

Filings by Susan Hassett pro se Plaintiff Case #: 1:09-CV-12034-MLW
Hassett v Hasselbeck

- 1) Complaint filed November 30, 2009
- 2) Motion To Extend Time To Serve Defendants granted April 9, 2010
- 3) Motion For Appointment Of Counsel filed 5/28/2010
- 4) Motion For Service By The United States Marshal filed 5/28/2009
- 5) Summons served Center Street June 3, 2010
- 6) Summons served Elisabeth Hasselbeck June 10, 2010
- 7) Letter Dennis O'Leary Jun 13, 2010
- 8) Letter Judge Mark L Wolf June 16, 2010
- 9) Letter Judge Mark L Wolf June 16, 2010
- 10) Motion for A Temporary Restraining Order filed June 17, 2010
- 11) Motion For A Preliminary Injunction filed June 17, 2010
- 12) Letter Judge Mark L Wolf June 28, 2010
- 13) Letter Judge Mark L Wolf June 28, 2010
- 14) Letter Judge Mark L Wolf June 30, 2010
- 15) Letter Robyn Maguire July 1, 2010
- 16) Letter Robyn Maguire July 12, 2010
- 17) Letter Orin Snyder July 12, 2010
- 18) Motion Of A Stay Pending Ruling Of Appointment Of Counsel filed July 12, 2010
- 19) Motion To Identify John Doe The Ghostwriter filed July 13, 2010
- 20) Motion For A Preliminary Injunction filed July 13, 2010
- 21) Motion To Oppose The Opposition Of The Motion For a Preliminary Injunction filed Aug 2, 2010
- 22) Letter Robyn Maguire August 5, 2010
- 23) Letter Laura O'Boyle August 5, 2010
- 24) Letter Robyn Maguire August 8, 2010
- 25) Motion For Opposition To The Defendants Motion To Dismiss filed August 13, 2010
- 26) Letter Orin Snyder and Robert Ullman Aug 24, 2010
- 27) A Response To The Defendants Reply Memorandum Of Law In Support Of Motion To Dismiss filed August 26, 2010
- 28) Motion For Appointment Of Counsel October 20, 2010
- 29) Letter Dennis O'Leary October 20, 2010
- 30) Letter Orin Snyder and Robin Maguire October 20, 2010
- 31) Letter Judge Mark L Wolf October 21, 2010
- 32) Letter Judge Mark L Wolf October 21, 2010
- 33) Letter Orin Snyder and Robyn Maguire October 21, 2010
- 34) Letter Orin Snyder and Robyn Maguire October 21, 2010
- 35) Declaration Of Susan Hassett filed October 21, 2010
- 36) Letter Judge Mark L Wolf October 25, 2010
- 37) Letter What Constitutes Extenuating and Exceptional Circumstances filed October 25, 2010
- 38) Letter Orin Snyder and Robin Maguire October 25, 2010

- 39) Letter Orin Snyder and Robin Maguire October 25, 2010
- 40) Letter Judge Mark L Wolf October 25, 2010
- 41) Memorandum In Support Of Substantial Similarities filed October 28, 2010
- 42) Summary Of Substantial Similarities filed October 28, 2010
- 43) Letter Orin Snyder and Robyn Maguire October 25, 2010
- 44) Letter Orin Snyder and Robyn Maguire October 25, 2010
- 45) Letter Orin Snyder and Robin Maguire November 1, 2010
- 46) Letter Orin Snyder November 5, 2010
- 47) Letter Judge Mark L Wolf November 8, 2010
- 48) Letter Laura O'Boyle and Robyn Maguire November 8, 2010
- 49) Letter Judge Mark L Wolf November 9, 2010
- 50) Letter Laura O'Boyle and Robin Maguire November 13, 2010
- 51) Letter Judge Mark L Wolf November 16, 2010
- 52) Letter Laura O'Boyle and Robyn Maguire November 16, 2010
- 53) Motion To Identify John Doe The Ghostwriter November 18, 2010
- 54) Letter Laura O'Boyle and Robin Maguire November 18, 2010
- 55) Letter Laura O'Boyle and Robyn Maguire November 18, 2010
- 56) Letter Judge Mark L Wolf December 2, 2010
- 57) Letter to Judge Wolf in response to the Summary Judgment Hearing on November 30, 2010, including a summary sent December 2, 2010

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

FILED
IN CLERKS OFFICE

2009 NOV 30 A 11:41

U.S. DISTRICT COURT
DISTRICT OF MASS.

SUSAN HASSETT,

Pro Se

v.

ELISABETH HASSELBECK,
CENTER STREET HACHETTE
BOOK GROUP AND JOHN DOE

No. 09-09-CV-12034-MLW

COMPLAINT

INTRODUCTION

1. Susan Hassett (Hassett), pro se, is an individual residing in Falmouth, Massachusetts.
2. Ms. Hassett is the author of "Living With Celiac Disease," copyrighted in March 2008. A copy of the copyright registration is attached hereto, marked Exhibit A.
3. Upon information and belief, Defendant Elisabeth Hasselbeck is an individual with her principal place of business located at 320 West 66th Street, New York, NY.
4. The Plaintiff, pro se, sent, with proof of mailing, a copy of her then just self-published book, "Living With Celiac Disease," [Library of Congress Catalog Card Number ISBN 978-1-60585-884-5] to Elisabeth Hasselbeck on April 4, 2008. A copy of the US Postal Service Delivery Confirmation Receipt, dated April 4, 2008, is attached hereto as Exhibit B. Included with her book was a home made cooking video made by Ms. Hassett, pro se, a newspaper article about celiac disease dated on or about April 1, 2008 and her business card containing her address, phone number and email address. In her book, Ms. Hassett, pro se, wrote a personal note to the Defendant Elisabeth Hasselbeck expressing her hope that her book would find her well; that it was fortunate that she caught her celiac disease early and; that she would be happy to

book in order to further spread the word about celiac disease to her viewers.

5. Thirteen months later, on or about May 4, 2009, the defendants published and distributed a book, "The G-Free Diet - A Gluten - Free Survival Guide" (the Infringing Book), written by defendants Hasselbeck and John Doe, which contains actual copying such that it is substantially similar to plaintiff's copyrighted book.

6. Elisabeth Hasselbeck promoted the Infringing Book on "Good Morning America" to a nation wide television audience. The Infringing Book is currently being sold throughout the United States, including in this judicial district.

7. Defendant Center Street Hachette Book Group (Center Street) is a publishing company with its principal place of business located at 237 Park Avenue, New York, NY. Center Street publishes the Infringing Book.

8. The Plaintiff is ignorant of the true name or names and address of John Doe, the ghost writer of the Infringing Book.

9. The Infringing Book is misleading and potentially dangerous as it is being marketed as a diet book for those with celiac disease, rather than a serious approach to a potentially deadly disease.

10. On May 4, 2009 at 7:26 a.m., after seeing Ms. Hasselbeck promote the Infringing Book on "Good Morning America", Ms. Hassett posted a blog on the ABC web site asking Ms. Hasselbeck to explain the similarities the Infringing Book had to the Ms. Hassett's book mailed to Hasselbeck 13 months earlier. Within one hour this posting was removed, Ms. Hassett

reposted her blog and it was removed 15 minutes later. Thereafter, Ms. Hassett's emails were blocked from publication on the ABC web site. On June 9, 2009, a letter setting forth a thorough, though not exhaustive, list of copyright violations was sent to Defendant's Hasselbeck and Center Street Hachette Book Group, by Certified Mail Return Receipt Requested. This letter was received by both Defendants on June 11, 2009 and as of this filing, the defendants have not responded.

JURISDICTION AND VENUE

11. This action asserts claims arising the Copyright Act of 1976 as amended. 17 U.S.C., §§ 101, *et seq.*

12. This Court has personal jurisdiction over the Defendants, Elisabeth Hasselbeck, Center Street and John Doe because the Defendants have committed tortuous acts both within and without the Commonwealth of Massachusetts through the sale of the Infringing Book which is available nationally and within the Commonwealth of Massachusetts through traditional and online retailers, causing injury to the Plaintiff within the Commonwealth of Massachusetts. Center Street has regularly conducted or solicited business within the Commonwealth of Massachusetts.

13. Elisabeth Hasselbeck is the co-host of a nationally syndicated television show, "The View" which is also shown throughout the Commonwealth of Massachusetts through television stations affiliated with the American Broadcast Company.

14. John Doe, as the ghost writer, knowingly participated in the writing, production and sale of the Infringing Book which is available nationally, and within the Commonwealth of Massachusetts through traditional and online retailers.

**DEFENDANT'S INFRINGEMENT OF PLAINTIFF'S
INTELLECTUAL PROPERTY RIGHTS**

15. The Infringing Book repeats the majority of the factual content found in Plaintiff's book with is scrupulously researched compendium of do's and don'ts for those who suffer from celiac disease. Specifically, the Infringing Book reproduces significant portions of lists of offending grains (those containing gluten) complete with their scientific Latin names. Infringing Book includes dozens of paraphrased as well as word for word phrases, and scrupulously researched factual data entries found in Ms. Hassett's book.

16. The Infringing Book utilizes an almost identical order and format of 13 chapters of Ms. Hassett's work. A list of such Framework Similarities is attached hereto, marked Exhibit C.

17. In addition to the infringing content, upon information and belief, the infringing Book is being marketed in a misleading and dangerous manner to those who suffer from celiac disease. The Executive Director of National Celiac Foundation, Elaine Monarch, issued a warning about the Infringing Book:

"I am writing to call your attention to the current publicity surrounding the new book, 'The G-Free Diet-A Gluten-Free Survival Guide', by Elisabeth Hasselbeck, co-host of 'The View.' While it is important to call attention to celiac disease, the information must be accurate- the inaccuracies in this book are potentially dangerous and detrimental to celiacs and to those yet to be diagnosed if people self diagnose and start eating GF. Our mission is to assist in getting people accurately diagnosed and the message in this book could defeat this mission. It appears that this book is being marketed as a fitness diet- eat g-free and feel so much better. Celiac is incorrectly referred to as an allergy not an autoimmune disease.

The GF diet is the medically mediated prescription that controls the condition for a diagnosed celiac. Several items in the book are misleading and inaccurate and place further limitations on the GF diet. The gluten-free lifestyle is a lifelong commitment for the diagnosed celiac, not an option, not a fad – adhering to the GF lifestyle requires patience and persistence. This lifestyle can not be trivialized.”

COUNT ONE - COPYRIGHT INFRINGEMENT
ELISABETH HASSELBECK (17 U.S.C., §§ 101, et seq.)

18. The Plaintiff, Susan Hassett, repeats and re-alleges each and every allegation set forth in paragraphs 1 through 15, inclusive and incorporates them herein by reference.

19. By their actions alleged above, Defendant Elisabeth Hasselbeck, has infringed and will continue to infringe Ms. Hassett’s copyright in her book, “Living With Celiac Disease,” without permission.

20. Plaintiff is entitled to an injunction restraining the Defendant Elisabeth Hasselbeck, her agents, employees, assigns and all persons acting in concert or participation with them, from engaging in any further such acts in violation of the Copyright Act.

21. The Plaintiff is further entitled to recover from Defendant Elisabeth Hasselbeck, the damages, including attorney’s fees, she has sustained and will sustain, and any gains in profits and advantages obtained by Ms. Hasselbeck as a result of her acts of infringement as alleged above. At the present, the amount of damages, gains, profits and advantages cannot be fully ascertained by Plaintiffs, but will be established according to proof at trial. Plaintiff is also entitled to recover statutory damages for Defendant Elisabeth Hasselbeck’s willful infringement of the Plaintiff’s intellectual property in her book, “Living With Celiac Disease.”

COUNT TWO - COPYRIGHT INFRINGEMENT

CENTER STREET (17 U.S.C., §§ 101, et seq.)

22. The Plaintiff, Susan Hassett, repeats and re-alleges each and every allegation set forth in paragraphs 1 through 19, inclusive and incorporates them herein by reference.

23. By its actions alleged above, Defendant Center Street, has infringed and will continue to infringe Ms. Hassett's copyright in her book, "Living With Celiac Disease," without permission.

24. Plaintiff is entitled to an injunction restraining Defendant Center Street, its agents, employees, assigns and all persons action in concert or participation with them, from engaging in any further violation of the Copyright Act. The Plaintiff is further entitled to recover from Defendant Center Street, the damages, including attorney's fees, she has sustained and will sustain and any gains, profits and advantages obtained by Center Street as a result of its acts of infringement as alleged above. At the present time, the amount of damages, gains, profits and advantages cannot be fully ascertained by the Plaintiff, but will be established according to proof at trial. Plaintiff is also entitled to recover statutory damages for Defendant Center Street's willful infringement of the Plaintiff's intellectual property in her book, "Living With Celiac Disease."

COUNT THREE - COPYRIGHT INFRINGEMENT

JOHN DOE (17 U.S.C., §§ 101 et seq.)

25. The Plaintiff, Susan Hassett, repeats and re-alleges each and every allegation set forth in paragraphs 1 through 23, inclusive and incorporates them herein by reference.

26. By his actions alleged above, Defendant John Doe, has infringed and will continue to infringe Ms. Hassett's copyright in her book, "Living With Celiac Disease", without permission.

27. Plaintiff is entitled to an injunction restraining Defendant John Doe, his agents, employees, assigns and all persons acting in concert or participation with them, from engaging in

any further such acts in violation of the Copyright Act.

28. The Plaintiff is further entitled to recover from Defendant John Doe, the damages, including attorney's fees, she has sustained and will sustain and any gains in profits and advantages obtained by John Doe as a result of his acts of infringement as alleged above. At the present, the amount of damages, gains, profits and advantages cannot be fully ascertained by the Plaintiff, but will be established according to proof at trial. Plaintiff is also entitled to recover statutory damages for Defendant John Doe's willful infringement of Plaintiff's intellectual property in her book, "Living With Celiac Disease".

PRAYER FOR RELIEF

WHEREFORE, the Plaintiff, Susan Hassett, respectfully demands:

1. That the Court find Defendants Elisabeth Hasselbeck, Center Street and John Doe have each infringed Plaintiff's copyrights in her book, "Living With Celiac Disease";
2. That the Court finds that a substantial likelihood the Defendants Elisabeth Hasselbeck, Center Street and John Doe, will continue to infringe Plaintiff's intellectual property unless permanently enjoined from doing so;
3. That the Court issue a permanent injunction restraining Defendants Elisabeth Hasselbeck, Center Street and John Doe and their agents, servants, employees, attorneys, successors and assigns and all persons, firms and corporation acting in concert with them, from directly or indirectly infringing Plaintiff's copyrights, including, but not limited to the continuing marketing of the Infringing Book or any other works or products or services derived or copied from Plaintiff's copyrighted work and from participating or assisting in any such activity within the United States of America, its territories and protectorates;

4. That the Courts issue an order instructing the Defendants Elisabeth Hasselbeck, Center Street and John Doe, their agents, servants, employees, attorneys, successors and assigns and all persons, firms and corporations acting in concert with them, to recall from all distributors, wholesalers, jobbers, dealers, retailers and all other persons known to them, the Infringing Book and any other work, product or service shown to infringe any of Plaintiff's intellectual property;
5. That the Court enter a judgment for Plaintiff against the Defendants Elisabeth Hasselbeck, Center Street and John Doe respectively for Plaintiff's actual damages, and for any profits attributable to infringements of Plaintiff's intellectual property, according to proof;
6. That the Court enter judgment for the Plaintiff and against Defendants, Elisabeth Hasselbeck, Center Street and John Doe respectively for statutory damages based upon their respective acts of infringement pursuant to the Copyright Act of 1976, 17 U.S.C., §§ 101 *et seq.*;
7. That the Court awards Plaintiff's costs and disbursements of this action including reasonable attorney's fees, pursuant to 17 U.S.C., § 505 and 15 U.S.C., § 1117;
8. That the Court grant such other relief as the Court deems proper and just;
9. Plaintiff demands trial by jury.

SUSAN HASSETT
By her attorney,

Susan Hassett
22 Royal Circle
E Falmouth ma
02536
508-548-1604

Certificate of Registration



This Certificate issued under the seal of the Copyright Office in accordance with title 17, *United States Code*, attests that registration has been made for the work identified below. The information on this certificate has been made a part of the Copyright Office records.

Margybeth Peters

Register of Copyrights, United States of America

Registration Number:

TXu 1-604-091

Effective date of registration:

March 14, 2008

Title

Title of Work: SUSAN E HASSETT LIVING WITH CELIAC DISEASE

Completion/ Publication

Year of Completion: 2007

Nation of 1st Publication: United States

Author

Author: SUSAN HASSETT

Author Created: Text

Copyright claimant

Copyright Claimant: SUSAN HASSETT

Rights and Permissions

Name: SUSAN HASSETT

Email: livingwithceliac@hotmail.com

Telephone: 508-548-1604

Certification

Name: Susan E. Hassett

Copyright Office notes: Regarding author information: name added from certification statement on application; Claim registered in author's name as claimant. 17 USC 201(a).

U.S. Postal Service Delivery Confirmation Receipt

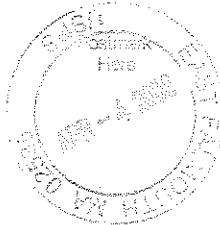
Postage and Delivery Confirmation fees must be paid before mailing.
Article Sent To: (to be completed by mailer)

DELIVERY CONFIRMATION NUMBER:

9506 2400 0002 5774 4936

Post Office

The View



POSTAL CUSTOMER:
Keep this receipt. For inquiries:
Access internet web site at
www.usps.com[®]
or call 1-800-222-1811

(POSTAGE AND FEES PAID ONLY)

- Priority Mail[®] Service
- First-Class Mail[®] parcel
- Package Services parcel

Granted / July 13
Date 4/9/2010

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

SUSAN HASSETT, pro se

CASE NO: 1:09-CV-12034-MLW

Plaintiff

VS

MOTION TO EXTEND TIME
TO SERVE DEFENDANTS

ELISABETH HASSELOBECK,
CENTER STREET HATCHETTE
BOOK GROUP AND JOHN DOE

Defendants

To Chief Judge Mark L. Wolf, I, Susan Hassett, pro se Plaintiff, respectfully requests this Honorable Court to allow me an extension to serve the defendants. I have been trying to serve the defendants their summons in this matter. I am not working at the moment and for financial hardship due to a car accident I can't afford to serve the defendants.

On May 28, 2010 I sent the Summons and copies of the complaint to the NYC Sheriffs department to have her served. My sister was kind enough to give me the money to send the documents for the fee to pay for the service. The post offers confirms 9:00am June 1 2010 as the date the package was delivered to the Sheriffs department.

Today is June 10, 2010 and have not heard back from the Sheriffs department as of yet. I have tried contacting them by phone and nobody seems to be able to tell me if the defendants have been served or not.

I have also filed a motion with the court "Motion for Service by the United States Marshal". If I am granted in this motion I could try to have her served again. I live in a different State and I have no financial means to pay any more money to find the defendants or to try to serve them some how myself. On the Summons were Ms. Hasselbecks home address as well her work address she is the cohost of the "View ". Center Street Hatchette Book Group address was where the business resides. Other than these addresses I have no means to locate them.

I am asking the court to grant be a motion to extend as much time needed to have the defendants served. I am suppose to have the defendants served and file the return of service by July 13, 2010. You said no further extensions would be granted with out good cause.

I am hoping the court will see that this is good cause. I am doing everything in my control to have the defendants served in time frame allowed by the court but do not know if it possible. If not granted this motion I would not be able to continue the case at this time.

Thank you for you kind consideration.

Respectfully submitted

Susan Hassett
22 Royal Circle
East Falmouth Ma 02536
508-548-1604

Filed 5/28

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

SUSAN HASSETT, pro se

CASE NO.: 1:109-12034-MLW

Plaintiff

MOTION FOR APPOINTMENT
OF COUNSEL

v.

ELISABETH HASSELBECK,
CENTER STREET HATCHETTE
BOOK GROUP, and "JOHN DOE"

Defendants

To Chief Judge Mark L. Wolf, I, Susan Hassett, pro se, Plaintiff, respectfully request this Honorable Court to grant my motion for Appointment of Counsel. The main thing that is standing in my way of moving forward with this case is that I cannot afford legal representation.

I am a very intelligent woman. I almost lost my life to Celiac Disease and wrote the book, *Living With Celiac Disease*, to help other Celiac Disease sufferers and their families. Through this journey, I learned how to live with this disease. I consider myself lucky to have survived.

Throughout the years of being very ill, all of my financial security has been exhausted. I recently almost lost my home but have since been working with the bank with a modification program. I am financially trying to recover. Matters were complicated due to my being involved in a bad car accident (in February of 2007). Add to this complications from the Celiac Disease, and I was in a wheelchair, unable to walk, until July of 2008.

At that time, I started to work the graveyard shift at Stop & Shop and tried to get a flooring business going, but times were tough. I was working almost full-time at Stop & Shop but was not making much money.

A few months ago, on March 19, 2010, I was rear-ended while driving. I now suffer from a major back injury due to the violence of the crash. I am seeing a doctor three days a week and am working hard in physical therapy three days a week. It is a slow and frustrating physical recovery process.

I need counsel to be appointed due to my indigent state and disabilities, which are a chronic financial and physical drain. I have done all that I know to do on my own. I do

not have the knowledge or financial means to continue to represent myself pro se. I believe that I should have the right to legal counsel and be able to have my case heard and be judged by a jury of my peers.

I have tried vigilantly, yet unsuccessfully, to find legal representation on a contingency basis. I have easily contacted fifty (50) lawyers (probably more). I have not kept track of every rejection letter.

The reason most of them have given for not wanting to take the case is not that the case has no merit but that I have no money to give them for a retainer or payment of services unless or until the matter settles. It would be expensive to try because it is high-profile case against a well-known celebrity and her ghost writer(s). This person's legal team intends to drag the case out, to exhaust me and my lawyer(s) financially in the hope that both this matter, and I, will "go away."

One attorney wanted me to put up my house as collateral for their services. I almost lost my life to Celiac Disease. With everything I've been through, physically and financially, I have miraculously managed to hang onto my home. Through it all, I do not know what I would have done without the security of having a place to live. I cannot make the choice between possibly forfeiting my home and defending this case.

I opened a bank account for donations, and made it solely for Hassett Legal Fund, but to date, I have not received any money from anyone for this. The people in my area are hurting financially. I have been trying to get my story out there to raise money, but it is just not there. I have posted videos on YouTube and put up a basic website, but they have not generated financial assistance for a legal fund.

I truly believe that a theft of my intellectual property has occurred. I respectfully request that my Motion for Appointment of Counsel will be granted so that I may proceed with this meritorious case. I believe that every citizen with a valid case should be able to have legal representation, even if they are from the working-poor class, as I am.

I have worked very hard to help other people who suffer this horrific disease. It was my desire to help Elisabeth Hasselbach that led me to send her a copy of my book. It never occurred to me that she and her ghost writers would take my copyrighted work and steal it. The monies from the sale of her stolen materials has generated millions of dollars. She does not even give references or a bibliography for where she and her ghost writer(s) obtained their information.

I believe that if I am not granted this motion all of my hard work to save people from the living hell that I went through—from being misdiagnosed prior to finding out what was truly wrong with me—will be for nothing. I implore this court to have mercy on me and my situation, and appoint counsel.

Thank you very much for your kind consideration.

Respectfully submitted by:

Susan Hassett
22 Royal Circle
East Falmouth, MA 02536
508-548-1604

5/28 Filed

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

Susan Hassett, pro se

CASE NO: 1:09-CV-12034-MLW

Plaintiff

MOTION FOR SERVICE BY THE
UNITED STATES MARSHALL

V

ELISABETH HASSELBECK
CENTER STREET HATCHETTE
BOOK GROUP, and "JOHN DOE"

Defendants _____ -

To Chief Mark L. Wolf, I, Susan Hassett, pro se, Plaintiff, respectfully request the Honorable Court to grant my motion for service by the United States Marshall. I am unable to pay for the cost of service and ask that, pursuant to Fed. R. Civ. P. (C) (3) , the Court authorize service by the United States Marshall with all costs of service be advanced by the United States.

Through out my years of being very ill, all my financial security has been exhausted. I recently almost lost my home but have since been working with the bank with a modification program. I am financially trying to recover. Matters were complicated due to my being in a bad car accident (February of 2007) Add to the complications from the Celiac Disease, and I was in a wheelchair, unable to walk, until July of 2008.

A few months ago, on March 19, 2010, I was rear-ended while driving. I now suffer from a major back injury due to the violence of the crash. I am seeing a Doctor three days a week and am working hard in physical therapy three days a week. It is a slow and frustrating physical recovery process.

I have been out of work ever since. My trade is a tile setter but I also work the night shift at Stop and Shop stocking shelves. I am unable to either job because of the injury to my back.

Thank you very much for your kind consideration.

Respectfully submitted by:

Susan Hassett
22 Royal Circle
East Falmouth MA 02536 /508-548-1604

Filed 6/11

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

SUSAN HASSETT, pro se

CASE NO: 1:09-CV-12034-MLW

Plaintiff

VS

MOTION TO EXTEND TIME
TO SERVE DEFENDANTS

ELISABETH HASSELOBECK,
CENTER STREET HATCHETTE
BOOK GROUP AND JOHN DOE

Defendants

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Thank you for you kind consideration.

Respectfully submitted

Susan Hassett
22 Royal Circle
East Falmouth Ma 02536
508-548-1604



**SHERIFF'S AFFIDAVIT OF SERVICE ON CORPORATION,
PARTNERSHIP OR GOVERNMENTAL SUBDIVISION**

SHERIFF'S CASE # 10019150
DOCKET/INDEX # 1:09-CV-12034-MLW

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

SUSAN HASSETT

PLAINTIFF/PETITIONER

VS

CENTER STREET HATCHETTE BOOK GROUP

DEFENDANT/RESPONDENT

STATE OF NEW YORK }
COUNTY OF NEW YORK } SS:

I, **RAYMOND ROBERTSON**, Deputy Sheriff of the City and State of New York, authorized pursuant to my special duties to serve process, hereby affirm that: I am not a party to this action or proceeding and over 18 years of age. I further affirm that on **6/16/2010**, at approximately **12:25PM** at **237 PARK AVENUE** in the borough of **MANHATTAN**, County of **NEW YORK**, I served the annexed: **SUMMONS & COMPLAINT** upon **CENTER STREET HATCHETTE BOOK GROUP**, in the following manner:

[X] PERSONAL SERVICE ON CORPORATION, PARTNERSHIP OR GOVERNMENTAL SUBDIVISION

By delivering to and leaving with, **MATTHEW HOOBAN**, a true copy thereof. Said person stated he was **AGENT DESIGNATED FOR SERVICE** an agent authorized to accept service of legal process.

[X] DESCRIPTION:

Skin Complexion: **LIGHT**
Weight: **185lbs.**

Sex: **Male**
Hair Color: **BROWN**

Approx. Age: **30 YRS**

Height: **5'11"**

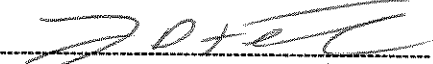
SHERIFF OF THE CITY OF NEW YORK
Lindsay Eason

Dated: 6/16/2010

BY: 

RAYMOND ROBERTSON
DEPUTY SHERIFF
SHIELD # 116

Notary
Sworn before me
this day of June, 2010


LUIS D. FELICIANO
Notary Public, State of New York
No. 02FE6037555
Qualified in Bronx County
Commission Expires Feb 22, 2014



**SHERIFF'S AFFIDAVIT OF SERVICE
PERSONAL DELIVERY**

**UNITED STATES DISTRICT COURT,
DISTRICT OF MASSACHUSETTS**

SUSAN HASSETT,

PLAINTIFF,

VS

ELISABETH HASSELBECK,

DEFENDANT.

STATE OF NEW YORK }
NEW YORK COUNTY } SS:

I, ABDEL ABDALLAH, Deputy Sheriff of the City and State of New York, authorized pursuant to my special duties to serve process, hereby affirm that: I am not a party to this action or proceeding and over 18 years of age. I further affirm that on 6/10/2010, at approximately 12:00PM at 320 WEST 66TH STREET, in the borough of MANHATTAN, County of NEW YORK, I served the annexed: SUMMONS & COMPLAINT upon ELISABETH HASSELBECK, in the following manner:

[X] PERSONAL DELIVERY

By delivering to and leaving with ELISABETH HASSELBECK personally a true copy thereof, said person being known as the mentioned and described herein.

[X] DESCRIPTION:

Skin Complexion: LIGHT Sex: Female Approx. Age: 33 Height: 5'5"
Weight: 120lbs. Hair Color: BLONDE

**SHERIFF OF THE CITY OF NEW YORK
Lindsay Eason**

Dated: 6/10/2010

BY: *Abdel Abdallah*
**ABDEL ABDALLAH
DEPUTY SHERIFF
SHIELD # 395**

Notary
Sworn before me
this 10th day of June, 2010

[Signature]
LUIS D. FELICIANO
Notary Public, State of New York
No. 02PE0037605
Qualified in Bronx County
Commission Expires Feb 22, 2014

June 13, 2010

Attention Dennis O'Leary:

I am sending you a copy of "Motion for Service by the United States Marshall". I realized I spelled Elisabeth Hasselbecks name wrong. I was hoping you could put this one in exchange for the one with misspelled name. Also I was hoping if you have not already done so could you put this motion back on the table. I appreciate your time and help.

Much Thanks

Susan Hassett
22 Royal Circle
East Falmouth Ma 02536
508-548-1604
774-836-8205

Hasset vs Hasselbeck
1:09-CV-12034-MLW

June 16, 2010

Attention: Dennis O'Leary

Dear Judge Wolf ,

I am enclosing this letter to let you know that I have talked to Deputy Sheriff Robertson again yesterday morning and he was making another attempt to serve Ms Hasselbeck in this matter. For some reason the other complaint and summons meant for Center Street Hatchette book group has been sent to another office. I am not sure why I asked him if he could give me the number of the other sheriff, he declined. Also for some strange reason someone had sent him the wrong information about the time line the summons had to be served in.

I am enclosing a new copy of the Motion for a Temporary Restraint Order. I seemed to have put the wrong Case Number on the one I sent yesterday. Sorry for the error.

Thank you so much for your time.

Much Thanks,

Susan Hassett
22 Royal Circle
East Falmouth Ma 02536
508-548-1604
774-836-8205
Hassett v. Hasselbeck
CASE NO: 1:09-CV-12034

June 16, 2010

Attention: Dennis O'Leary

Dear Judge Wolf,

I am enclosing this letter to let you know that I have talked to Deputy Sheriff Robertson again yesterday morning and he was making another attempt to serve Ms Hasselbeck in this matter. For some reason the other complaint and summons meant for Center Street Hatchette book group has been sent to another office. I am not sure why I asked him if he could give me the number of the other sheriff, he declined. Also for some strange reason someone had sent him the wrong information about the time line the summons had to be served in.

I am enclosing a new copy of the Motion for a Temporary Restraint Order. I seemed to have put the wrong Case Number on the one I sent yesterday. Sorry for the error.

Thank you so much for your time.

Much Thanks,

Susan Hassett
22 Royal Circle
East Falmouth Ma 02536
508-548-1604
774-836-8205
Hassett v. Hasselbeck
CASE NO: 1:09-CV-12034

June 28, 2010

Attention: Dennis O'Leary

Judge Wolf,

I am sending these return summons to make sure you receive them. I was not sure if the sheriff sent you the returns summons to you directly.

Thanks for your time.

Susan Hassett pro se
22 Royal Circle
East Falmouth Ma, 02536
774-836-8205
508-548-1604
Hassett vs Hasselbeck
Case No: 1:09-cv-12034-MLW

6/17

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

SUSAN HASSETT, pro se

CASE NO: 1:09-CV-12034-MLW

Plaintiff

MOTION FOR A TEMPORARY
RESTRAINING ORDER

v.

ELISABETH HASSELBECK
CENTER STREET HATCHETTE
BOOK GROUP, and JOHN DOE

Defendants

To Chief Justice Mark L. Wolf, I, Susan Hassett, pro se, Plaintiff, respectfully request the Honorable Court to grant my Motion For A Temporary Restraining Order. Under Federal Rules of Civil Procedure, Rule 65 (d) (2) (A) or (B), I am asking the court to stop Elisabeth Hasselbeck, Center Street Hatchette Book Group, as well as any other parties involved in the distribution of the book, to include Amazon and Ebay, from selling the book, The G-Free Diet. I would like them to be stopped from releasing or selling any more books without compensating me for infringement of my copyright-protected material and/or until a trial date can be set and/or a settlement can be reached.

I want it Ordered that the Defendants will be restrained from profiting from intellectual property belonging to me without compensating me for said intellectual property/copyrighted material that has been plagiarized.

The defendants, including John Doe, the ghostwriter of The G-Free Diet, are profiting from my copyrighted work and should be barred from profiting from my work until Defendant Elisabeth Hasselbeck is served, or a preliminary injunction has been Ordered, or until an agreement has been made whereby I am given fair compensation for each unit sold, based on the percentage "borrowed" from my own compilation, roughly sixty (60) pages, percentage wise to the total of pages in her book and the cost of each unit of her book sold, past, present, and future.

I beseech Your Honor to quickly grant me this Motion For A Temporary Restraint Order due to the fact that Defendant Hasselbeck may not be served by summons for quite some time. I respectfully request the Court to bar Defendant Hasselbeck, her publisher, her distribution company, and all outlets currently advertising her book from selling her book until such time as a Preliminary Injunction is granted..

I thank Your Honor and the Court for your/its time and consideration in this matter.

Hassett v. Hasselbeck, et als
Motion For A Temporary Restraining Order
Page 2

Respectfully submitted by:

Susan Hassett
22 Royal Circle
East Falmouth Ma 02536
508-548-1604
774-836-8205

0/17

UNITED STATES DISTRICT COURT

DISTRICT OF MASSACHUSETTS

SUSAN HASSETT, pro se

CASE NO: 1:09-CV-12034-MLW

Plaintiff

MOTION FOR A PRELIMINARY
INJUNCTION

v.

ELISABETH HASSELBECK
CENTER STREET HATCHETTE
BOOK GROUP, and JOHN DOE

Defendants

To chief Mark L. Wolf, I Susan Hassett, pro se, Plaintiff respectfully request the Honorable Court to grant my Motion for a Preliminary Injunction Under Federal Rules of Civil Procedure Rule 65 (d) (2) (A) or (B) I am asking the court to stop Elisabeth Hasselbeck, Center Street Hatchette Book Group as well as any other parties involved in the distribution of the book to include Amazon and Ebay from selling the book, "The G Free Diet". I would like them to be stopped from releasing or selling any more books with out compensating me for infringement of my copyright-protected material and/or until a trial date can be set and/or a settlement can be reached.

I want to restrain the defendants from profiting from intellectual property belonging to me with out compensating me with for said intellectual property/copyrighted material that has been plageriazed.

The bottom line is the defendants including John Doe the ghostwriter are profiting off my copyrighted work and should be barred from profiting from my work. This is why I need the preliminary Injunction set in motion.

Or until an agreement has been made that I am given a fair disbursement for each unit sold, based on the percentage "borrowed" from my own compilation roughly 60 pages, percentage wise to the total of pages in her book and the cost of each unit of her book sold past, present and future.

I beseech Your Honor to quickly grant me this Motion for a Temporary Injunction because I do not think all parties involved should be able to profit any more from the compilation of my book until the conclusion of this case.

I thank Your Honor and the court for your/its time and consideration in this matter.

Hassett v. Hasselbeck, et als
Motion for a Preliminary Injunction
Page 2

Respectfully submitted by:

Susan Hassett
22 Royal Circle
East Falmouth Ma 02536
508-548-1604
774-836-8205

[PROPOSED] ORDER

Under the authority of Federal Rule of Civil Procedure 65, it is hereby ORDERED that, pending the resolution of the merits of this action, Defendants Elisabeth Hasselbeck, Center Street Hatchette Book Group, John Doe and all parties involved in the distribution of the book "The G Free Diet".

1. demand that all distibution of said book be stopped from being sold or from profiting of my compilation of my work.
2. that all advertising of said book be stopped.
3. all said proceeds be frozen until the conclusion of the case.

UNITED STATES DISTRICT JUDGE

June 28, 2010

Attention: Dennis O'Leary

Judge Wolf,

I am sending these return summons to make sure you receive them. I was not sure if the sheriff sent you the returns summons to you directly.

Thanks for your time.

Susan Hassett pro se
22 Royal Circle
East Falmouth Ma, 02536
774-836-8205
508-548-1604
Hassett vs Hasselbeck
Case No: 1:09-cv-12034-MLW

June 30, 2010

Judge Wolf,

I am sending these motions to you again because I was not aware that I had to serve these motions to the defendants as well. I enclosed a certificate of service. I am sending the defendants as well as their lawyer copies of the motions.

Thank you for your time.

Susan Hassett pro se
22 Royal Circle
East Falmouth Ma 02536
774-836-8205
508-548-1604
Hassett vs. Hasselbeck
1:09-cv-12034-MLW

July 1, 2010

Robyn Maguire
Seaport West
155 Seaport Boulevard
Boston Ma 02210

Dear Ms. Maguire,

You have said you have tried to contact me by phone. I did receive one call on June 23, 2010. It was not from you. It was from attorney Orin Schneider a New York attorney. Please be advised that that was the only attempt made to my phone. I have had no other message from any other attorney from your firm Nutter MClennen and Fish. To claim anything else is just not true.

Further please be advised that if you wish to communicate with me please do so in writing. All correspondence may be addressed to my attention to the following address:
22 Royal Circle, East Falmouth Ma 02536.

Much Thanks

Sue Hassett pro se
22 Royal Circle
East Falmouth Ma 02536
508-548-1604
Hassett vs Hasselbeck
1:09-cv-12034-MLw

7/3

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

SUSAN HASSETT, pro se

CASE NO: 1:09-CV-12034

Plaintiff

MOTION TO IDENTIFY
JOHN DOE THE
GHOSTWRITER

Vs

ELISABETH HASSELBECK
CENTER STREET HACHETTE
BOOK GROUP and JOHN DOE

Defendants

To Chief Mark L. Wolf, I Susan Hassett pro se, Plaintiff respectfully request the Honorable Court to grant my Motion to Identify Jane or John Doe as the Ghostwriter of the book entitled "The G Free Diet" (ISBN: 978-1-59995-188-1). I am asking the Court to have the defendants identify the ghostwriter so that I may file a Motion to Amend the Complaint to include her or him and so they can also be served their summons.

For the Court's benefit, I believe the ghostwriter of the book to be one Laura Moser. According to her public biography, Ms. Moser is a known author and ghostwriter for celebrity health and lifestyle books.

I believe Ms. Moser is the ghostwriter of the book because Elisabeth Hasselbeck, the named author of the book, states the following on page two of her acknowledgements: "A most meaningful thanks to my new found friend Laura Moser-a most talented writer, soon-to-be-mom, and novelist. Thank you for reading my countless midnight emails, for keeping me on schedule, and for your equally diligence and zeal".

I think that the judicial economy would be served best by identifying the ghostwriter of the book so that the complaint can be amended to include him or her at this stage where we are waiting for the Defendants to respond to the summons and the complaint. This way we will have all the Defendants together in the matter before the case starts.

Please be advised that I am also waiting for a ruling on my motion for Appointment of Counsel and a Motion for Preliminary Injunction. So again, it may be beneficial and expedient for all the parties concerned to compel the identification of the ghostwriter while these other motions are being ruled.

Hassett v. Hassellbeck, et als
Motion to Identify Jane or John Doe the Ghostwriter
Page 2

I beseech Your Honor to grant my Motion to Identify Jane or John Doe the Ghostwriter. I believe Laura Moser to be said ghostwriter. If she is not the ghostwriter then I believe the true identity of the ghostwriter should be revealed so that the complaint can be amended to have him or included in it. As well as having the ghostwriter served the summons in the complaint.

I thank Your Honor and the Court for your/its time and consideration in this matter.

Respectfully submitted by:

Susan Hassett pro se
22 Royal Circle
East Falmouth Ma 02536
508-548-1604

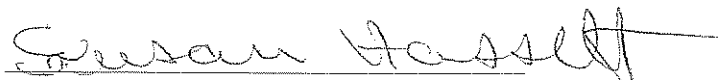
RULE 7.1 CERTIFICATION

I hereby certify that I, Susan Hassett, have sent a written statement of my re-filing of this Motion on July 12, 2010 to all the participants, Defendants and Attorneys in this case that have been identified in correspondence or that I have otherwise been made aware of thus far.


Susan Hassett pro se Plaintiff

CERTIFICATE OF SERVICE

I certify that, on July 12, 2010, this document was sent to all the participants, Defendants and Attorneys in this case that have been identified in correspondence or that I have otherwise been made aware of thus far.


Susan Hassett pro se Plaintiff

July 12, 2010

Robert L Ullmann
Robyn S. Maguire
NUTTER MCCLENNEN&FISH LLP
Seaport West
155 Seaport Boulevard
Boston, MA 02210

Re: Hassett v. Hasselbeck et al., United States District Court
District of Massachusetts, C.A. No: 09-12034

Dear Ms. Maguire,

I am writing to inform you that I am filing a Motion for a stay pending the ruling of the Appointment of Counsel. I am sorry that I did not attempt to notify you by mail with the first few motions. I was not aware who was representing the defendants in the case. I am sorry that I did not attempt to notify you by mail with the first few motions I was not aware that this rule included notifying you in writing as well as the Certificate of Service. It will not happen again.

I am also writing to inform you that pursuant of rule 7.1 Federal Rules of Civil Procedure I will be re-filing The Preliminary Injunction Motion as well as the Motion to Identify John Doe the Ghostwriter.

I was wondering if you wanted me to send every lawyer as well as each defendant that is on the team a copy of each move made in the case. Or would it be alright to just send one copy to the lead attorney on the case.

I also would like to tell you again so there is no misunderstanding please only contact me by mail. My address again is 22 Royal Circle, East Falmouth Ma 02536. I feel this would be best until the outcome of the pending Appointment of Counsel Motion.

Thanks for your time.

Susan Hassett pro se
22 Royal Circle
East Falmouth Ma 02536
508-548-1604

July 12, 2010

Orin Snyder
Laura Boyle
GIBSON DUNN & CRUTCHER
200 Park Avenue
New York NY 10166-0193

RE: Hassett v. Hasselbeck et al., United States District Court
District of Massachusetts, C.A. No: 09-12034

Dear Mr. Snyder,

I am writing to inform you that I am filing a Motion for a Stay pending the Ruling of the Appointment of Counsel. I am sorry that I did not attempt to notify you by mail about the first few motions. I was unaware of who was representing the defendants in this matter. I was not aware that rule 7.1 included notifying you by mail as well as the Certificate of Service. It will not happen again.

I am also writing to tell you pursuant of rule 7.1 Rules of Civil Procedure I will be re-filing the Motion for a Preliminary Injunction as well as the Motion to identify John Doe the Ghostwriter.

I was wondering if you wanted me to send every lawyer in the case as well as each defendant that is on the team a copy of each move made in the case. I was wondering if it would be alright to just send one copy to the lead attorney in the case.

I would also like to tell you again so there is no misunderstanding please only contact me by mail. My address again is 22 Royal Circle East Falmouth Ma 02536. I feel this would be best pending the outcome of the Appointment of Counsel Motion.

Thanks for your time.

Susan Hassett pro se
22 Royal Circle
Ease Falmouth Ma 02536
508-548-1604

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

SUSAN HASSETT, pro se

Plaintiff

v.

ELISABETH HASSELBECK,
CENTER STREET HATCHETTE
BOOK GROUP, and JOHN DOE

Defendants

CASE NO: 1:1:09-12034-MLW

MOTION FOR A STAY PENDING
RULING OF APPOINTMENT OF
COUNSEL

To Chief Judge Mark L. Wolf, I, Susan Hassett pro se, Plaintiff, respectively request this Honorable Court to grant my Motion for a Stay Pending Ruling of Appointment of Counsel. I am asking for this motion because the defendants are assembling a large team of lawyers that money can buy.

As I stated in the Appointment of Counsel "I need counsel to be appointed due to my indigent state and disabilities, which are a chronic financial and physical drain. I have done all that I know to do on my own. I do not have the knowledge or financial means to represent pro se. I believe I should have the right to legal counsel and be able to have my case heard and judged by a jury of my peers.

It is becoming more apparent as the case moves forward and their legal team becomes bigger that I need legal counsel. I am worried that you will not have ruled on the Appointment of Counsel by the August 18, 2010 the time the defendants wanted extended to answer to the Complaint. I am concerned that my first appearance in court I would have to go up against these lawyers by myself.

I do not want the case to end up being dropped on a technicality. I am not familiar enough with all the Federal Rules of Civil Procedure. I am hoping this Honorable Court will grant me the Motion for Appointment of Counsel.

My book "Living with Celiac Disease was written in a natural and direct approach to Celiac disease. I believe it was commercialized for financial gain and to sell products. I believe it was used for a road map for the defendants own agenda.

I feel that with an attorneys help I can prove to you and the jury that this is a case of compilation copyright, and that theft of my intellectual property has occurred

I believe that if I am not granted this Motion to Stay Pending the Ruling of Appointment of Counsel all of my hard work to save people from the living hell that I went through-from being misdiagnosed prior to finding out what was wrong with me-will be for nothing. I implore the court to have mercy on me and my situation, and grant me the Motion to Stay Pending the Ruling of the Appointment of Counsel.

Thank you very much for your kind consideration.

Respectfully Submitted:

Susan Hassett pro se
22 Royal Circle
East Falmouth Ma 92536
508-548-1604

7/13

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

SUSAN HASSETT, pro se

Plaintiff

Vs

ELISABETH HASSELBECK
CENTER STREET HACHETTE
BOOK GROUP and JOHN DOE

Defendants

CASE NO: 1:09-CV-12034

MOTION TO IDENTIFY
JOHN DOE THE
GHOSTWRITER

To Chief Mark L. Wolf, I Susan Hassett pro se, Plaintiff respectfully request the Honorable Court to grant my Motion to Identify Jane or John Doe the Ghostwriter. I am asking the court to have the defendants identify the ghostwriter so I may file a motion to amend the complaint to include her or him. So they can also be served their summons.

I believe The Ghost Writer to be the Laura Moser. The Huffington Post quotes "Laura Moser is the author of a Betti Davis biography and has ghostwritten New York Times best sellers for various celebrities" Double X quotes She (Laura Moser) now makes her living ghostwriting health and diet books for celebrities".

Elisabeth Hasselbeck states this on page two of her acknowledgements. "A most meaningful thanks to my newfound friend Laura Moser-a most talented writer, soon-to-be-mom, and novelist! Thank you for reading my countless midnight emails, for keeping me on schedule, and for your equally diligence and zeal"

This is who I believe the ghostwriter to be. I think that the judicial economy would be served best by identifying the ghostwriter so the complaint can be amended to include him or her, while we are waiting for the defendants to respond to the summons and the complaint. This way we will have all the defendants together in the matter before the case starts.

I am also waiting for a ruling in my motion for Appointment of Counsel the judicial economy could also be helped by identifying the ghostwriter while we are waiting for the other motions to be ruled on.

I beseech Your Honor to grant my Motion to Identify Jane or John Doe the Ghostwriter. I believe Laura Moser to be the ghostwriter. If she is not the ghostwriter then I believe the true identity of the ghostwriter should be revealed so that the complaint

can be amended to have him or included in it. As well as having the ghostwriter served the summons in the complaint.

I thank Your Honor and the court for your/its time and consideration in this matter.

Hassett v. Hassellbeck, et als
Motion to Identify Jane or John Doe the Ghostwriter
Page 2

Respectfully submitted by:

Susan Hassett pro se
22 Royal Circle
East Falmouth Ma 02536
508-548-1604

RULE 7.1 CERTIFICATION

I hereby certify that I Susan Hassett have sent a written statement of my re-filing of this Motion on July 12, 2010 to all the Defendants and Attorneys in this case thus far.

Susan Hassett

CERTIFICATE OF SERVICE

I certify that, on July 2, 2010, this document was sent to all the participants in this complaint thus far.

Susan Hassett

7/13

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

SUSAN HASSETT, pro se

Plaintiff

v.

CASE NO: 1:09-CV-12034-MLW

MOTION FOR A PRELIMINARY
INJUNCTION

ELISABETH HASSELBECK
CENTER STREET HATCHETTE
BOOK GROUP, and JOHN DOE

Defendants

To chief Mark L. Wolf, I Susan Hassett, pro se, Plaintiff respectfully request the Honorable Court to grant my Motion for a Preliminary Injunction Under Federal Rules of Civil Procedure Rule 65 (d) (2) (A) or (B). By way of this motion, I am asking the Court to stop and prevent Elisabeth Hasselbeck, Center Street Hatchette Book Group as well as any other parties involved in the distribution of the book entitled "The G Free Diet" (ISBN: 978-1-59995-188-1) from continuing to sell or otherwise distribute and promote the book. This injunction seeks to include a ban on further sales through all distribution channels including three of the largest distribution channels for this book: Amazon, Barnes & Noble and eBay.

To be more specific, I would like the Court to stop the parties named above from releasing or selling any more books without an agreement to compensate me for infringement of my copyright-protected material and/or until a trial date can be set and/or a settlement can be reached. The reason for seeking this preliminary injunction is to restrain the Defendants from further profiting from intellectual property belonging to me with out compensating me with for said intellectual property/copyrighted material that has been plagiarized.

It will be clear to the Court based on the facts in this matter established in my claim that the Defendants, including John Doe the ghostwriter, are profiting from my copyrighted work and should be barred from profiting from my work. This is the primary reason I am asking that the preliminary injunction be set in motion.

The alternative that the Court may wish to consider is that an agreement be struck between the parties that I as the Plaintiff am given a fair disbursement for each unit sold (to date and going forward) based on the percentage "borrowed" content from my copyright-protected material.

Hassett v. Hasselbeck, et als
Motion for a Preliminary Injunction
Page 2

I beseech Your Honor that time is of the essence and to grant me this Motion for a Temporary Injunction as soon as possible because I do not think the parties involved should be able to continue to profit from the compilation of my book and my copyrighted material while this case is being adjudicated. I also note that the Defendants were first notified of my claim in June 9, 2009 and that be all accounts many thousands of copies of the book in question ("The G Free Diet") have been sold since the Defendants were made aware of my concerns and my claim.

I thank Your Honor and the Court for your/its time and consideration in this matter.

Respectfully submitted by:

Susan Hassett
22 Royal Circle
East Falmouth Ma 02536
508-548-1604
774-836-8205

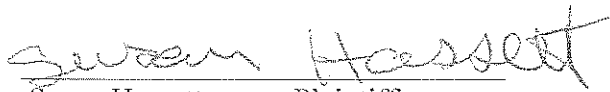
RULE 7.1 CERTIFICATION

I hereby certify that I Susan Hassett pro se Plaintiff have sent a written statement of me re-filing the Motion on July 12, 2010 to all the participants, Defendants and Attorneys in this case that have been identified in correspondence or that I have otherwise been made aware of thus far.


Susan Hassett pro se Plaintiff

CERTIFICATE OF SERVICE

I certify that, on July 12, 2010, 2010, this document was sent to all the participants, Defendants and Attorneys in this case that have been identified in correspondence or that I have otherwise been made aware of thus far.


Susan Hassett pro se Plaintiff

[PROPOSED] ORDER

Under the authority of Federal Rule of Civil Procedure 65, it is hereby ORDERED that, pending the resolution of the merits of this action, Defendants Elisabeth Hasselbeck, Center Street Hatchette Book Group, John Doe and all parties involved in the distribution of the book "The G Free Diet" (ISBN: 978-1-59995-188-1)

1. that all distribution and sales of said book be stopped and/or that the parties are otherwise barred from profiting from copyright-protected material and compilation of the work product of Susan Hassett.
2. that all advertising of said book be stopped.
3. that all proceeds from book sales and order to date be frozen until the conclusion of the case.

UNITED STATES DISTRICT JUDGE

Susan Hassett
Susan Hassett pro se Plaintiff

[PROPOSED] ORDER

Under the authority of Federal Rule of Civil Procedure 65, it is hereby ORDERED that, pending the resolution of the merits of this action, Defendants Elisabeth Hasselbeck, Center Street Hatchette Book Group, John Doe and all parties involved in the distribution of the book "The G Free Diet" (ISBN: 978-1-59995-188-1)

1. that all distribution and sales of said book be stopped and/or that the parties are otherwise barred from profiting from copyright-protected material and compilation of the work product of Susan Hassett.
2. that all advertising of said book be stopped.
3. that all proceeds from book sales and order to date be frozen until the conclusion of the case.

UNITED STATES DISTRICT JUDGE