

EXHIBIT A

IN THE SUPERIOR COURT OF FULTON COUNTY
STATE OF GEORGIA

GEORGE MEDLAND,)	
)	
Plaintiff,)	CIVIL ACTION FILE
)	
v.)	NO.: _____
)	
GOOGLE, INC.)	
)	
Defendant.)	

COMPLAINT

COMES NOW George Medland, Plaintiff, and makes and files this complaint against Defendant Google, Inc. (“Google”), as follows:

PARTIES AND JURISDICTION

1.

Plaintiff resides in Fulton County, Georgia and is subject to the jurisdiction of this court.

2.

Defendant Google, Inc. is a Delaware Corporation with its nerve center in California. This Court has personal jurisdiction over Defendant Google for the claims asserted herein pursuant to the Georgia long arm statute. Defendant Google may be served with process via its registered agent in Georgia as follows:

Corporation Service Company
40 Technology Parkway South
Suite 300, Ben Hill
Norcross, Georgia 30092

3.

Jurisdiction and venue are proper in this court.

BACKGROUND

4.

Plaintiff developed a dynamic multi-user permission level based calendar system called “Check My Circle” with the intent of shopping it to Google or Google’s competitors.

5.

Plaintiff acquired provisional patent protection for the calendar system.

6.

Plaintiff registered pertinent portions of Check My Circle for copyright protection.

7.

Plaintiff formally proposed the Check My Circle calendar system to Defendant Google in the form of a Business Idea Product Proposal.

8.

Multiple departments at Google received the proposal.

9.

Plaintiff followed up on the proposal via multiple communications.

10.

Upon information and belief, Defendant Google strategically avoided communications with Plaintiff to build the representation that the product was under consideration.

11.

A brief amount of time after receiving the Check My Circle proposal from Plaintiff, Defendant Google launched a strikingly similar calendar product within the Google Plus social media application.

12.

Subsequently, Defendant Google launched a very similar calendar product for mobile applications which even used the name “Circles.”

13.

Upon information and belief, in developing and naming its calendar products, Defendant Google inappropriately converted, copied and otherwise used without permission and without providing compensation integral and protected product components and ideas it received from Plaintiff.

14.

The apparent use of Plaintiff’s materials contradicts the philosophy of the open and respectful sharing of ideas that Defendant Google seems to promote in media.

15.

Plaintiff reasonably relied on Defendant Google’s acts or omissions.

16.

Plaintiff was damaged by the actions or omissions of Defendant Google.

17.

The Check My Circle calendar product derived independent economic value.

18.

The Check My Circle product idea was not generally known by Defendant Google or ascertainable by proper means.

19.

Plaintiff took reasonable and appropriate steps to maintain the secrecy of Check My Circle.

COUNT 1

GEORGIA TRADE SECRET THEFT

20.

Plaintiff re-alleges and incorporates herein the allegations contained in paragraphs 1 through 19 above as if fully restated.

21.

Plaintiff formally submitted his secret and protected Check My Circle business proposal to Defendant.

22.

Defendant misappropriated the trade secrets contained in the business proposal.

23.

As a result, Plaintiff has been damaged.

COUNT 2

FRAUD

24.

Plaintiff re-alleges and incorporates herein the allegations contained in paragraphs 1 through 23 above as if fully restated.

25.

By not rejecting Plaintiff's proposal and by promoting the open submission of ideas, Defendant represented to Plaintiff that his proposal was under consideration.

26.

However, Defendant was knowingly not considering the product for purchase or partnership.

27.

Instead, Defendant was either converting Plaintiff's proposal or developing a similar product.

28.

Defendant's actions and omissions were for the purposed of inducing Plaintiff to refrain from taking his proposal to a competitor or developing it further on his own.

29.

Plaintiff justifiably relied on Defendant's representations.

30.

Plaintiff was damaged by the misrepresentations.

WHEREFORE, plaintiff prays that he has a trial on all issues and judgment against defendant as follows:

- a. That Plaintiff have a trial by a jury;
- b. That Plaintiff recover all damages allowed under law;
- c. That plaintiff recover such other and further relief as is just and proper.

THIS the _____ day of _____, 2015

Attorney for Plaintiff,

Shawn T. Richardson
GA Bar 603999

Shawn T. Richardson, Esq.
P.O. Box 160271
Atlanta, Georgia 30316
(678) 465-8358