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15 Attorney for Plaintiff, ROBERT ROSS

**FILED**  
SUPERIOR COURT OF CALIFORNIA  
COUNTY OF LOS ANGELES

JUL 15 2011

John A. Clarke, Executive Officer/Clerk  
BY [Signature] Deputy  
Regina Juliano

**SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF LOS ANGELES**

16 ROBERT ROSS, an individual,  
17 Plaintiff,  
18 vs.  
19 SHAQUILLE O'NEAL, an individual,  
20 MARK STEVENS, an individual, and  
21 DOES 1 through 100, inclusive,  
22 Defendants.

Case No. **BG465355**

**COMPLAINT FOR FALSE  
IMPRISONMENT-KIDNAPPING,  
[Penal Code §207 and 236; Civil Code  
§3294 and 3333], ASSAULT AND  
BATTERY [Civil Code §3294 and  
3333], ROBBERY-CONVERSION OF  
PERSONAL PROPERTY [Penal Code  
§211], INTENTIONAL INFLICTION OF  
EMOTIONAL DISTRESS, and  
BREACH OF CONTRACT**

Plaintiff Robert Ross ("Plaintiff") hereby alleges:

**GENERAL ALLEGATIONS**

1. Plaintiff's Residence. At all times material hereto Plaintiff was a resident of the County of Los Angeles, State of California.

2. Defendants' Residences. The residences of Defendants Shaquille O'Neal ("O'Neal") and Mark Stevens ("Stevens") are outside of the State of California and are presently

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CASH;  
CHANGE;  
CARD;

1 unknown to Plaintiff who will amend this Complaint to insert these residences when they are  
2 ascertained.

3 3. Jurisdiction. All of the acts set forth herein (except as described in Paragraph 7  
4 below) occurred in the County of Los Angeles, State of California.

5 4. Doe Defendants. The identities of the Defendants named as Does 1 through 100  
6 are presently unknown to Plaintiff who will amend this Complaint to add their names when they  
7 are ascertained. Each of these Doe Defendants is legally responsible for the acts described herein  
8 and for the damages suffered as a result thereof.

9 5. Agency. All of the acts alleged herein were performed by each Defendant,  
10 including the Doe Defendants, as the agent of each and all of the other defendants and were  
11 performed within the course and scope of said agency.

12 6. False Imprisonment (Kidnapping), Assault and Battery, Robbery (Conversion of  
13 Personal Property) and Infliction of Emotional Distress. On or about February 11, 2008 in the  
14 County of Los Angeles, Defendants O'Neal and Stevens, acting through their agents Ladell  
15 Rowles, aka "Dog," and other members of a Los Angeles street gang Main Street Mafia Crips  
16 ("the Street Gang"), kidnapped Plaintiff, committed an assault and battery on Plaintiff, converted  
17 the personal property of Plaintiff, and intentionally caused Plaintiff to suffer emotional distress.

18 7. Absence from the State of California. Plaintiff is informed and believes, and  
19 thereupon alleges, that Defendants O'Neal and Stevens have been absent from, and resided  
20 outside, the State of California since at least August 21, 2007 through the present time and for a  
21 period sufficiently long to toll, pursuant to Section 351 of the California Code of Civil  
22 Procedure, all statutes of limitations which would have otherwise applied to Plaintiff's cause of  
23 action.

24 8. Conspiracy. Defendants O'Neal and Stevens on or about February 11, 2008  
25 engaged in a conspiracy with each other, members of the Street Gang, and others to commit all of  
26 the acts set forth herein.

1 **FIRST CAUSE OF ACTION AS TO ALL DEFENDANTS**  
2 **False Imprisonment (Kidnapping) and Assault and Battery**  
3 **[Penal Code §207 and 236 and Civil Code §3294 and 3333]**

4 9. Incorporation by Reference. By reference, Plaintiff hereby alleges Paragraphs 1  
5 through 8 of this Complaint as through fully alleged herein.

6 10. Plaintiff's Personal Relationship with Defendant O'Neal and Relationship to the  
7 Street Gang. For many years prior to February 11, 2008 Plaintiff was a close personal friend  
8 and confidant of Defendant O'Neal. Plaintiff suffered prior felony convictions before his  
9 relationship with Defendant O'Neal. Plaintiff had also been associated with the Street Gang and,  
10 although he has not been a member for approximately twelve years, knows its members. At all  
11 times during the relationship with O'Neal, O'Neal was aware of Plaintiff's past criminal record  
12 as well as his past relationship with the Street Gang and O'Neal had knowledge of its street  
13 members. O'Neal's relationship with Dog is expressed in a rap video by O'Neal, DJ, Kay Slay,  
14 Papoose, and Bun B.

15 11. O'Neal's Tasks and Directives to Plaintiff. Because of O'Neal's knowledge of  
16 Plaintiff's prior criminal record as well as his past involvement with the Street Gang, for many  
17 years O'Neal requested and directed Plaintiff to perform many personal favors and directed him  
18 to perform various tasks including, but not limited to: ordering Plaintiff to kill a member of the  
19 Downtown Gangster Crips who had disrespected O'Neal in front of his wife Shaunie; an order to  
20 kill a woman, whom O'Neal had impregnated and paid for her abortion; an order to kill a renown  
21 record producer; and an order to break an NBA player's shooting arm.

22 12. Business Dealings. Prior to February 11, 2008 Defendants O'Neal and Stevens  
23 represented to Plaintiff that if Plaintiff would generate singers, musicians, and other artists for  
24 use by "Deja 34," a record company owned by Defendants O'Neal and Stevens, then Plaintiff  
25 would receive one-half of the profits earned by Defendants from all such singers, musicians, and  
26 artists. In response to this representation Plaintiff brought Ray J, a prominent signer, to  
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1 Defendants who signed Ray J to a contract and thereafter generated profits from his works.  
2 Defendants, however, failed and refused to pay Plaintiff his rightful share of all profits generated  
3 by the works of Ray J. The refusal of Defendants to pay Plaintiff caused a termination of their  
4 friendships.

5 13. Video of Sexual Activities. While Defendant O'Neal was married and prior to  
6 February 11, 2008, Defendant O'Neal engaged in sexual acts with a female, not his wife, at  
7 Plaintiff's home. Defendant O'Neal having sex was videotaped by a recording device installed  
8 in Plaintiff's home.

9 14. Defendant O'Neal's Jealousy. After February 11, 2008 and after Defendant  
10 O'Neal had filed for divorce and was separated from his wife (Shaunie), Plaintiff began an affair  
11 with Shaunie. When Defendant O'Neal learned of this relationship between Plaintiff and  
12 Shaunie, Defendant O'Neal became extremely jealous and angry toward Plaintiff.

13 15. Attacks of February 11, 2008. Because of the fear that the sex video might  
14 become public, and because of Defendant O'Neal's raging jealousy toward Plaintiff, Defendants  
15 O'Neal and Stevens directed and employed members of the Street Gang to kidnap, attack, rob,  
16 and threaten Plaintiff. On February 11, 2008 Dog and members of the Street Gang carried out  
17 the orders of Defendants and kidnapped Plaintiff from Sunset Boulevard, Hollywood and  
18 forcibly drove him to Dog's residence in South Central Los Angeles where they assaulted,  
19 robbed and threatened Plaintiff at gunpoint. At the beginning of the kidnapping, James Herbin  
20 ("Wood") told Plaintiff that "the big homey" ("Dog") needed to straighten out problems between  
21 O'Neal, Stevens (O'Neal's business manager) and Plaintiff. During the kidnapping Dog told  
22 Plaintiff that O'Neal and Stevens want the tape of O'Neal having sex at Plaintiff's home  
23 delivered by Plaintiff to Dog. When Plaintiff promised to get the tape, he was released. During  
24 the kidnapping and robbery, Stevens communicated by phone with one of the members of the  
25 Street Gang and emphasized that O'Neal needed to obtain the sex tape from Plaintiff.  
26 Unbeknownst to Stevens, this conversation was tape recorded pursuant to an FBI wiretap on the  
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1 cell phone of the member of the Street Gang. The Defendants unlawfully violated the Plaintiff's  
2 personal liberty by intentionally taking him to and holding him in a place without his consent and  
3 against his will.

4 16. Purpose of the Kidnapping, Attacks, and Robbery. The Defendants' purpose in  
5 directing the kidnapping, assault, robbery, and threats to Plaintiff was made clear when he was  
6 told by his abductors to deliver the O'Neal sex tape to them. These abductors were acting on  
7 behalf of and were carrying out the orders of the Defendants and were performing these acts with  
8 the full knowledge, consent, and approval of Defendants. Additionally, on February 12, 2008, a  
9 mutual friend of Plaintiff and Defendants called Plaintiff and asked him about the kidnapping,  
10 assault, and robbery. When asked by Plaintiff how he knew about the incident, the friend stated  
11 Stevens had called him and told him to tell Plaintiff that all that had happened the night before  
12 was because of Plaintiff's affair with Shaunie, but that Dog was only told to get the sex tape from  
13 Plaintiff.

14 17. Compensatory Damages. As a proximate result of the misconduct of the  
15 Defendants, Plaintiff suffered physical injuries and emotional distress when he was kidnapped,  
16 assaulted, beaten with a handgun, and robbed, all according to proof.

17 18. Punitive Damages. All of the conduct described above was done intentionally,  
18 willfully, wantonly, maliciously, with a reckless disregard of Plaintiff's rights. Punitive damages  
19 should be awarded Plaintiff in an amount which considers the reprehensibility of the conduct of  
20 the Defendants, the financial conditions of the Defendants, and for an amount which constitutes a  
21 reasonable relationship between the compensatory damages and the punitive damages. The  
22 amount of the punitive damages should be sufficient, in light of the Defendants' financial  
23 conditions, to punish the Defendants and to discourage future wrongful conduct.

24 **SECOND CAUSE OF ACTION AS TO ALL DEFENDANTS**  
25 **Intentional Infliction of Emotional Distress**

26 19. Incorporation by Reference. By reference, Plaintiff hereby alleges Paragraphs 1  
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1 through 18 of this Complaint as though fully alleged herein.

2 20. Intentional Misconduct. All of the acts of the Defendants were intentionally  
3 designed and performed to inflict emotional distress upon the Plaintiff.

4 21. Damages. As a proximate result of the Defendants' misconduct, Plaintiff suffered  
5 emotional distress, all according to proof.

6 **THIRD CAUSE OF ACTION AS TO ALL DEFENDANTS**

7 **Conversion of Personal Property-Robbery**

8 **[Civil Code §3336 and Penal Code §211]**

9 22. Incorporation by Reference. By reference, Plaintiff hereby alleges Paragraphs 1  
10 through 21 of this Complaint as though fully alleged herein.

11 23. Conversion by Defendants. On February 11, 2008 Plaintiff was the owner of a  
12 diamond necklace, diamond earrings, a Rolex watch and \$15,000 in cash which Defendants  
13 intentionally and wrongfully took possession of and converted to their own use without  
14 Plaintiff's consent, permanently depriving him of ownership and possession.

15 24. Damages. As a proximate result of the conversion of Plaintiff's personal property  
16 without his consent, Plaintiff has suffered damages including, without limitation, the value of the  
17 personal property, compensation for the time and money spent attempting to recover Plaintiff's  
18 property, and emotional distress suffered as a result of the conduct of the Defendants, all  
19 according to proof.

20 **FOURTH CAUSE OF ACTION AS TO ALL DEFENDANTS**

21 **Breach of Contract**

22 25. Incorporation by Reference. By reference, Plaintiff hereby alleges Paragraphs 1  
23 through 24 of this Complaint as though fully alleged herein.

24 26. Agreement. On or about August 21, 2007, Plaintiff and Defendants O'Neal and  
25 Stevens orally agreed that Plaintiff would generate singers, musicians, and/or other artists for use  
26 by these Defendants. In consideration for doing so, Plaintiff would be paid in Los Angeles  
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1 County one-half of the profits generated by the works of each such singer, musician, and/or artist.  
2 27. Plaintiff Performed. In accordance with the representations and promises made by  
3 Defendants, Plaintiff fully performed and introduced the artist Ray J to Defendants who signed  
4 Ray J to a contract and thereafter generated profits as a result of sales from the artistic  
5 performance of Ray J.

6 28. Breach by Defendants. Defendants breached their agreement with Plaintiff by  
7 failing and refusing to pay him the agreed upon one-half of all profits earned as a result of the  
8 performance of Ray J.

9 29. Damages. As a proximate result of the breach by Defendants, Plaintiff has been  
10 damaged in an amount according to proof.

11 WHEREFORE, Plaintiff prays for:

- 12 (1) Compensatory damages according to proof;
- 13 (2) Punitive damages in an amount sufficient to deter Defendants and others similarly  
14 situated from such misconduct in the future;
- 15 (3) Costs of suit; and
- 16 (4) For such other and further relief as the Court deems just and proper.

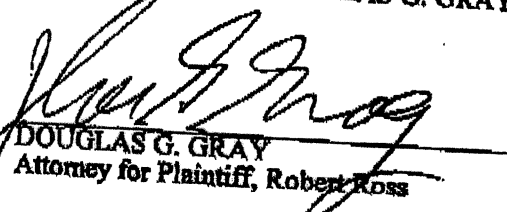
17  
18 DATED: July 15, 2011

LAW OFFICES OF MARK E. OVERLAND

  
MARK E. OVERLAND  
Attorney for Plaintiff, Robert Ross

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23 DATED: July 15, 2011

LAW OFFICES OF DOUGLAS G. GRAY

  
DOUGLAS G. GRAY  
Attorney for Plaintiff, Robert Ross

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