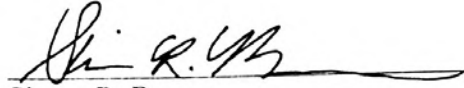
John J. Coughlin

July 5th, 2018

EXHIBIT E

CERTIFICATE OF SERVICE

I hereby certify this 2nd day of July 2018 a copy of the foregoing Petitioner's *Motion for Modification of Stalking Final Order of Protection to Include Further Conditions* has been forwarded via U.S. First Class Mail, postage pre-paid, to Respondent, Paul Maravelias, *pro se*.


Simon R. Brown

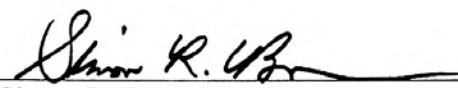
8/7/18
Granted as to
Petitioner's Request for Relief
A.; B 1; B 2; B 3

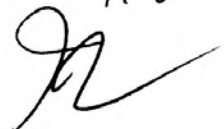

John J. Coughlin

EXHIBIT F

CERTIFICATE OF SERVICE

I hereby certify this 12th day of July 2018 a copy of the foregoing *Petitioner's Reply to Respondent's Objection to Motion for Modification of Stalking Final Order of Protection to Include Further Conditions* has been forwarded via U.S. First Class Mail, postage pre-paid, to Respondent, Paul Maravelias, *pro se*.


Simon R. Brown

8/7/18 The Court
granted the
The Petitioner's
Motion for Modification
of Stalking Final
Order of Protection
on 8/7/18


John J. Coughlin