

TO UNITED STATES SENATOR JOHN KYL, CONGRESSMAN JIM LEACH AND CONGRESSMAN
BOB GOODLATTE, DEFENDANTS:

Comes forth the Plaintiffs who allege as follows:

1. Plaintiffs, CITIZENS OF THE UNITED STATES, hereinafter referred to as "CITIZENS", were at all relevant times hereto natural persons and residents of the United States of America.
2. Defendants, SENATOR KYL and Does 1-99, and CONGRESSMAN LEACH and CONGRESSMAN GOODLATTE and Roes 1-433 were at all relevant times hereto duly elected representatives of the Citizens of the United States, respectively doing business in the United States Senate and/or United States House of Representatives, Washington, District of Columbia.
3. Plaintiffs are informed and believe and thereon allege that SENATOR KYL is a duly elected Republican Senator from the State of Arizona, conducting business in the United States Senate, which is a component of the United States of America's constitutional government, owned by the Citizens of the United States. Senator Kyl directly serves the People of the state of Arizona, but whose legislation affects all of Plaintiff's Citizens.
4. Plaintiffs are informed and believe and thereon allege that CONGRESSMAN LEACH is a duly elected Republican Congressman from the State of Iowa, conducting business in the United States House of Representatives, which is a component of the United States of America's constitutional government, owned by the Citizens of the United States. Congressman Leach directly serves the People of the state of Iowa, but whose legislation affects all of Plaintiff's Citizens.
5. Plaintiffs are informed and believe and thereon allege that CONGRESSMAN GOODLATTE is a duly elected Republican Congressman from the State of Virginia, conducting business in the United States House of Representatives, which is a component of the United States of America's constitutional government, owned by the Citizens of the United States. Congressman Leach directly serves the People of the state of Virginia, but whose legislation affects all of Plaintiff's Citizens.
6. Plaintiffs are aware of the true names and capacities of all Defendants sued herein as Does 1 through 99, and Roes 1 through 433 inclusive, and unless and until they vote for the within proposed legislation are not defendants in this complaint, therefore plaintiff sues them under such fictitious names. Plaintiffs will seek leave of this Court to amend this Complaint when such actions have been ascertained.
7. Plaintiffs are informed and believe and thereon allege that each of the fictitiously named Defendants may be responsible in some manner for the acts herein alleged, and Plaintiff's injuries as herein alleged will be legally and proximately caused by those Defendants' acts.
8. Plaintiffs are informed and believe and thereon allege that the named Defendants, and DOES 1 through 99 and Roes 1 though 433, were at all times colleagues of each of the remaining Defendants who were at all times acting within the scope and purpose of said employment.
9. Plaintiffs hereby file this legal action . . . pursuant to Title 42 United States Code, Section 1983, the "Due Process Clause" of the 14th Amendment of the United States Constitution and the "Equal Protection Clause" of the United States Constitution . . . against the above-named defendants for violating the civil rights of the citizens of the United States by the defendants' attempt to pass legislation in the United States Senate and House of Representatives that would create a "prohibition" on the rights of United States citizens to participate in legal gambling. This illegal "prohibition" is specifically intended to prevent the use

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of the Internet to otherwise legally gamble.

FIRST CAUSE OF ACTION FOR VIOLATION OF CIVIL RIGHTS

(Against SENATOR JON KYL, CONGRESSMAN LEACH AND CONGRESSMAN GOODLATTE; and Does 1 through 99 and Roes 1 through 433.)

10. Plaintiffs reallege and incorporate each and every allegation contained in paragraphs 1 through 11 as though fully set forth herein and further allege as follows.

11. The attempted legislation to create a "prohibition" against Internet Gambling is a violation of the Citizen's civil rights, pursuant to Title 42 United States Code & 1983.

12. As a direct result of this civil rights violations, plaintiffs, and each of them, have suffered general and special damages in an amount to be proven at trial.

SECOND CAUSE OF ACTION FOR VIOLATION OF DUE PROCESS RIGHTS

(Against SENATOR JON KYL, CONGRESSMAN LEACH AND CONGRESSMAN GOODLATTE; and Does 1 through 99 and Roes 1 through 433.)

13. Plaintiffs reallege and incorporate each and every allegation contained in paragraphs 1 through 11 as though fully set forth herein and further allege as follows.

14. The attempted legislation to create a "prohibition" against Internet Gambling is a violation of the Citizen's "Due Process" rights, pursuant to Article 14 of the United States Constitution.

13. As a direct result of this due process violation, plaintiffs, and each of them, have suffered general and special damages in an amount to be proven at trial.

THIRD CAUSE OF ACTION FOR VIOLATION OF "EQUAL PROTECTION" CLAUSES

(Against SENATOR JON KYL, CONGRESSMAN LEACH AND CONGRESSMAN GOODLATTE; and Does 1 through 99 and Roes 1 through 433.)

14. Plaintiffs reallege and incorporate each and every allegation contained in paragraphs 1 through 11 as though fully set forth herein and further allege as follows.

15. The attempted legislation to create a "prohibition" against Internet Gambling is a violation of the Citizen's rights to "Equal Protection and Application of the Laws, pursuant to provisions of the United States Constitution.

15.1. It should be noted that citizens of other countries, [a] using United States telephone lines and [b] while using their own foreign [Visa/MasterCard/American Express] credit cards and/or financial institutions' checking accounts, could participate in "Internet Gambling" while visiting in or traveling through the United States.

15.2. By the proposed legislation, these foreign visitors/travelers would have more freedom and rights in the United States than we, The People of the United States, have. This is a patent violation of the Equal Protection Clause and Due Process Clause of the United States Constitution.

16. As a direct result of this equal protection violation, plaintiffs, and each of them, have suffered general and special damages in an amount to be proven at trial.

WHEREFORE, Plaintiffs pray judgment for all causes of action against Defendants SENATOR KYL, CONGRESSMAN LEACH and CONGRESSMAN GOODLATTE and each of them as follows:

1. For general damages in an amount subject to proof at the time of trial;

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2. For damages due to loss of use and enjoyment of Internet Gambling in a sum subject to proof at the time of trial;
3. For costs of suit herein incurred;
4. For attorney's fees;
5. For punitive damages in an amount sufficient to punish and deter, subject to proof at the time of trial.
6. For such other and further relief as this Court deems just and proper.
7. Plaintiffs also pray that the defendants be enjoined from any further attempts to cause such a "prohibition" by this unconstitutional legislation.

Dated: March 12, 2001

Respectfully submitted,

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CITIZENS OF THE UNITED STATES