



PROVIDENT LAW

Timothy Watson, SBN 018685
Erik W. Stanley, SBN 030961
Christopher J. Charles, SBN 023148
14646 N. Kierland Boulevard, Suite 230
Scottsdale, Arizona 85254
Telephone: (480) 388-3343
Facsimile: (602) 753-1270
For E-Service and Court Use Only: fileclerk@providentlawyers.com
Attorneys for Defendants/Counter Plaintiffs

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

IN AND FOR THE COUNTY OF MARICOPA

SIMONE GOLD, individually and
derivatively on behalf of FREE SPEECH
FOUNDATION, INC. d/b/a AMERICA’S
FRONTLINE DOCTORS,

Plaintiff,

vs.

FREE SPEECH FOUNDATION, INC. d/b/a
AMERICA’S FRONTLINE DOCTORS, an
Arizona nonprofit corporation, JOSEPH
GILBERT, RICHARD MACK, and JURGEN
MATTHESIUS,

Defendants.

Case No. CV2022-015525

**ANSWER TO VERIFIED
COMPLAINT
AND
COUNTERCLAIM**

(Assigned to the Hon. Timothy Thomason)



1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26



1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

FREE SPEECH FOUNDATION, INC. d/b/a AMERICA’S FRONTLINE DOCTORS, an Arizona nonprofit corporation and. JOSEPH GILBERT, Counter Plaintiffs, vs. SIMONE GOLD, Counter Defendant.	
---	--

For their Answer to Plaintiff’s Verified Complaint (“Complaint”), Defendants Free Speech Foundation, Inc. d/b/a America’s Frontline Doctors (“AFLDS”) and Joseph Gilbert. (collectively “Defendants”) hereby admit, deny, and affirmatively allege as follows.

PARTIES, JURISDICTION, AND VENUE

1. Responding to Paragraph 1 of the Complaint, Defendants admit that AFLDS was founded by Dr. Simone Gold, and that Joseph Gilbert is an attorney in Nevada and a member of the AFLDS Board of Directors, but otherwise deny the allegations contained therein.
2. Responding to Paragraph 2 of the Complaint, Defendants deny the allegations contained therein.
3. Responding to Paragraph 3 of the Amended Complaint, Defendants deny the allegations contained therein.
4. Responding to Paragraph 4 of the Amended Complaint, Defendants deny the allegations contained therein.
5. Responding to Paragraph 5 of the Complaint, Defendants admit that Simone Gold is a resident of Florida and the founder of AFLDS. Defendants deny all other allegations in Paragraph 5.



1 6. Responding to Paragraph 6 of the Complaint, Defendants admit that Joseph
2 Gilbert is a resident of Nevada and is a member, and Chairman, of the AFLDS Board of
3 Directors. Defendants deny all other allegations contained in Paragraph 6.

4 7. Responding to Paragraph 7 of the Complaint, Defendants admit the allegations
5 contained therein.

6 8. Responding to Paragraph 8 of the Complaint, Defendants admit the allegations
7 contained therein.

8 9. Responding to Paragraph 9 of the Complaint, Defendants admit that AFLDS is
9 an Arizona nonprofit corporation. Defendants deny all other allegations contained in
10 Paragraph 9.

11 10. Responding to Paragraph 10 of the Complaint, Defendants admit that Plaintiff
12 purports to bring this action as a derivative action pursuant to A.R.S. § 10-3630 et seq., but
13 Defendants deny that Plaintiff can properly or lawfully bring such an action and therefore
14 Defendants deny the allegations contained in Paragraph 10.

15 11. Responding to Paragraph 11 of the Complaint, Defendants admit that Plaintiff
16 has alleged misuse of AFLDS, an Arizona nonprofit corporation, that she seeks a declaration
17 establishing the directors of AFLDS, and that she seeks injunctive relief and removal of
18 AFLDS directors. Defendants deny all other allegations contained in Paragraph 11.

19 12. Responding to Paragraph 12 of the Complaint, Defendants admit the allegations
20 contained in Paragraph 12.

21 13. Responding to Paragraph 13, Defendants deny that this action involves
22 ownership because, by definition, nonprofit corporations cannot be “owned.” Defendants
23 deny further that “ownership of a nonprofit” (which cannot exist) cannot be the basis for *in*
24 *rem* jurisdiction. Defendants admit that this action involves a question of control of an
25
26

1 Arizona nonprofit corporation. Defendants deny all remaining allegations contained in
2 Paragraph 13.

3 **DISCOVERY TIER**

4 14. Responding to Paragraph 14 of the Complaint, Defendants admit the allegations
5 contained therein.

6 **OTHER ALLEGATIONS**

7 15. Responding to Paragraph 15 of the Complaint, Defendants state that they do not
8 have sufficient knowledge or information to admit or deny that Gold is an experienced
9 emergency physician. Defendants admit the remaining allegations contained in Paragraph 15.

10 16. Responding to Paragraph 16 of the Complaint, Defendants admit the allegations
11 contained therein.

12 17. Responding to Paragraph 17 of the Complaint, Defendants admit that AFLDS
13 has successfully raised extensive funds and that Gold was involved in fundraising. Defendants
14 deny other allegations contained in Paragraph 17.

15 18. Responding to Paragraph 18 of the Complaint, Defendants deny the allegations
16 contained therein.

17 19. Responding to Paragraph 19 of the Complaint, Defendants admit the allegations
18 contained therein.

19 20. Responding to Paragraph 20 of the Complaint, Defendants admit that Gold
20 previously contributed significantly to AFLDS' rapid growth as she rose to public prominence
21 in 2020 as a critic of the response to the COVID-19 pandemic. Defendants deny all other
22 allegations contained in Paragraph 20.

23 21. Responding to Paragraph 21 of the Complaint, Defendants admit that as
24 AFLDS' founder and speaker for AFLDS, Plaintiff's connection with AFLDS has been well
25





1 known. Defendants deny all other allegations contained in Paragraph 21.

2 22. Responding to Paragraph 22 of the Complaint, Defendants admit Plaintiff
3 previously engaged in public speaking on topics related to AFLDS’ mission and work.
4 Defendants deny all other the allegations contained in Paragraph 22.

5 23. Responding to Paragraph 23 of the Complaint, Defendants admit that one donor
6 donated \$5 million to AFLDS in August 2022 and one who has donated \$500,000 since 2020.
7 Defendants deny all other allegations contained in Paragraph 23.

8 24. Responding to Paragraph 24 of the Complaint, Defendants do not have
9 sufficient knowledge or information to admit or deny the allegations contained in Paragraph
10 24.

11 25. Responding to Paragraph 25 of the Complaint, Defendants deny the allegations
12 contained therein.

13 26. Responding to Paragraph 26 of the Complaint, Defendants admit that Plaintiff
14 was a director, Chairman, and CEO in 2020, per AFLDS’ filed Articles of Organization, as
15 amended. Defendants also admit that Plaintiff later self-appointed herself “President” as well,
16 purportedly synonymously with “CEO.” Defendants deny all other allegations contained in
17 Paragraph 26.

18 27. Responding to Paragraph 27 of the Complaint, Defendants deny the allegations
19 contained therein.

20 28. Responding to Paragraph 28 of the Complaint, Defendants deny that Gold is
21 currently a Board member or that she has been one since her resignation on February 2, 2022.
22 Defendants admit the other allegations contained in Paragraph 28.

23 29. Responding to Paragraph 29 of the Complaint, Defendants admit the allegations
24 contained therein.
25
26



1 30. Responding to Paragraph 30 of the Complaint, Defendants admit the allegations
2 contained therein.

3 31. Responding to Paragraph 31 of the Complaint, Defendants admit the allegations
4 contained therein and aver further that Mack and Matthesius were likewise appointed to the
5 Board.

6 32. Responding to Paragraph 32 of the Complaint, Defendants admit that before
7 Plaintiff Gold’s resignation on February 2, 2022, the Board of Directors of AFLDS consisted
8 of Gold, Gilbert, Landau, Mack, and Matthesius. Defendants deny all other allegations
9 contained in Paragraph 32.

10 33. Responding to Paragraph 33 of the Complaint, Defendants admit that Gold
11 decided to step away from her leadership roles as a director and officer AFLDS as of the date
12 she resigned from such positions on February 2, 2022. Defendants deny all other allegations
13 contained in Paragraph 33.

14 34. Responding to Paragraph 34 of the Complaint, Defendants deny the allegations
15 contained therein.

16 35. Responding to Paragraph 35 of the Complaint, Defendants admit that a plan
17 was developed for Gold to negotiate a consulting arrangement with AFLDS instead of a
18 director or officer position with AFLDS, particularly so that she could start her own for-profit
19 business. Such plan was never conditional, however, on Gold’s departure from the AFLDS
20 Board or on any purported “seed money” (i.e., use of AFLDS’ charitable assets for Gold’s
21 own business venture). Defendants thus deny all other allegations contained in Paragraph 35.

22 36. Responding to Paragraph 36 of the Complaint, Defendants deny the allegations
23 contained therein.

24 37. Responding to Paragraph 37 of the Complaint, Defendants admit that Gold
25
26



1 resigned from her director and officer positions with AFLDS and deny the remaining
2 allegations contained therein.

3 38. Responding to Paragraph 38 of the Amended Complaint, Defendants deny the
4 allegations contained therein.

5 39. Responding to Paragraph 39 of the Complaint, Defendants deny there was any
6 such “agreements” as alleged in Paragraph 38 and 39 and accordingly deny the allegations
7 contained in Paragraph 39.

8 40. Responding to Paragraph 40 of the Complaint, Defendants deny that they ever
9 promised or agreed to provide Plaintiff Gold with a “seed payment.” Defendants admit that
10 AFLDS did not pay Plaintiff the \$1.5 million from AFLDS’ charitable assets, which she
11 sought during negotiations of an independent contractor consulting agreement. Defendants
12 admit that no such consulting agreement was ever signed between Plaintiff and AFLDS.
13 Defendants deny all other allegations contained in Paragraph 40. Defendants further aver that
14 AFLDS paid Plaintiff Gold \$50,000 per month through November 2022, consistent with her
15 consulting arrangement with AFLDS.
16

17 41. Responding to Paragraph 41 of the Complaint, Defendants deny the allegations
18 contained therein. Defendants further aver that Plaintiff Gold entered into a consulting
19 arrangement with AFLDS for which she was paid \$50,000 per month, despite the lack of any
20 finalized and signed agreement memorializing such arrangement.

21 42. Responding to Paragraph 42 of the Complaint, Defendants deny the allegations
22 contained therein.

23 43. Responding to Paragraph 43 of the Complaint, Defendants deny the allegations
24 contained therein, including the false implication that there was a “Resignation Agreement”
25 between Plaintiff and any of the Defendants. Defendants further aver that Gold’s resignation
26

1 was voluntary, unconditional, and otherwise legally effective.

2 44. Responding to Paragraph 44 of the Complaint, Defendants deny the allegations
3 contained therein, including the false implication that there was a “Resignation Agreement”
4 between Plaintiff and any of the Defendants. Defendants further aver that Gold unequivocally
5 left the AFLDS Board in February 2022, as evidenced by her numerous public and other
6 communications reflected such changed status with AFLDS.

7 45. Responding to Paragraph 45 of the Complaint, Defendants deny the allegations
8 contained therein. Defendants further aver that no fraud occurred; Gold later became unhappy
9 with AFLDS leadership, and so she has sought to wrest control back of the organization she
10 founded.

11 46. Responding to Paragraph 46 of the Complaint, Defendants deny the allegations
12 contained therein.

13 47. Responding to Paragraph 47 of the Complaint, Defendants deny the allegations
14 contained therein. Defendants further aver that Gold’s February 2022 resignation from the
15 AFLDS Board was unequivocal, legally made, and consistently recognized by Gold and
16 others thereafter.

17 48. Responding to Paragraph 48 of the Complaint, Defendants deny the allegations
18 contained therein. Defendants aver further that Gold’s leadership role with AFLDS after
19 February 2022 was solely pursuant to her independent consulting arrangement and in light of
20 her informal status as “founder.”

21 49. Responding to Paragraph 49 of the Complaint, Defendants admit that Gilbert,
22 Mack, and Matthesius were directors of AFLDS in March 2022 and that Landau left the
23 AFLDS Board on February 2, 2022. Defendants deny all other allegations contained in
24 Paragraph 49.
25
26

1 50. Responding to Paragraph 50 of the Complaint, Defendants admit that funds
2 were deposited into Gilbert’s law firm’s trust account. Defendants deny all other allegations
3 contained in Paragraph 50.

4 51. Responding to Paragraph 51 of the Complaint, Defendants deny specifically
5 that Joseph Gilbert had an unwaivable conflict of interest and deny all remaining allegations
6 contained in Paragraph 51.

7 52. Responding to Paragraph 52 of the Complaint, Defendants admit that Gold
8 demanded return of AFLDS funds to an AFLDS bank account in November 2022. Defendants
9 deny all other allegations contained in Paragraph 52.

10 53. Responding to Paragraph 53 of the Complaint, Defendants deny the allegations
11 contained therein.

12 54. Responding to Paragraph 54 of the Complaint, Defendants deny the allegations
13 contained therein.

14 55. Responding to Paragraph 55 of the Complaint, Defendants deny the allegations
15 contained therein.

16 56. Responding to Paragraph 56 of the Complaint, Defendants admit that Plaintiff
17 was incarcerated for 48 days as alleged. Defendants admit that Plaintiff had been invited to
18 speak at an event on January 6, 2021. Defendants deny all other remaining allegations
19 contained in Paragraph 56.

20 57. Responding to Paragraph 57 of the Complaint, Defendants deny the allegations
21 contained therein.

22 58. Responding to Paragraph 58 of the Complaint, Defendants deny the allegations
23 contained therein.

24 59. Responding to Paragraph 59 of the Complaint, Defendants deny the allegations
25
26



1 contained therein.

2 60. Responding to Paragraph 60 of the Complaint, Defendants deny the allegations
3 contained therein.

4 61. Responding to Paragraph 61 of the Complaint, Defendants deny the allegations
5 contained herein.

6 62. Responding to Paragraph 62 of the Complaint, Defendants admit that Joseph
7 Gilbert, in his role as AFLDS Chairman of the Board and Director of Strategy, terminated the
8 employment of Alison Rockett and John Strand. Defendants deny all remaining allegations
9 contained in Paragraph 62.

10 63. Responding to Paragraph 63 of the Complaint, Defendants admit that Joseph
11 Gilbert, in his role as Chairman of the AFLDS Board and Director of Strategy, paused
12 AFLDS' contract with Sovereign Alliance. Defendants admit that AFLDS had hired and paid
13 Sovereign Alliance \$30,000. Defendants deny all remaining allegations contained in
14 Paragraph 63.

15 64. Responding to Paragraph 64 of the Complaint, Defendants deny the allegations
16 contained therein.

17 65. Responding to Paragraph 65 of the Complaint, Defendants deny the allegations
18 contained therein.

19 66. Responding to Paragraph 66 of the Complaint, Defendants deny the allegations
20 contained therein.

21 67. Responding to Paragraph 67 of the Complaint, Defendants admit that for a
22 period of time, Joseph Gilbert received a salary of \$15,000 per month and that his salary was
23 increased to \$25,000 per month for two months for April and May of 2022 while he was
24 engaged in additional extensive services for AFLDS. After such time period, his salary was
25
26



1 then lowered again to \$20,000 per month beginning in June 2022. Defendants deny all
2 remaining allegations contained in Paragraph 67.

3 68. Responding to Paragraph 68 of the Complaint, Defendants deny that Joseph
4 Gilbert engaged in any financial malfeasance or that he improperly appropriated funds from
5 AFLDS. Defendants deny all remaining allegations contained in Paragraph 68.

6 69. Responding to Paragraph 69 of the Complaint, Defendants deny the allegations
7 contained therein.

8 70. Responding to Paragraph 70 of the Complaint, Defendants deny the allegations
9 contained therein.

10 71. Responding to Paragraph 71 of the Complaint, Defendants deny the allegations
11 contained therein.

12 72. Responding to Paragraph 72 of the Complaint, Defendants admit that Joseph
13 Gilbert has a law practice in Reno, Nevada, that he unsuccessfully ran for governor in 2022,
14 and that he challenged the results of the primary election. Defendants further admit that the
15 court found the challenge to be frivolous and issued sanctions. Defendants aver further that
16 the court found the challenge to be frivolous and issued sanctions. Defendants aver further that
17 said finding is currently on appeal. Defendants deny all other allegations contained in
18 Paragraph 72.

19 73. Responding to Paragraph 73 of the Complaint, Defendants deny the allegations
20 contained therein.

21 74. Responding of Paragraph 74 of the Complaint, Defendants deny the allegations
22 contained therein.

23 75. Responding to Paragraph 75 of the Complaint, Defendants deny the allegations
24 contained therein.

25 76. Responding to Paragraph 76 of the Complaint, Defendants admit that Plaintiff
26



1 Gold asserted to the AFLDS Board of Directors, AFLDS' General Counsel Adam Fulton, and
2 AFLDS' outside counsel, Wagenmaker & Oberly, of allegations of financial malfeasance
3 against Joseph Gilbert. Defendants deny the remaining allegations contained in Paragraph 76.

4 77. Responding to Paragraph 77 of the Complaint, Defendants deny the allegations
5 contained therein. Defendants further aver that all such matters were properly and timely
6 addressed.

7 78. Responding to Paragraph 78 of the Complaint, Defendants deny the allegations
8 contained therein.

9 79. Responding to Paragraph 79 of the Complaint, Defendants deny the allegations
10 contained therein.

11 80. Responding to Paragraph 80 of the Complaint, Defendants admit that Gilbert
12 informed AFLDS' employees that Gold was no longer an AFLDS leader. Defendants deny
13 the remaining allegations contained in Paragraph 80.

14 81. Responding to Paragraph 81 of the Complaint, Defendants admit that Joseph
15 Gilbert, as Chairman of the AFLDS Board and with its full authorization, has legally
16 terminated the employment of certain AFLDS employees for cause. Defendants deny the
17 remaining allegations contained in Paragraph 81.

18 82. Responding to Paragraph 82 of the Complaint, Defendants admit that Joseph
19 Gilbert, as Chairman of the AFLDS Board and with its full authorization, terminated the
20 employment of Lisa Andrzejewski not because of her allegations, but because she came to an
21 AFLDS Board meeting demanding, on Gold's behalf, that all the directors resign. Defendants
22 deny all other allegations contained in Paragraph 82.

23 83. Responding to Paragraph 83 of the Complaint, Defendants deny the allegations
24 contained therein.
25
26

1 84. Responding to Paragraph 84 of the Complaint, Defendants deny the allegations
2 contained therein.

3 85. Responding to Paragraph 85 of the Complaint, Defendants admit that the Board
4 of Directors terminated AFLDS' informal consulting relationship with Gold on or about
5 November 2, 2022 and that in connection with that termination disabled Plaintiff's AFLDS
6 email account. Defendants deny all remaining allegations contained in Paragraph 85.

7 86. Responding to Paragraph 86 of the Complaint, Defendants admit that Joseph
8 Gilbert, as Chairman of the AFLDS Board, and with its full authorization terminated the
9 employment of Alison Rockett, John Strand, and Lisa Andrzejewski, and that Gold was in
10 prison when the employment of Rockett and Strand was terminated. Defendants deny all
11 remaining allegations in Paragraph 86.

12 87. Responding to Paragraph 87 of the Complaint, Defendants deny the allegations
13 contained therein.

14 88. Responding to Paragraph 88 of the Complaint, Defendants deny the allegations
15 contained therein.

16 89. Responding to Paragraph 89 of the Complaint, Defendants admit that Joseph
17 Gilbert was aware that Plaintiff was considering purchasing a home in Florida so that she
18 could live there. Defendants also admit that Joseph Gilbert was involved in conversations
19 with Plaintiff and others about moving AFLDS' headquarters to Florida. Defendants deny
20 that Joseph Gilbert or any of the Board members were aware that Plaintiff intended to use and
21 then did use AFLDS funds to purchase a home until after Plaintiff actually signed the purchase
22 contract and made the deposit. Defendants further aver that the Board's awareness that
23 Plaintiff purchased the home in Florida using AFLDS funds without prior Board approval
24 was the first discovery in a series of discoveries that Plaintiff had misappropriated AFLDS
25
26



1 charitable funds for her own personal use. Consequently, the Board hired a forensic auditor
2 and retained legal counsel to advise them as to the legal consequences of Plaintiff's improper
3 use of funds and recommended next steps. During this time, as the Board sought to uncover
4 additional evidence regarding such financial matters, Plaintiff wrongfully obstructed the
5 Board's attempts. Defendants deny all remaining allegations in Paragraph 89.

6 90. Responding to Paragraph 90 of the Complaint, Defendants deny the allegations
7 contained therein.

8 91. Responding to Paragraph 91 of the Complaint, Defendants deny the allegations
9 contained therein.

10 92. Responding to Paragraph 92 of the Complaint, Defendants admit that Plaintiff
11 Gold, while holding no director, officer, or management position with AFLDS since February
12 2, 2022, purported to terminate the employment of Defendant Joseph Gilbert on October 31,
13 2022. Defendants admit that Joseph Gilbert has not recognized that illegitimate employment
14 termination and continues to hold his position as Chairman of the Board and Director of
15 Strategy with AFLDS. Defendants deny all remaining allegations in Paragraph 92.

16 93. Responding to Paragraph 93 of the Complaint, Defendants admit that Joseph
17 Gilbert, as Chairman of the AFLDS Board and with the Board full authorization, terminated
18 the employment of Sarah Denis, AJ Andrzejewski, and Lisa Alexander. Defendants deny all
19 remaining allegations in Paragraph 93.

20 94. Responding to Paragraph 94 of the Complaint, Defendants admit that over time
21 AFLDS has had various director-level positions including those listed by Plaintiff Gold. As
22 previously stated, Defendants admit that Joseph Gilbert, as Chairman of the AFLDS Board,
23 and with the Board's full authorization terminated the employment of Alison Rockett (former
24 National Director) and John Strand (former Creative Director). Defendants also admit that
25
26



1 Joseph Gilbert likewise terminated the employment of Lisa Andrzejewski (former Executive
2 Director), AJ Andrzejewski (former Security Director), Sarah Denis (Operations Director),
3 and Lisa Alexander (former Communications Director) for cause. Defendants aver that all
4 such employment terminations directly relate to Gold's efforts to wrest control of AFLDS
5 from its rightful leaders, including her efforts to persuade certain AFLDS employees to follow
6 her directions instead of complying with their employment obligations. Defendants further
7 aver that they have taken extensive measures to ensure that AFLDS is well operated and
8 continues to advance its charitable missions – despite Gold's extensive interference with such
9 charitable operations. Defendants deny all remaining allegations contained in Paragraph 94.

10
11 95. Responding to Paragraph 95 of the Complaint, Defendants admit that Joseph
12 Gilbert, as Chairman of the AFLDS Board and with its full authorization, transferred AFLDS
13 funds held by his law firm in trust for AFLDS to another law firm to likewise be held in trust
14 for AFLDS and used for its charitable purposes, pursuant to the AFLDS Board's direction.
15 Defendants deny all remaining allegations contained in Paragraph 95.

16 96. Responding to Paragraph 96 of the Complaint, Defendants incorporate their
17 answer to Paragraph 95 of the Complaint and state further that they deny all allegations in
18 Paragraph 96.

19 97. Responding to Paragraph 97 of the Complaint, Defendants deny all allegations
20 contained therein.

21 98. Responding to Paragraph 98 of the Complaint, Defendants deny all allegations
22 contained therein.

23 99. Responding to Paragraph 99 of the Complaint, Defendants deny all allegations
24 contained therein.

25 100. Responding to Paragraph 100 of the Complaint, Defendants deny all allegations
26



1 contained therein.

2 101. Responding to Paragraph 101 of the Complaint, Defendants deny all allegations
3 contained therein.

4 102. Responding to Paragraph 102 of the Complaint, Defendants deny all allegations
5 contained therein.

6 103. Responding to Paragraph 103 of the Complaint, Defendants admit that Richard
7 Mack emailed the Board of Directors and Gold to ask whether AFLDS would be interested
8 in donating to a convention that the Constitutional Sheriffs and Peace Officers Association
9 (“CSPOA”), of which Mack was the President. He indicated that he was trying to raise \$2.5
10 million for the event. Gold responded to Mack’s request by email, offering to make a personal
11 appearance at the event and getting other speakers but declining any financial support for
12 CSPOA. Gold did not suggest that Mack’s request was improper in any way, until October
13 2022 when she commenced her efforts to wrest control of AFLDS away from him and the
14 other legitimate AFLDS leaders. Defendants deny all remaining allegations contained in
15 Paragraph 103.
16

17 104. Responding to Paragraph 104 of the Complaint, Defendants deny the
18 allegations contained therein.

19 105. Responding to Paragraph 105 of the Complaint, Defendants deny the
20 allegations contained therein.

21 106. Responding to Paragraph 106 of the Complaint, Defendants deny the
22 allegations contained therein.

23 107. Responding to Paragraph 107 of the Complaint, Defendants deny that AFLDS
24 has not had a position called CEO. Gold is herself referred to as the CEO in AFLDS’ Articles
25 of Incorporation, as amended. Defendants further aver that AFLDS’ bylaws refer to a
26



1 “principal executive director” and both CEO and President have been used by AFLDS to refer
2 to this position. Defendants deny all remaining allegations contained in Paragraph 107.

3 108. Responding to Paragraph 108 of the Complaint, Defendants admit that Joseph
4 Gilbert did not present a resolution to add CEO as a position within AFLDS and state that no
5 CEO position was created whether he did or did not is irrelevant. Defendants deny all
6 remaining allegations contained in Paragraph 108.

7 109. Responding to Paragraph 109 of the Complaint, Defendants deny the
8 allegations contained therein.

9 110. Responding to Paragraph 110 of the Complaint, Defendants admit the
10 allegations contained therein.

11 111. Responding to Paragraph 111 of the Complaint, Defendants deny the
12 allegations contained therein.

13 112. Responding to Paragraph 112 of the Complaint, Defendants deny the
14 allegations contained therein.

15 113. Responding to Paragraph 113 of the Complaint, Defendants deny the
16 allegations contained therein.

17 114. Responding to Paragraph 114 of the Complaint, Defendants deny the
18 allegations contained therein.

19 115. Responding to Paragraph 115 of the Complaint, Defendants deny the
20 allegations contained therein.

21 116. Responding to Paragraph 116 of the Complaint, Defendants deny the
22 allegations contained therein.

23 / / /

24 / / /

25 / / /

26



1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

CLAIM ONE

DECLARATORY JUDGMENT

(Brought Individually and Derivatively)¹

117. Responding to Paragraph 117 of the Complaint, AFLDS incorporates all prior paragraphs as if fully set forth herein.

118. Responding to Paragraph 118 AFLDS admits that Plaintiff purports to bring this action as alleged. AFLDS denies all remaining allegations contained in Paragraph 118.

119. Responding to Paragraph 119 of the Complaint, AFLDS admits that Plaintiff disputes the AFLDS Board makeup through her legally baseless assertion that she remains on the Board despite (a) her unconditional resignation on February 2, 2022, (b) her private and public admissions that she resigned and no longer serves on the Board, and (c) other evidence unequivocally confirming such information. AFLDS denies all remaining allegations contained in Paragraph 119.

120. Responding to Paragraph 120 of the Complaint, AFLDS denies the allegations contained therein.

CLAIM TWO

JUDICIAL REMOVAL OF DIRECTORS

(Brought Derivatively)

All of the Defendants in this matter have filed a contemporaneous motion to dismiss this claim and accordingly are not obligated to answer this claim at this time.

¹ All defendants in this matter have brought a motion to dismiss as to each of Plaintiff's three claims that she purports to bring on a derivative basis because she has no standing to assert claims on this basis given that she has not been a director of AFLDS since February 2, 2022 when she unequivocally resigned. Defendants Gilbert, Mack and Matthesius have also brought a motion to dismiss for failure to state a claim against them individually as to Claim One of the Complaint, whether brought individually or derivatively, and Mack and Matthesisu have brought a motion to dismiss for failure to state a claim as to Claim Two as well.



1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

CLAIM THREE
TEMPORARY RESTRAINING ORDER, PRELIMINARY INJUNCTION,
PERMANENT INJUNCTION
(Brought Individually and Derivatively)

126. Responding to Paragraph 126 of the Complaint, Defendants incorporate all prior paragraphs as if fully set forth herein.

127. Responding to Paragraph 127 of the Complaint, Defendants deny the allegations contained therein.

128. Responding to Paragraph 128 of the Complaint, Defendants deny the allegations contained therein and the assertion that any actionable misconduct by Defendants has occurred entitling Plaintiff to relief through this litigation.

129. Responding to Paragraph 129 of the Complaint, Defendants deny the allegations contained therein.

130. Responding to Paragraph 130 of the Complaint, Defendants deny the allegations contained therein.

131. Responding to Paragraph 131 of the Complaint, Defendants deny the allegations contained therein.

Affirmative Defenses

132. Defendants deny each and every allegation of Plaintiff's Complaint that is not expressly admitted herein.

133. Plaintiff's Complaint is without legal merit since the Plaintiff has no authority or standing to bring this lawsuit or take any action on behalf of the AFLDS.

134. Plaintiff's Complaint fails to state a claim upon which relief can be granted.

135. Plaintiff is not entitled to any equitable relief under the doctrine of unclean

1 hands, waiver, and estoppel.

2 136. Defendants affirmatively allege as may be applicable as revealed during the
3 discovery process including but not limited to estoppel, waiver, laches, unclean hands, any
4 applicable statute of limitations, lack of causal relationship, failure to join an indispensable
5 party, and any and all affirmative defenses under Rules 8 and 12, Arizona Rules of Civil
6 Procedure.

7 WHEREFORE, Defendants deny that Plaintiff is entitled to any relief and respectfully
8 request that this Court enter judgment in their favor and against the Plaintiff as follows:

- 9
- 10 A. Dismissing the Complaint with prejudice;
 - 11 B. Awarding Defendants their attorneys' fees and costs; and
 - 12 C. Granting such other and further relief as the Court deems just and proper.

13 **COUNTERCLAIMS**

14 NOW COMES Counter Plaintiffs, Free Speech Foundation, Inc. d/b/a/ America's
15 Frontline Doctors, Inc. ("AFLDS"), an Arizona nonprofit corporation, and Joseph Gilbert, by
16 and through the undersigned counsel, and for their Counterclaims against Simone Gold allege
17 as follows.

18 1. These counterclaims seek to recover damages and prevent the rogue founder of
19 AFLDS, Simone Gold, who has not been a director, officer, or employee of AFLDS since
20 February 2022 from continuing to access and use charitable funds for her own personal
21 benefit and trying to illegally and fraudulently wrest control away from AFLDS' rightful
22 Board of Directors.

23 2. Specifically, Gold has used AFLDS charitable funds to purchase a \$3.6 million home
24 in Naples, Florida for her personal rent-free use, and at least three vehicles and has otherwise
25 used AFLDS funds to resource her personal lifestyle and expenses since she formed AFLDS.
26



1 “to perform, every act or acts necessary, incidental to or connected with the furtherance of its
2 charitable, scientific, literary, religious, and educational purposes, with a focus on educating
3 the public on the enduring importance of the Bill of Rights to America’s history and civic
4 traditions.”

5 7. AFLDS is currently governed and always has been governed by a Board of Directors.
6 From September 2020 through January 2022, Gold was a director and self-appointed CEO
7 and/or President of AFLDS.

8 8. Counter Plaintiff Gilbert is the AFLDS Chairman of the Board, Chief Operating
9 Officer, and Director of Strategy.

10 **Gold’s Misuse of Charitable Funds**

11 9. On November 14, 2021, Gold signed a contract listing herself as buyer of a residential
12 property in Naples, Florida for the purchase price of \$3,600,000 (the “Naples Home”). Gold
13 purchased this home with AFLDS funds without authorization or approval by the Board of
14 Directors and in violation of Internal Revenue Code §§ 501(c)(3) and 4958.

15 10. The deed to the Naples Home records Naples Freedom Headquarters LLC as the owner
16 of that property. Gold was originally identified as the “manager” of Naples Freedom
17 Headquarters; however, on January 14, 2022, Articles of Amendment were filed naming AJ
18 Andrzejewski, an AFLDS employee, as the manager. Gold currently lives in this home with
19 John Strand rent free.
20

21 11. On November 17, 2021, Gold signed a residential lease as a tenant of a separate
22 property in Naples, Florida pursuant to which she was to pay \$45,000 in advance, followed
23 by \$15,000 per month for the duration of the 12-month lease term. That lease term began
24 January 1, 2022. An amendment to the lease agreement substitutes Free Speech Foundation,
25 Inc. (AFLDS’s legal name) for Gold as the tenant of the property. The property is listed as
26



1 the address of AJ Andrzejewski on a January 20, 2022, corporate report for Naples Freedom
2 Headquarters. Mr. Andrzejewski and his wife lived in this house rent free for many months
3 in 2022.

4 12. At or around the time she purchased the Naples Home, Gold purchased three vehicles
5 including a Mercedes Benz Sprinter van, a Hyundai Genesis, and a GMC Denali, using
6 AFLDS funds for her own personal transportation needs.

7 13. After Gold took possession of the Naples Home she began using AFLDS funds to pay
8 a personal security officer \$12,000, a personal housekeeper \$5,600 month, and otherwise
9 spending money for personal items on AFLDS credit cards at a rate of nearly \$50,000 per
10 month. Additionally, the Naples Home was used by employees of Gold's limited liability for-
11 profit company, GoldCare Marketing Services, LLC (addressed below).

12 14. Gold's boyfriend and former AFLDS employee John Strand lived with and continues
13 to live with Gold at the Naples Home. Strand was paid \$10,000 a month as an employee given
14 access to AFLDS credit cards at Gold's direction spending between \$15,000 and \$17,000 a
15 month on those credit cards. Mr. Strand's employment was terminated by AFLDS in the
16 summer of 2022.

17 15. On at least two occasions, Gold flew on private planes using AFLDS funds without
18 approval or authorization from the AFLDS Board of Directors. One of those trips exceeded
19 \$100,000.

20 21 16. On February 2, 2022, at an AFLDS Board of Directors meeting, Gold voluntarily
22 resigned from the AFLDS Board so that she could devote time and energy to her vision of
23 opening health and wellness centers nation-wide. The Board unanimously voted to accept
24 Gold's resignation, voted Mr. Gilbert into the Chairman position, Amy Landau as the
25 Executive Director, and the remaining board members as Jurgen Matthesius, and Richard
26

1 Mack. Gold’s resignation was not contingent or conditional on any payments from or
2 agreements with AFLDS or anyone else. (*See* Board Minutes, **Ex. A** hereto)

3 17. At the same February 2, 2022 Board meeting, Mr. Gilbert suggested that Gold and
4 AFLDS enter into a consulting arrangement so that Gold could continue speaking and other
5 work on behalf of AFLDS, particularly to use her marketing skills to raise money for AFLDS.
6 The Board voted to have Mr. Gilbert negotiate the consulting agreement with Gold.

7 18. During the negotiations of the consulting agreement, Gold sought from AFLDS a
8 “signing bonus” of \$1.5 million and \$50,000 monthly as a consulting fee. Under that
9 agreement, her personal business venture GoldCare was also to be granted, at no cost, private
10 work space and accommodations at AFLDS’ Naples Home.

11 19. Consistent with the above information, Gold created a for-profit enterprise called
12 GoldCare Marketing Services LLC (“GoldCare”) to pursue the creation of health and
13 wellness centers. After doing so, and using her influence among AFLDS employees, Gold
14 began diverting numerous AFLDS employees that were paid by AFLDS to work at GoldCare
15 instead, thereby using AFLDS’s charitable resources to pay their compensation for GoldCare
16 work and with little to no work for AFLDS.

17
18 **Gold’s Tortious Interference and Illegal Attempts to Seize Control**

19 20. On June 22, 2022, Gold was sentenced to serve 60 days in federal prison after pleading
20 guilty to a misdemeanor charge of unlawfully entering and remaining in a restricted area of
21 the U.S. Capitol on January 6, 2022.

22 21. While Gold served her prison sentence, Counter Plaintiff Joseph Gilbert, the Board
23 Chairman and Director of Strategy, increased his leadership role with AFLDS. By that time,
24 the Board had become aware of certain of Gold’s improper uses of AFLDS funds and hired a
25 forensic auditor, obtained a compensation study, and had its outside accounting firm begin a
26

1 financial audit in order to determine what next steps should be taken with regard to Gold’s
2 use of AFLDS funds for her personal use.

3 22. Gold was released from prison on September 9, 2022, and she continues to be under
4 supervised release. Upon Gold’s release, Mr. Gilbert, as Chairman of the AFLDS Board,
5 advised Gold of the steps the Board had taken in her absence to look into her use of charitable
6 funds for personal purposes and the steps it would need to take as a result.

7 23. Although Gold feigned understanding and acceptance of the steps AFLDS would need
8 to take, it became evident shortly thereafter that Gold would do anything but accept what was
9 in the best interests of AFLDS, its donors, employees, and mission.

10 24. Gold made it clear that she aimed to take back control of AFLDS and restore herself
11 into a leadership role with AFLDS. Indeed, even though she had no role other than as a
12 consultant, Gold began directing AFLDS employees in different ways in attempts to learn
13 information and seize control.

14 25. On October 4, 2022, Gold sent an email addressed to “the AFLDS Board of Directors,”
15 identifying Pastor Jurgen Matthesius and Richard Mack, in which she alleged that the third
16 Board Member, Counter Plaintiff Mr. Gilbert, had engaged in wrongdoing in his role with
17 AFLDS. In that email, Gold demanded that the Board take certain steps to essentially remove
18 Mr. Gilbert from the Board and investigation her allegations. Gold did not claim in this email
19 that she was in fact a director of the AFLDS Board, the Chair of the Board, or AFLDS
20 President.

21 26. The Board responded to Gold’s allegations by directing outside legal counsel to
22 investigate her allegations thoroughly. However, as soon as this investigation began, Gold
23 began threatening the Board, AFLDS’ counsel, and employees that she would interfere with
24 AFLDS donors, to persuade them not to make donations to AFLDS if her demands were not
25
26



1 met. During this time, Gold continued to participate in speaking engagements representing
2 AFLDS in public forums. AFLDS representatives learned that Gold falsely told donors that
3 Mr. Gilbert had engaged in financial improprieties, ethical violations, and corruption.

4 27. Beginning in October 2022, Gold has interfered with, sought to seize control of, and
5 ultimately taken control of AFLDS in the following manner and by the following actions:

- 6 a) On October 12, 2022, Gold sent the Executive Director and her personal assistant,
7 Lisa Andrzejewski, to a Board meeting to read a demand letter by Gold that each
8 member of the Board resign immediately. That letter also threatened each Board
9 Member with litigation and exposure “by name and location to the public” if they did
10 not immediately resign from their positions as board members. (**Ex. B** hereto, Gold
11 10/12/22 Demand Letter)
- 12 b) In response to requests that Gold refrain from disparaging board members or
13 discussing her allegations or the investigation into those allegations with donors,
14 Gold advised AFLDS’ counsel, among other things, that she would do what she
15 needed to do and that AFLDS donors she had been in touch with are “aware that their
16 monies, which they donated for specific reasons I promised to guard, are at risk.” She
17 also stated that whether she disparaged Mr. Gilbert in public depended upon him
18 resigning from his position on the Board. (**Ex. C** hereto, Gold 10/7/22 Email to
19 Counsel)
- 20 c) On October 31, 2022, without the authorization of the Board, Gold sent a letter on
21 AFLDS’ letterhead, fraudulently signing her name as the “Chairman and President of
22 AFLDS,” to Mr. Gilbert asserting that he had committed ethical violations and that
23 he was recused from the Board. (**Ex. D** hereto, Gold 10/31/22 Ltr. to Gilbert)
- 24 d) On November 1, 2022, without the authorization of the Board, Gold sent a letter on
25 AFLDS letterhead, fraudulently signing her name as the “Chairman and President of
26 AFLDS,” to AFLDS outside counsel, Wagenmaker & Oberly, purported to terminate
its representation of AFLDS. (**Ex. E** hereto, Gold 11/1/22 Ltr. to W&O)
- e) On November 1, 2022, without the authorization of the Board, Gold sent a letter to
the AFLDS employees which, among other things, accused Mr. Gilbert of “improper
financial dealings” and falsely asserted that she was the Chairman and President of
AFLDS. (**Ex. F** hereto, Gold 11/1/22 Ltr. to AFLDS Staff)
- f) On November 2, 2022, without the authorization of the Board, Gold entered the
Microsoft Teams application used by AFLDS employees and advised the employees

1 falsely, among other things, that she was the “legitimate Chairman of the Board and
2 President” and that Mr. Gilbert had been recused from the Board and no authority to
3 act on behalf of AFLDS. She also advised that employees were not to take any orders
4 other than from her, the President or from the Executive Director Lisa Andrzejewski
(whose employment had been terminated by the AFLDS Board). (**Ex. G** hereto)

- 5 g) On November 2, 2022, without the authorization of the Board, Gold advised
6 AFLDS’ treasurer not to abide by directions from the Board of Directors regarding
7 funds or the entity’s bank accounts and payments.
- 8 h) On November 2, 2022, without the authorization of the Board, directed AFLDS
9 employees to seize control of AFLDS’ electronic mail, website domain name
10 systems (“DNS”), and other electronic databases, and lock certain employees out of
11 these systems.
- 12 i) On November 3, 2022, without the authorization of the Board, Gold purportedly on
13 behalf of AFLDS, and identifying herself as the “Chairman and President of
14 AFLDS,” released a press release that reported she had “resumed” her role as
15 Chairman and President of AFLDS and repeated Gold’s allegations against Mr.
16 Gilbert that she announced to the AFLDS employees. (**Ex. H** hereto, 11/3/22 Gold
17 Press Release)
- 18 j) On November 3, 2022, without the authorization of the Board, Gold sent a letter on
19 AFLDS letterhead, signing her name as the “Chairman and President of AFLDS,” to
20 AFLDS’ in-house counsel advising her that she was suspended without pay for
21 violating Gold’s order that AFLDS employees disregard requests from the Board.
22 (**Ex. I** hereto, 11/3/22 Gold Ltr. to Bradford)
- 23 k) On November 30, 2022, without authorization of the Board, Gold failed to pay
24 various AFLDS employees who continue to work on AFLDS’ behalf to forward its
25 charitable purposes.
- 26 l) On or around December 18, 2022, after the Court in this matter denied her motion for
a temporary restraining order that sought to have her identified as a member of the
AFLDS Board, Gold or someone at her direction, persuaded Chase bank to freeze
AFLDS’ bank account as a way of trying to prevent AFLDS from paying its
employees.

28. As a result of Gold’s actions, individual employees lost access to their email accounts
and became unable to perform their job functions as AFLDS employees. Additionally, the



1 rightful AFLDS Board of Directors lost control over certain of AFLDS’ finances, IT and other
2 electronic systems, intellectual property, public representations, and employees – all at great
3 risk of harm to AFLDS’s continued operations and mission advancement. Gold has
4 wrongfully and illegally seized control and taken over AFLDS’ resources and people. None
5 of her actions have been approved by the Board of Directors and she has no legal right to act
6 as she has acted.

7 **Gold’s Improper Use of AFLDS Trademarks**

8 29. Beginning in October 2022, Gold sent letters to AFLDS staff, the public, and to
9 AFLDS donors using AFLDS’ registered trademarks without authority or permission from
10 the AFLDS Board.

11 30. Specifically, on November 3, 2022, Gold released a press release, purportedly on
12 behalf of AFLDS, identifying herself as the “Chairman and President of AFLDS” using the
13 AFLDS trademark. Gold was not authorized by the Board to use the AFLDS trademark. (Ex.
14 H hereto, 11/3/22 Gold Press Release)

15 31. Additionally, John Strand has used the AFLDS trademark “Frontline Flash” in
16 publications on public social media and other media outlets at Gold’s direction or with her
17 knowledge and approval despite having no authority to use that trademark.

18 32. On information and belief, Gold’s use of the AFLDS trademarks has caused confusion
19 for the public, donors, and staff and she has led these contingencies to believe she is associated
20 with AFLDS.

21 33. In light of Gold’s financial improprieties and use of charitable funds for her own
22 personal purposes, her use of the AFLDS marks has diluted AFLDS’ trademarks by
23 associating AFLDS with Gold’s misdeeds.
24
25
26



1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

COUNT I

**Declaratory Judgment under Uniform Declaratory Judgment Act
and Ariz. R. Civ. P. 57**

(Asserted by Counter Plaintiff AFLDS)

34. AFLDS realleges and incorporates by reference all of the allegations in all of the preceding paragraphs.

35. Based on Gold’s actions and representations that she is on the AFLDS Board of Directors and is AFLDS’ President, there is a justiciable controversy as to whether Gold is on the Board.

36. AFLDS is entitled to a declaration by the Court that (1) the AFLDS Board of Directors consists only of Joseph Gilbert, Richard Mack, Jurgen Matthesius; (2) the AFLDS Board does not include Simone Gold; (3) Simone Gold holds no leadership position or other official role with AFLDS, entitling her to exert any authority on AFLDS or to otherwise act as its representative; (4) Simone Gold cannot hold herself out as holding any such leadership position or other official role with AFLDS or otherwise as a representative of AFLDS. At most, she is AFLDS’s founder, which is a historical fact and not a position of authority or other representative capacity on AFLDS’s behalf.

COUNT II

Fraud

(Asserted by Counter Plaintiff AFLDS)

37. AFLDS realleges and incorporates by reference all of the allegations in all of the preceding paragraphs.

/ / /

/ / /

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

38. Gold knowingly omitted to disclose to AFLDS and its Board of Directors material facts about her use of AFLDS charitable funds for her personal purposes and for those in her circle instead of to fulfill AFLDS’ charitable purposes and mission.

39. These material omissions that Gold made rendered her statements and representations to the Board that she was using AFLDS funds properly as the Board directed and the law permitted misleading.

40. Gold made these omissions of material fact with the intent to induce AFLDS and its Board of Directors to rely on her statements and representations that omitted material facts to their detriment.

41. As a result of Gold’s omissions of material fact, AFLDS has been damaged in an amount to be proven at trial.

COUNT III
CONVERSION

(Asserted by Counter Plaintiff AFLDS)

42. AFLDS realleges and incorporates by reference all of the allegations in all of the preceding paragraphs.

43. Gold has wrongfully asserted dominion over AFLDS’ bank accounts, IT systems and domain names, employees, money, and other resources.

44. Gold’s actions are inconsistent with her lack of ownership or legitimate control over such AFLDS’ property and resources.

45. As a direct and proximate cause of Gold’s actions, AFLDS has been damaged in an amount to be proven at trial.

/ / /

/ / /



1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

COUNT IV

TORTIOUS INTERFERENCE WITH EMPLOYMENT RELATIONSHIPS

(Asserted by Counter Plaintiff AFLDS)

46. AFLDS reallege and incorporate by reference all of the allegations in all of the preceding paragraphs.

47. A business relationship, in the form of an employment relationship, existed between AFLDS and its employees.

48. Gold is and has at all times been aware of AFLDS' relationships with its employees.

49. By her actions described above, Gold has intentionally and without justification interfered with AFLDS' relationships with its employees and caused employees to refuse to perform their jobs pursuant to their job duties and responsibilities.

50. As a direct and proximate cause of Gold's tortious interference, AFLDS has suffered damages in an amount to be proven at trial.

COUNT V

TORTIOUS INTERFERENCE WITH BUSINESS RELATIONSHIPS

(Asserted by Counter Plaintiff AFLDS)

51. AFLDS realleges and incorporates by reference all of the allegations in all of the preceding paragraphs.

52. A business relationship existed between AFLDS and its lawyers, its donors, its banks and a relationship existed between AFLDS and the Internal Revenue Service by virtue of AFLDS' status as a charitable organization under Internal Revenue Code Section 501(c)(3).

53. Gold is and has at all times been aware of AFLDS' relationships with its banks, lawyers, donors, and the IRS.



1 54. By her actions described above, Gold has intentionally and without justification
2 interfered with AFLDS' relationships with its lawyers, donors, and banks, as well as its
3 relationship with the IRS as a 501(c)(3) organization.

4 55. As a direct and proximate cause of Gold's tortious interference, AFLDS has suffered
5 reputational and other harm in an amount to be proven at trial.

6 **COUNT VI**
7 **TORTIOUS INTERFERENCE WITH**
8 **PROSPECTIVE BUSINESS RELATIONSHIPS**
9 **(Asserted by Counter Plaintiff AFLDS)**

10 56. AFLDS realleges and incorporates by reference all of the allegations in all of the
11 preceding paragraphs.

12 57. Prospective business relationships existed between AFLDS and its donors and
13 prospective donors.

14 58. Gold is and has at all times been aware of AFLDS' relationships with AFLDS' donors
15 and prospective donors.

16 59. By her actions described above, Gold has intentionally and without justification
17 interfered with AFLDS' relationships with its donors and prospective donors.

18 60. As a direct and proximate cause of Gold's tortious interference, AFLDS has suffered
19 reputational and other harm in an amount to be proven at trial.

20 **COUNT VII**
21 **BREACH OF FIDUCIARY DUTY: WASTE OF CHARITABLE ASSETS**
22 **(Asserted by Counter Plaintiff AFLDS)**

23 61. AFLDS realleges and incorporates by reference all of the allegations in all of the
24 preceding paragraphs.
25
26

1 84. Gold's acts, as alleged herein, have caused and will continue to cause AFLDS to
2 sustain damage, loss and injury, in an amount that cannot be fully measured or compensated
3 in economic terms. Gold's actions have damaged, and will continue to damage, the business,
4 market, reputation, and goodwill of AFLDS, and may discourage current and potential donors
5 from dealing with AFLDS.

6 85. Gold has engaged and continues to engage in these activities knowingly, willfully, and
7 deliberately, so as to justify the assessment against it of AFLDS' costs and attorneys' fees
8 incurred in this proceeding.

9 86. Gold's aforesaid acts will continue to cause AFLDS to sustain irreparable damage, loss
10 and injury, for which AFLDS has no adequate remedy at law, unless the acts of Gold are
11 enjoined during the pendency of this action and thereafter.

12 87. As a direct and proximate cause of Gold's use of AFLDS' registered trademarks,
13 AFLDS has suffered damages in an amount to be proven at trial.

14
15 **COUNT XI**

16 **DEFAMATION**

17 **(Asserted by Counter Plaintiff Joseph Gilbert)**

18 88. Counter Plaintiff Joseph Gilbert realleges and incorporates by reference all of the
19 allegations in all of the preceding paragraphs.

20 89. Gold published false statements about Mr. Gilbert, as described in Paragraph 27 above,
21 to third parties including AFLDS employees in her written letters to the employees described
22 above and to the public in the press release described above.

23 90. Gold acted negligently as to the falsity of statements made to the AFLDS employees
24 and the public.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

JURY DEMAND

Counter Plaintiffs hereby demand trial by jury pursuant to Arizona Rule of Civil Procedure 38(b) on all issues so triable.

RESPECTFULLY SUBMITTED this 28th of December 2022.

PROVIDENT LAW®

/s/ Timothy J. Watson

Timothy J. Watson, Esq.
Erik W. Stanley, Esq.
Christopher J. Charles, Esq.
14646 N. Kierland Boulevard, Suite 230
Scottsdale, AZ 85254
Attorneys for Defendants/Counter Plaintiffs

COPY efiled with AZTurboCourt
this 28th day of December 2022.

COPIES served as indicated below
this 28th day of December 2022, to:

Honorable Timothy Thomason
Maricopa County Superior Court

[AZTurboCourt]

Bradley A. Burns, Esq.
Amanda E. Newman, Esq.
Adin J. Tarr, Esq.
Dickinson Wright PLLC
1850 N. Central Avenue, Suite 1400
Phoenix, AZ 85004-4568
bburn@dickinsonwright.com
anewman@dickinsonwright.com
atarr@dickinsonwright.com
courtdocs@dickinsonwright.com
Attorneys for Plaintiff

[First-Class Mail and Email]

/s/ Mary Richardson



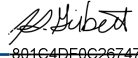
1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

VERIFICATION

1. I, Joseph Gilbert am the representative of the Counter Plaintiffs in the above-captioned matter.
2. I have read the foregoing Counterclaim, and I verify that the matters and things stated therein are true to the best of my knowledge, except as to those statements made upon information and belief, and as to those, I believe them to be true.
3. I declare under penalty of perjury that the above information is true and correct.

DATED this 28th day of December 2022.

DocuSigned by:



801C4DF0C26747B...

Joseph Gilbert





PROVIDENT LAW

Exhibit A

AFLDS Board of Directors Meeting February 2, 2022

Minutes

Meeting started at 6:08pm

Present at meeting:

Dr. Simone Gold
Amy Landau
Joey Gilbert
Sheriff Richard Mack
Pastor Jurgen Matthesius
Facilitator: Chris Vaught, JD

BOD members present does constitute a Quorum. Meeting was conducted via Zoom.

DISCUSSION

1. Wellness Centers

AFLDS has been considering whether to pursue establishing wellness centers. Dr. Gold had advocated for the program. AFLDS has undertaken due diligence on this issue for several months. Dr. Gold formally offered the formation and running of clinic to AFLDS. Discussion of AFLDS taking on the opening and running of clinics/centers was considered in depth. BOD considered all factors involved in rolling out wellness centers nation-wide, including:

- * Technical issues of providing medical care
- * Historical issues with customer complaints (tele-med)
- * The broader mission of AFLDS being that of education and overall liberty/citizen involvement
- * The bandwidth of AFLDS and its ability to take on another labor intensive, and expanding set of business actions.
- * The legal and practical implications for AFLDS of trying to continue the current mission and expand to running wellness centers.
- * Given current broader mission of AFLDS, is it the best vehicle to accomplish medical goals.

After discussion and consideration of all the issues, the decision was made by unanimous vote of the BOD to reject adding the formation and running of medical wellness centers to the current mission, as not in the best interest of AFLDS.

ACTION: BOD member Joey Gilbert made a motion that AFLDS reject the idea of expanding into running Wellness Centers. BOD member Pastor Jurgen seconded the motion. Motion passed by unanimous vote.

2. Resignation of Dr. Gold from AFLDS

Dr. Gold discussed that her mission began as freedom of speech, and this has always included freedom from medical tyranny. Her core vision has always been to provide services that allow for people to participate in their own medical care and to support and solidify the sacred doctor/patient relationship. Dr. Gold shared with the BOD her videos from 2016 that she made on this subject.

As such, and with the BOD rejecting the option of AFLDS taking on the wellness centers, Dr. Gold tendered her resignation to the BOD so that she can devote time and energy to her vision of opening Health and Wellness Centers nation-wide.

After consideration, the decision was made by unanimous vote to accept Dr. Gold's resignation.

ACTION: BOD member Amy Landau made a motion to accept Dr. Gold's resignation, and BOD member Pastor Jurgen seconded the motion. Motion passed by unanimous vote.

3. Composition of AFLDS BOD upon Dr. Gold's resignation

The organization and composition of the BOD was discussed in light of the resignation of Dr. Gold. Discussion was had about Joey Gilbert assuming the Chairman of the BOD. Discussion was had about Amy Landau being appointed to the Executive Director of AFLDS. It was discussed that Amy would need to resign from the BOD to assume the Executive Director role.

After discussion, it was decided by unanimous vote that:

- * Amy Landau would assume the position of Executive Director of AFLDS,
- * Joey Gilbert would assume the position of Chairman of the Board of Directors of AFLDS, and
- * Sheriff Mack and Pastor Jurgen would continue as Board Members.

ACTION: Pastor Jurgen made a motion to appoint Joey Gilbert to the Chairman of the BOD. Sheriff Mack seconded the motion. Motion passed unanimously.

ACTION: Sheriff Mack made a motion to accept Amy Landau's resignation from the BOD. Pastor Jurgen seconded the motion. Motion passed by unanimous vote.

ACTION: Joey Gilbert made a motion to appoint Amy Landau into the Executive Director position. Pastor Jurgen seconded the motion. Motion passed unanimously.

4. AFLDS Contract with GoldCare Marketing Services, LLC

Chair Joey Gilbert brought up and recognized that Dr. Gold has been the very public face of AFLDS, and that AFLDS would benefit if Dr. Gold continued to be involved and associated with that public face. In addition to the public face, her direct marketing efforts resulted in great success for AFLDS, approximately \$10 million raised under her leadership, excluding any monies from telemedicine donations. Chairman Gilbert requested that Dr. Gold continue to be the face of AFLDS in a marketing consulting capacity to AFLDS.

The BOD authorized Mr. Gilbert to negotiate a consulting agreement with Dr. Gold which would permit Dr. Gold to continue to promote AFLDs and its mission. It was agreed that this consulting agreement should be concluded as soon as possible so as to allow continuity of the mission of AFLDS. Full BOD will approve final agreement.

6. It was discussed that Sheriff Mack and Pastor Jurgen, facilitated by in-house counsel Chris Vaught, would comprise the compensation committee for determining the pay of the Executive Director position and for Joey Gilbert for his duties as Legal Strategist for AFLDS.

5. Per Diem for BOD members while traveling.

Sheriff Mack brought up compensation for expenses of BOD members for travel to AFLDS events. Discussion was had and there was agreement that BOD members who travel for AFLDS business should receive some sort of per diem per day for their efforts and time.

Meeting adjourned at 6:52 pm.



PROVIDENT LAW

Exhibit B

Begin forwarded message:

From: Simone Gold <drsimonegold@gmail.com>
Subject: Letter
Date: October 12, 2022 at 2:22:40 PM EDT
To: Lisa Andrzejewski <lisa.andrzejewski@gmail.com>

To the AFLDS Board,

The nonprofit I founded and led to incredible success by all benchmarks - growth, influence, size, innovativeness, financial - is now at an existential crisis. That is in total contrast to when it was under my leadership and in great shape. As the current Board is totally dysfunctional, you must resign. The organization thanks you for their service.

The Board is already in receipt of a letter from a \$500k donor. The Founder is also in receipt of a letter from another huge donor - who does not want to publicly state his/her name. And I have always had regular communications with all my large donors - and I have confirmed each one, without exception, stands with me. If the Board had bothered to do even the most minimal due diligence, it would have discovered from the AFLDS fundraiser that the organization cannot survive without my fundraising. Equally or more important than the large donors are the tens of thousands of small donors and millions of followers - they all leave with me. The Board did not even do this most minimal inquiry - incredibly shameful dereliction of duty

The Board made many critical mistakes, and when these conflict of interests were exposed by me, the Board ceded decision making to attorney Sally Wagonmaker. (She has a hard conflict of interest and will not be paid for this, details below.*) The organization is flailing because you, a voluntary Board, legally obligated to serve the nonprofit in the public's interest, have now attempted instead to spend tens of thousands of dollars and flail.

This stops now.

To the current Board. I work incredibly hard to raise money and I respect every donor and I do not waste their money. You will not disrespect the hard-working donor who spends an average of \$29/month to support AFLDS by allowing attorney Sally to rack up tens of thousands of dollars and continuing to allow the organization to flounder is not in the organization's interest.

There is no unsolvable problem here. As the Board is at odds with the entire

organization, and as the organization is unified against the Board, please resign immediately. I want to restate that my offer of a mutual release of liability for each individual Board member is still on the table.

While you each may have different motivations for hanging on where you are not wanted, do not forget that you are going to be held **individually** liable in Court for your decision to resign or not resign. Each of you has your own legal individual fiduciary obligation to the nonprofit organization to do what is in the best interest of the organization. Obviously murdering the organization is not in the organization's interest.

The organization ceases to survive with you as it ceases to have funding or followers with you on the Board. This means that if you do not resign, your actions will prove you are not putting your fiduciary obligation towards the organization first. Your vote will be discoverable by the future Court. This is an easy one for a Judge. Did the Board members vote to allow the organization to live or die? If you resign you demonstrate compliance with your fiduciary obligation to the organization. There also will be no legal action because the organization will be doing great. If you fail to resign you will be liable as failing to comply with your individual fiduciary obligation. And there will be a legal action because the organization will be dead or at death's door - and the Mother Lioness will have her day in Court. Each of the three of you - how you vote - is an action that is discoverable by the Courts.

I am accusing you, **Board Member Jurgen**, with abundant evidence, of violating your fiduciary obligation if you do not resign. As the organization cannot survive with no money, no followers, no workers and no ideas; as there is abundant proof that the entire organization and all the money is against this Board: I am accusing you of murdering the organization if you do not resign. Murdering the organization is incompatible with your fiduciary obligation to the organization. Just as the mother lioness will not let her baby lion be murdered, neither will I.

I am accusing you, **Board Member Mack**, with abundant evidence, of violating your fiduciary obligation if you do not resign. As the organization cannot survive with no money, no followers, no workers and no ideas; as there is abundant proof that the entire organization and all the money is against this Board: I am accusing you of murdering the organization if you do not resign. Murdering the organization is incompatible with your fiduciary obligation to the organization. Just as the mother lioness will not let her baby lion be murdered, neither will I.

I am accusing you, **Board Member Gilbert**, with abundant evidence, of violating your fiduciary obligation if you do not resign. As the organization cannot survive

with no money, no followers, no workers and no ideas; as there is abundant proof that the entire organization and all the money is against the Board: I am accusing you of murdering the organization if you do not resign. Murdering the organization is incompatible with your fiduciary obligation to the organization. Just as the mother lioness will not let her baby lion be murdered, neither will I.

Each Board member is entirely fungible. I ask you to do the right thing by the organization. Step away as you have become the problem. All activities can continue with a new Board.

To assist you in coming to the correct decision, I happily remind you again, that on this date, October 12, I continue to offer each of you a mutual reciprocity of release. This offer expires at the conclusion of this Board meeting **AT NO RISK TO YOU AS AN INDIVIDUAL.**

Sherriff Mack: I do not think you have intentionally done anything to harm me or AFLDS. But should you not resign, you will become my enemy in this matter. I ask you to stand with me now and do what I judge is best for AFLDS and my relationship with you personally. I ask you to resign and let us see what the future holds for us together. Your life's work is ethical and honorable law enforcement and the Constitution. I want to work with you on those issues in the future. Should this Board not resign, we will end up in litigation, and your extraordinarily large financial request of AFLDS to financially benefit your own organization will be made public. I ask you to resign. Thank you.

Pastor Jurgen: Your actions have been shocking. You cannot both call me an Esther publicly to millions and then fail to heed what Esther needs. I hope it is possible to repair our relationship. I would need more information from you because your actions have been so shocking. But for now, I ask you to stand with me, a person you call Esther, and do what I judge is best for AFLDS and my relationship with you personally. Your life's work is bringing people to Gd. AFLDS is not necessary for your work. I ask you to please stop interfering with my ability to do my life's work which is to heal. I ask you to resign. Thank you.

Attorney Gilbert: Your actions have been disastrous. I do not think our relationship can be repaired based upon unethical and devious actions. But never say never as I bear you no personal ill will. You violated the Tenth Commandment ... which led to all your other violations. If you fail to resign - which you already offered to General Counsel and offered to the Board - you will once again show everyone your words are worthless, political silver tongue only, and at that decision-point, you will have decided to turn me into a mortal enemy. Your life's work is politics - you are a

politician-in-waiting. It would be unwise to take a popular folk-hero such as myself and turn her into your mortal enemy. I ask you to resign. Thank you.

The Way Forward:

The Vote to Resign:

Yea: (the easy way)

- Normal AFLDS work will resume.
- All audits will continue.
- Tens of thousands of dollars will be saved.
- Morale throughout AFLDS will be restored to normal optimism.
- Millions of Americans will continue to have their designated doctor-warrior continue to fight for them

Nay: (the hard way) = corruption

- AFLDS work will flounder
- All audits will continue.
- Tens of thousands of dollars will not be paid to Sally's firm*
- Energy throughout AFLDS will skyrocket as AFLDS employs freedom fighters who thrive on exposing corruption.

Jurgen, Mack, Joey: if any amongst you actually care about the organization you will step down as you have become the obstacle. You are harming the organization. And now heed these further words. I am giving you advance notice that you will also harm yourself if you continue down this path. There is nothing you can do to stop me. I will take several actions; I don't need any permission from you; nor can you stop me.

As you three well know, I have all the people with me and they will happily hate those who hurt me. I will of course go to all my social media, which I personally own, and I will do exactly the same thing Tucker Carlson did in exposing the corrupted Board Members of Vanderbilt University Hospital. I will expose your actions. I am a mother lioness guarding her cub. Nothing else matters.

• I WILL EXPOSE EACH ONE OF YOU BY NAME AND LOCATION TO THE PUBLIC, EXACTLY LIKE TUCKER CARLSON EXPOSED THE VANDERBILT UNIVERSITY HOSPITAL BOARD OF DIRECTORS. JUST LIKE VANDERBILT REVERSED COURSE, SO TOO WILL YOU RESIGN AFTER I EXPOSE YOU PUBLICLY.

I will publicly identify you as follows, using the following URLs and pictures:

<https://awakenchurch.com>

Jurgen - sadly it will be absurdly easy for the public to believe the Church has been corrupted. It is obviously your moral obligation to not allow the good work you do in Gd's name to be overshadowed by allowing the public to connect you to corrupt actions. That would be a sin. And for literally nothing? That would be a grave sin b/c you cannot let your good deeds be overshadowed by nonsense - immoral. Please don't force me down this path. As heartbreaking as it is, I will not have a moment's hesitation as I am a mother lioness who will not let AFLDS die. Like Moses, like Esther: Let My People Go.



<https://www.joeygilbert.com/> <https://joeygilbertlaw.com>
<https://joeygilbertlaw.com>

Joey - you will be the Republic politician face of corruption. This one is too easy. You know all the phone calls your office gets about me? Multiple that by ten and make it hate, not love.



<https://cspoa.org>

Richard - you will become the public face of a person who tried to siphon the people's money away from their desired purpose. Your enemies will have a field day with this - and as I stand with you in defense of the Constitution, this is heartbreaking for me - but I will not have a moment's hesitation as I am a mother lioness who will not let AFLDS die.



* I will litigate this issue. While it is being litigated, no payments will be made. Sally

cannot be the choice to guide the nonprofit as she was selected at the recommendation of the attorney who persuaded the Founder to step down - a choice I accepted as a selfless act to protect AFLDS. The Founder followed this advice because as the mother lioness, I cared deeply about AFLDS. But that advice was horrific malpractice, and led us here, including to an attorney who is prolonging the dysfunction. Under no circumstances will Sally be paid while this sub-issue of her selection is litigated.

Gdspeed - do the right thing. For the people, for the organization, for yourself.



PROVIDENT LAW

Exhibit C

[REDACTED]

From: Simone Gold, MD, JD <drgold@afls.org>

Date: Tuesday, October 11, 2022 at 2:04 AM

To: Kellye Fabian Story <kellye@wagenmakerlaw.com>

Cc: Paul Z Winters <paul@wagenmakerlaw.com>, Sally R Wagenmaker <sally@wagenmakerlaw.com>

Subject: Re: Your Allegations Against Joey Gilbert/AFLDS; Next Steps

Hello Kellye,

Once Sally made the decision to investigate the veracity of my words, instead of investigating how the organization survives this, there are many people with whom you should consult. The reason to talk with me is to understand what you have gotten yourself into - and that is important - but I would ask that you please start with others as my work with AFLDS keeps me extraordinarily busy this week.

As I keep emphasizing, and as will become clearer to you each day, the organization is flailing because: first the Board acted improperly, then the Board acted worse, and then Sally failed to stop the flailing. I am a broken record but I'll say it again. You must remove Joey Gilbert from the Board and pause any illegitimate pretense of Joey in a COO position. It is a complete mystery why Sally has failed to take this most basic step. This is harming the organization.

I have enormous obligations to AFLDS this week (every week really.) On Wednesday AFLDS will be starting an adversarial process vs. the MBC (Medical Board of California) after almost nine months of preparation. On Friday I give the keynote speech to a highly influential donor audience. I speak before another large audience on Saturday. As I don't "dial it in" but I write new speeches, I cannot do anything else this week.

I **will continue to serve very effectively for AFLDS until or unless I choose not to**. At the moment I do not have time to deal with the drama that came from Joey's poor ethics, multiplied by the Board illegitimately naming him COO, and multiplied exponentially by your firm's failure to halt the damage.

No matter the reason, I have critical work to do this week and any other priority will have to wait.

In the meanwhile, millions of Americans would appreciate if you stop the hijacking of the fine organization that I built. The organization was in **excellent** shape until the Board illegitimately named Joey COO, the Board refused to pause that when given evidence of the harm, and Sally permitted the hijacking to continue. The latter is the worst of the three harms, by far. I have a sterling reputation which was ignored by Sally - to everyone's detriment. It's really such a shame.

Simone Gold, MD, JD

Founder

America's Frontline Doctors

The Trusted Name for Independent Information

@DrSimoneGold

DrGold@AFLDS.org

AmericasFrontlineDoctors.org

On Oct 10, 2022, at 12:30 PM, Kellye Fabian Story <kellye@wagenmakerlaw.com> wrote:

Dear Simone,

I am following up on Sally's emails below and would like to set up a couple times for us to talk. There is a great deal of information (emails and other documents) that I need to get through so I'd like to take two steps:

- 1) set up an initial 30-minute video call for us this Wednesday if that works for you in order for me to get an understanding of the most pressing issues from your perspective; and
- 2) set up a longer video call (probably 2 hours or so) next week to dive deeper into specifics.

Could you please let me know what time Wednesday might work for you? I'm available any time between 11:30 a.m. and 4 p.m. central time.

Sincerely,
Kellye

KELLYE FABIAN STORY | Attorney at Law
Wagenmaker & Oberly, LLC | *Trusted Advisors to Nonprofits*
312-626-1600

CONFIDENTIALITY NOTICE: This email and any attachments are confidential and may constitute PRIVILEGED ATTORNEY/CLIENT information. If you believe that it has been sent to you in error, please reply to the sender that you received the message in error. Then delete it. Thank You.

From: Sally R Wagenmaker <sally@wagenmakerlaw.com>
Date: Friday, October 7, 2022 at 6:24 PM
To: Simone Gold, MD, JD <drgold@aflds.org>
Cc: Paul Z Winters <paul@wagenmakerlaw.com>, Kellye Fabian Story <kellye@wagenmakerlaw.com>
Subject: Re: Your Allegations Against Joey Gilbert/AFLDS; Next Steps

Simone,

Thanks for your two recent emails. I will review your detailed email below in due course,

and Kellye or I will follow up with you early next week to schedule a time to speak together. In the meantime, please note that my recommendations below are not conditioned on any terms for compliance as you have indicated below. You have raised very significant and extensive allegations, as substantially added to below, and such matters take time to address properly and in light of related legal considerations. I hope you will understand.

Kindly,
Sally

SALLY WAGENMAKER | [Attorney at Law](#) | 312-626-1600
[Wagenmaker & Oberly, LLC](#) | *Trusted Advisors to Nonprofits*

CONFIDENTIALITY NOTICE: This email and any attachments are confidential and may constitute PRIVILEGED ATTORNEY/CLIENT information. If you believe that it has been sent to you in error, please reply to the sender that you received the message in error. Then delete it. Thank You.

From: Simone Gold, MD, JD <drgold@afllds.org>
Date: Friday, October 7, 2022 at 12:55 AM
To: Sally R Wagenmaker <sally@wagenmakerlaw.com>
Cc: Paul Z Winters <paul@wagenmakerlaw.com>, Kellye Fabian Story <kellye@wagenmakerlaw.com>
Subject: Re: Your Allegations Against Joey Gilbert/AFLDS; Next Steps

Ty Sally. Your email raised three issues.

First, you should know that I have always been personally in touch with my large donors regularly, including since my release from prison. That is ongoing and will continue as the trust the donors place in me is the reason AFLDS exists. Each large donor has an ongoing verbal contract with me from when I was Chairman of the Board, that they and I would *always* be exactly aligned as to how their money would be spent. I also highly value my small donors and communicate with them regularly through twitter and other social media. The tens of thousands of small donors also relied upon all the public evidence of my leadership of AFLDS. Several of the large donors are concerned about their funds. I would be surprised if you don't start hearing from them. They are all aware that their monies, which they donated for specific reasons I promised to guard, are at risk. I know for certain that there is no large donor that donated for any reason *other* than me. It's highly personal to them. In addition, as part of my ongoing fundraising work for AFLDS, I communicate periodically with several important prospects, people who intend large gifts. And the same is true for the small donors, who send me letters by the thousands. The letters are personal to me. Not AFLDS. Me. As part of your due diligence you

should contact the donors so you are crystal clear on this fact that it's not an abstract nonprofit donation, the money and devotion are very specifically directed to me. I have a fiduciary obligation to donors - as does the Board.

Second is your query about public commentary from me or Joey about each other. If you knew me the way I wish you did, you would know that I would never disparage anyone behind their back, so there is no concern regarding that. But it is entirely up to Joey - and you - if I speak about him publicly. The possibility of my commenting publicly about Joey is extinguished as soon as you confirm to me in writing that Joey has already been relieved of any actual working authority or appearance of authority. I trust that your failure to have already confirmed this to me is a simple oversight on your part, as you surely have days ago taken this standard step. Obviously it would be very confusing if Joey continued to present himself internally and externally with the appearance of authority while these issues are being investigated.

Furthermore, I hope you don't misunderstand how important this is to me, because of the nature of Joey's "job", which was to be my surrogate speaker. This position is highly personal to me and it is irrelevant to me if anyone else understands or agrees. My reputation is *mine* to protect. I know for certain that Joey is unethical and my brand is ethics, so he cannot publicly speak in any way that implies my implicit endorsement. Joey does not have a behind the scenes desk job. His job was to publicly speak for me when I could not. As I will not tolerate any confusion on the matter, you must take charge of the issue or I will. Let us not fake pretend that AFLDS ≠ Dr. Gold. There is no separating us publicly. Therefore he cannot speak for AFLDS publicly as that would be my implicit endorsement of him - which is a breach of ethics for me. Know that I will not bend an inch on this - nor should you expect me to.

I have no interest in publicly maligning Joey - that is not who I am - but I will aggressively defend my own reputation - and him appearing to have my support is harmful to my reputation. I'm willing to be silent publicly on Joey once you confirm he's paused from even the appearance of authority within/out the organization.

Third, removing Joey from organizational work is critical, because Joey is uniquely positioned to harm the organization itself. For example, I set a very intentional process of hiring, specifically selecting for mission-driven people, and part of that process was bringing on people who would work for free or low paid. Joey threw my highly intentional approach out the window for himself and his assistant. These two facts by themselves are corrupt and that corruption is very harmful for the organization, no matter the reason, which also happened to be unethical, as he had no authority to pay himself more or his assistant more.

Until Joey put his hand in the cookie jar, until Joey paid his personal assistant double and attempted to leapfrog her over the Communications Director, until Joey tried to fire our outstanding Social Media Director who grew me from zero to half a million followers, until Joey tried to sideline our Executive Director, AFLDS workers knew AFLDS was the most ethical

organization they ever encountered. *His throwing my high ethical standards to the wind must be stopped at once.* You must ensure that the AFLDS team is all made aware that he is on hiatus during your investigation, so that processes can normalize. If you ensure this, I will also refrain from any public commentary about Joey. This must be announced at the Monday Leadership meeting. It can be a simple brief announcement, likely the most appropriate person is General Counsel or he can delegate. The only other step is that Joey has to make sure he does not use my name/likeness etc. at any public events.

Relatedly, I ask that there is no delay on your confirming my terms. As I have (already) permanently revoked his permission to speak for me, your investigative process is entirely irrelevant to the fact that he must not appear to be speaking for me both outside the organization and he must be relieved of any appearance of authority within the organization. If I don't get written confirmation of this by Friday 5 pm, I am not sure what I will do. I love AFLDS and I want the best for her, and I will have to decide if it's better to be silent or public if Joey is still public-facing. That's a rock and a hard place for me.

But most important of all, your email has conflated Joey's unpaid Board seat and his paid work. That is a glaring omission - and you should know that it is causing me to doubt the stated intention. Your first order of business is to reassure me that Joey has been removed from the Board. It is fine to do an investigation but Joey's departure from the Board does not depend upon that.

As I will not work with Joey Gilbert on the Board, all the Board needs to decide is if my presence or absence is better for the nonprofit. This is not a serious question of course. You can watch any of Joey's speeches for the answer; you can talk to the fundraiser for the answer; you can talk to the large donors for the answer, you can talk to the social media director for the answer, you can talk to the intaking mail center that is still opening the tens of thousands of letters that are still pouring in, you can talk to the accountant to find out if we are fiscally healthy. Not even Joey and all the Board members can retreat from their public praise as the proof is too overwhelming. I am, ironically, a victim of my success. Joey has become covetous of the millions of people and millions of dollars - neither of which he has earned. Removing a member from the Board when the Founder and Visionary and Rainmaker has lost faith and trust in that member is hardly rocket science. The Board is shirking its duty because it doesn't want to do it - two grown men are hiding behind you - and they need to stop it.

Although I was particularly detailed about why I cannot work with Joey - I think my desire for transparency ended up confusing people. At the end of the day, it seems folks are losing sight of the reality that it is wholly irrelevant if Joey is a saint or a sinner. The fact that I challenge *everyone* who was lying or misleading (the hospitals, the doctors, the lawyers, the politicians, the media, the pharmacists, the government etc.) is why AFLDS is successful. I have raised millions, intend to raise millions more, and have incredible ideas for 2023; I have built a great organization and shattered so many records; and I am telling you that there's this one person in

the organization whose ethics are intolerable to me. Exactly how is this complicated? And exactly how is this a surprise that I feel so strongly about ethics?! This is who I am and this is exactly what people want from me.

It is your job to make sure the Board members immediately do their duty. Either we continue our awesome growth trajectory or implode in a public and painful death. The only reason they haven't done their duty yet, best I can tell, is the bromance between the boys and/or inexperience with such matters and/or no adult in the room requiring them to do something they don't want to do. You must be that adult.

Joey's failure to resign when the Founder (whom he has repeatedly publicly stated is the magic) told him it was necessary for the best interest of the nonprofit, is just one more example of his ethically challenged character. Neither Jurgen or Mack would ever do that if I had told them they were standing in the way of my being productive. It demonstrates that Joey does not even care about the welfare of AFLDS. Board members are there to humbly serve. Joey is the type of person who will not relinquish power easily and the Board's tiptoeing is improper. His removal from the Board is not negotiable. I am highly concerned that you have conflated his two positions - I well know how talented you are Sally - George and others sing your praises. I'm telling you the two remaining Board members need your expert guidance to do something they don't want to do that is personally unpleasant. Well I find this whole thing unpleasant too! But AFLDS comes first.

Are you willing to advise them (against all evidence - money, people, ideas) that the organization is better off without me? As you cannot credibly say that, then you are required to advise the Board to immediately do its duty and act in the organization's best interest which is to vote him off or accept his resignation. This is distracting me from my work. His paid work is a different story. That can be decided with an investigation so all people are satisfied that the process was fair. This is certainly not required and it hasn't been done for any other worker who had to leave but it's not unreasonable. But first the Board seat must be relinquished as I find it highly suspect that this has not already happened. If you want me to believe that you and the Board are serving the organization, then **I must see proof that you and the Board are serving the organization**. Only then I will know we are on the same team.

So, here are **my terms to comply** with your request that I: "please refrain from sharing this information with others. On a related note, and in response to some of your recent emails, I strongly recommend that you do not ask donors to refrain from donating to AFLDS, disparage Joey to donors or others, or share any information about this investigation with donors or otherwise."

By Friday 5 pm PT please confirm in writing that:

1. Joey Gilbert has been instructed not to present himself with the appearance of authority to speak for AFLDS or me. This includes public speeches, interviews etc.

2. General Counsel(or he can designate to another Leadership person) to announce on Monday's Leadership call that Joey Gilbert is on hiatus. As no one reports in/out to Joey and he does no actual day to day work for the organization, this has absolutely no effect on the organization itself, but because Joey has presented himself to the workers as though he has more authority than he does, this is required.

3. You have either received Joey's resignation or the two remaining Board members have voted to remove Joey. I want to be very clear so you know that Joey's resignation or removal is the **only** thing that will prove to me that the Board is fighting for the same thing I am: the best for AFLDS. Should I **not** learn of Joey's removal by Friday 5 pm, I will know for certain that Jurgen and Mack do not have AFLDS' best interest in their hearts. Then I will have to decide my next steps as I won't continue like this. My time is too valuable to go around in circles on the very straightforward issue of my own Board making it possible for us to continue to be effective. I give you my word I would never do/say anything without alerting/discussing with you or your team. And that I don't have any time to ponder anything at the moment anyway. For example, this week in addition to dealing with this, I had to travel, it was the Jewish High Holidays and I met with two donors and I had to prep vs. MBC. All next week I have a critical issue to work on vs. the Medical Board of California and I have two keynote speeches to give and two donor meetings plus travel. So you need to understand my perspective Sally: due to their inaction and lack of care for me, I no longer believe this Board cares about AFLDS. All three men appear to be prioritizing either their own self-interest (Joey) or reducing their own personal discomfort (Jurgen, Mack.) I work myself to the bone for AFLDS, there are extraordinary results to show for my work, and my Board doesn't know what to do? Please. I simply don't need or want this. Joey's removal needs to occur by Friday 5 pm.

And lastly, come on. I play on #TeamReality not #TeamLunacy. Everyone has to stop pretending this is complicated. I am the Rainmaker and I don't have faith in him. It's over. Should Joey have the organization's best interest at heart, he will do his duty. If he does not, the Board must. If they do not, they have spoken and I have heard them.

Ty

On Oct 6, 2022, at 4:11 PM, Sally R Wagenmaker <sally@wagenmakerlaw.com> wrote:

Dear Simone,

I am in receipt of your correspondence and related emails raising significant allegations of misconduct against Joey Gilbert, seeking his removal from AFLDS, and seeking to regain your director role with AFLDS. Please be assured that the AFLDS board and its legal counsel are addressing such serious matters with all due consideration and appropriate urgency, in accordance with applicable legal parameters and best practices. In particular, and upon my legal advice, the non-conflicted directors of the board have authorized my law firm to commence an investigation of such matters.

As part of such investigation, I would like to speak with you in order to gain more understanding and information about this matter. Accordingly, I am copying my attorney colleague Kellye Fabian Story, who is extremely experienced with such matters and will be assisting here. Our legal team will proceed methodically with our investigation and in due time.

As one of our first steps, we would like to meet with you via videoconference. Please let Kellye and me know a few times that would work well for you, next week or the following week.

Please note too that we consider this investigation confidential at this point, as part of AFLDS's board governance. Accordingly, please refrain from sharing this information with others. On a related note, and in response to some of your recent emails, I strongly recommend that you do not ask donors to refrain from donating to AFLDS, disparage Joey to donors or others, or share any information about this investigation with donors or otherwise. All such actions would be in violation of your own fiduciary responsibilities owed in connection with your AFLDS leadership and could otherwise be legally problematic. Kellye and I can share further about such matters during our upcoming discussion together.

Thank you for your consideration of this matter, and I look forward to hearing back from you.

Sincerely,

SALLY WAGENMAKER | [Attorney at Law](#) | 312-626-1600
[Wagenmaker & Oberly, LLC](#) | *Trusted Advisors to Nonprofits*

CONFIDENTIALITY NOTICE: This email and any attachments are confidential and may constitute PRIVILEGED ATTORNEY/CLIENT information. If you believe that it has been sent to you in error, please reply to the sender that you received the message in error. Then delete it. Thank You.



PROVIDENT LAW

Exhibit D



October 31, 2022

Joseph Gilbert – Board member

Free Speech Foundation
1645 W. Valencia Rd #109-193
Tucson, AZ 85746

Re: Expectations of Ethical Behavior During BOD Restoration

Dear Mr. Gilbert,

You are already in receipt of the letter that I, the Chairman of the Board and President of Free Speech Foundation, have sent to you. In addition, there are four other issues that I bring to your attention.

The first issue is that you must immediately cease from any appearance of authority as Chairman of the Board. If you continue to act or present yourself in this manner, and any third party relies upon this, you will be prosecuted to the fullest extent of the law.

The second issue is the existence of an attorney-client trust between us. As you most certainly recall, I deposited \$1.1 million with you in 2021. I have periodically checked that account, and it has remained safe to this point. I remind you that you have never had my permission to touch that money, and you still don't. Obviously you would jeopardize your law license if you were to disburse those funds without my authorization. The Nevada Bar would be notified immediately. The money belongs to the client, the Free Speech Foundation, and you are on notice that any appearance of authority on behalf of FSF that you may illegitimately present to anyone will not absolve you from an unauthorized movement of funds.

The third issue is that Sally Wagenmaker will be notified of her firm's termination from any representation of FSF or further involvement thereof with instructions that she has no authority to exchange private communications with you or Jurgen or Mack. You are currently a Board member, and I am Chairman of the Board. If she must communicate with the Board, it will be in writing to both of us. Should she communicate with you privately, she is exposing herself to legal ethics violations. Should you communicate with her privately, you are exposing yourself to legal ethics violations.

The fourth issue is a judgment call: I suggest that you stand down and resign because it is the right thing to do—for others, and also for yourself. You and I are both aware that every allegation I laid out against you 29 days ago is true, meaning we know the inevitable result of the investigation. You played your best hand: delay and confuse; but now the process is going to proceed rapidly.



I offer you the following:

Should you wish to simply take responsibility for your actions and step down from the Board immediately, we will conclude the investigation without further action against you. I urge you, in contrast, to consider the alternative: once I decide to proceed with the investigation, the results cannot remain private. It's a publicly funded non-profit, and all investigation results will be provided to the public in full transparency.

Donors and other unbiased observers will be furious to learn about the additional \$5000/month you took for yourself for many months. The Nevada State Bar will undoubtedly find it suspicious for anyone to be paid outside the normal pay structure. There's nothing you can say to refute this: it's documented.

Donors and other unbiased observers will consider it corrupt when they learn of your actions to give a 4x salary to your personal assistant, not to mention your inappropriate and abusive treatment of the Executive Director in bullying her to acquiesce to that excessive salary, and your insubordination in circumventing her final decision against it. Certainly, the NV Bar will find it highly concerning. There's nothing you can say to refute this: it's documented.

Donors and other unbiased observers will consider it additionally corrupt when learning of your choice to hire a business without disclosing that your inappropriately paid personal assistant owned that business. Again, the NV Bar will find this troubling. There's nothing you can say to refute this: it's documented.

The NV Bar is not going to overlook such a pattern of financial ethical concerns. Additionally they will be alarmed by the Florida State filing—an illegitimate action you took by signing as Board Chair while the legitimate and registered Chairman and President was incarcerated—the most indisposed a person could be. I will be forced to file a complaint with the Bar.

At the end of the day, FSF is not what you really want. You want a career in politics. You would do well to consider that the MAGA population is not going to vote for a person with a public record of known corruption, and that is what you are rapidly bringing upon yourself.

I remain,

Simone Gold, MD, JD

Simone Gold, MD, JD, F*ABEM
President and Board Chairman
Free Speech Foundation



PROVIDENT LAW

Exhibit E



November 1, 2022

Sally Wagenmaker, Esq.
Wagenmaker & Oberly
53 W. Jackson Blvd – Suite 1734
Chicago, IL 60604

Re: Termination of Legal Services for Free Speech Foundation

Dear Ms. Wagenmaker,

Thank you for the legal services your firm has provided the Free Speech Foundation (“FSF”) this past year. However, since FSF is moving in a different direction we are no longer in need of those services, effective immediately. I will personally work with you over the next two weeks to ensure we have a smooth transition in concluding this matter.

For your reference, please find the attached copy of the notice letter that I recently sent to the sole additional FSF Board of Directors (“BOD”) member aside from myself, Joseph Gilbert, with courtesy copies sent to non-Board members Pastor Jurgen and Sheriff Richard Mack. Notice will also be provided to all FSF staff within 24 hours of today, so that everyone has a clear and consistent understanding. I have been the President and Board chairman of FSF since its original incorporation, and I am continuing in that role as the proposal for my resignation from FSF back in March was not legitimately accepted by FSF nor became legally effective for the reasons stated in my above referenced letter.

On the advice and opinion of counsel, the series of discussions since February pertaining to BOD changes was **legally a non-event** as FSF never fully executed the proposed Consulting Agreement (copy enclosed) and after eight (8) months never fully provided the consideration agreed nor in good faith cured the proposed Consulting Agreement, which was the basis of our earlier negotiations.

Furthermore, I never received formal “termination” under paragraph 8 of the “proposed” agreement, but Mr. Gilbert disregarded this in moving forward to remove me from the Florida corporate FSF filing on August 1, 2022 (copy attached) using the Arizona certificate of good standing for FSF as the basis of the filing. In short, this action is void on its face as I am still the Board Chairman and President of FSF under the Arizona charter of FSF. Therefore, effective immediately please direct all verbal and written communication directly to me as Chairman of the Board. Any communications from you or your designee made to any FSF board member or staff



member without my written consent will be considered a conflict of interest and such conflict is not waived.

Due to the disruption caused by Mr. Gilbert and the detailed report of serious ethical breaches which I provided to the BOD and to counsel, the Board will review and promptly conclude an investigation. That is, however, no longer your concern. I do look forward to conferencing with you later this week to discuss any pending matters you might have for FSF and to resolve any financial considerations. Please ensure there are no communications to any of the persons you incorrectly may have previously considered to have authority over the organization, as this would be a conflict of interest and such conflict is not waived.

Currently, there appears to be legal ethical breaches following the formal allegations of Board member misconduct, which were provided to you and the BOD 29 days ago. Specifically, the ABA Model Rules of Professional Conduct Rule 1.13 clearly indicates that an attorney should have advised the removal of Mr. Gilbert from authority or appearance of authority upon learning of such serious complaints. Because he was not removed pending the investigation, he was emboldened in a power grab, which then caused predictable injury to the organization. I do not understand why this concern about a conflict of interest was ignored.

The review of this professional legal misconduct has reintroduced concerns raised by a previous error when a critical large donation (more than a million dollars) was forfeited based solely on your advice. This donation was subsequently given successfully to an unrelated charity with no negative impact to them, and substantial loss to your client.

We appreciate your understanding of the concern we have with such detrimental developments and the necessary actions we will be taking to secure the survival and future success of FSF.

Sincerely,

Simone Gold, MD, JD

Dr. Simone Gold
President and Board Chairman
Free Speech Foundation



PROVIDENT LAW

Exhibit F



November 1, 2022

All AFLDS Team Members

Free Speech Foundation
1645 W. Valencia Rd #109-193
Tucson, AZ 85746

Re: Recusal and Ethical Investigation of Mr. Joseph Gilbert

Dear AFLDS Team,

Two scriptures meant a great deal to me in prison.

Joshua 1:9 “Have I not commanded you? Be strong and courageous. Do not be afraid, do not be discouraged, for the Lord your God is with you wherever you go.”

Exodus 50:20 “You intended to harm me, but God intended it all for good. He brought me to this position so I could save the lives of many people.”

I handpicked almost every single person at AFLDS. What I know is that you are courageous and you will not align with corruption. There has been a breach of ethics within AFLDS and it must stop now. “Whisper campaigns” are only possible when the truth is withheld, so I need to provide everyone with the same information as everyone else. You will likely hear continued whispers and rumors after my announcement, but I encourage you to remember what brought you to AFLDS, and to remember that the truth has nothing to fear, while darkness cannot survive the sunlight of examination.

It is with great sadness that I must announce to you that Joey Gilbert has repeatedly acted unethically, exhibiting a clear and longstanding pattern of inappropriate and damaging behavior. The violations are severe, including numerous improper financial dealings, all while he is publicly threatening all of you—the people who do the work—with pay cuts and termination. This ends immediately. AFLDS will not tolerate corruption, nor allow a culture of fear and bullying. Any of these recent hirings/firings/promotions/demotions that you may have heard about or wondered about are illegitimate and legal non-events.

I’m reminded of the character Gordon Gekko who said “greed is good”, from the 1980’s movie Wall Street. Gekko was the silver tongued character who masterminded “hostile takeovers”, destroying companies by reducing them to their components and then selling the pieces. The lesson to learn is that not everyone has the righteous motives they portray, and not everything you hear



is the full truth about a circumstance. Proverbs 18:17 says “The first to plead his case seems right, until another comes and examines him.”

Since founding this organization in June of 2020, I have always been and I continue to be the Chairman of the Board and President of America’s Frontline Doctors. Mr. Gilbert and his counsel have received copies of all relevant documentation and he has been thus informed to immediately stop acting or presenting himself as having any authority over or within AFLDS. The welfare of every team member is a responsibility I take very seriously, and I will not allow good people to be mocked or harmed. Sadly, Mr. Gilbert has already engaged in defamation, spreading malicious rumors of embezzlement, fancy homes, and other deceptive gossip. This slander must cease, and appropriate legal action will be taken. All AFLDS operations are carefully documented to maintain legal and ethical compliance with all relevant state and federal laws. This will continue, as always.

In March of this year, I was willing to consider the suggestion of stepping down from the AFLDS Board of Directors on the advice of certain legal counsel, because there was a lot of hostile attention placed on AFLDS and my highest priority is always to secure the best interest of the organization. However, this change never actually occurred legally, as the proposed contract was not fulfilled. **All original and current legal filings that are legitimate and establish the Free Speech Foundation as a 501(c)(3) in good standing, confirm that I am the President and Chairman of the Board.** I was very patient over the last many months and thoughtful in making every possible effort to rectify inappropriate behaviors in a more discreet manner with direct communication to Mr. Gilbert and his counsel, but those efforts made in good faith have all been aggressively rejected, and the misbehavior has worsened; so I will not tolerate any further damages. With wise guidance and legal counsel, I will be leading AFLDS through this difficult period of necessary internal investigation, and we will swiftly restore honor, propriety, and ensure the continuation of complete legal compliance.

Under my leadership, you do not need to be afraid. We will continue to work collaboratively against the tyranny and corruption all around us. I have exciting plans for AFLDS in 2023 and beyond! The best is yet to come. I want to thank each one of you for your courage, perseverance, and most of all your commitment to righteousness; doing what you know to be honorable and just, no matter how difficult or costly. Such character cannot be overcome by evil.

Let us overcome evil with good.

Always your in humility,

Simone Gold, MD, JD

Dr. Simone Gold
President and Board Chairman
Free Speech Foundation



PROVIDENT LAW

Exhibit G



November 2, 2022

To All AFLDS Team Members

Re: Memorandum of Proper Leadership

Dear Team,

Thank you for your steadfast performance in maintaining your AFLDS responsibilities during this challenging time. As I warned in my previous letter of notice, rumors and improper suggestions have already begun to appear, so as the original and currently still legitimate Chairman and President of Free Speech Foundation and AFLDS, I am going to set the record straight for everyone, such that there will be absolutely no confusion or deviation.

First, Mr. Gilbert has been recused from his role on the Board of Directors pending an internal investigation to review documented allegations filed against him. Effective immediately, he has absolutely no authority to communicate directives or instructions of any kind to anyone working or volunteering at AFLDS. Further, he has no authority to act or speak on behalf of the organization to anyone. He has been advised that any further actions or statements that presume any such authority are explicitly unauthorized and will immediately subject him to legal action. Additionally, his position as Director of Strategy has no actual oversight or authority over any department or persons within AFLDS, and this position is also under review pending the internal investigation.

Second, Board members do not have the role or responsibility of directing routine operations or managing personnel; this is overseen by the executive chain of command within the organization, starting with the top position, which is President of FSF and AFLDS, and that is myself. The second highest position is Executive Director, and that is Lisa Andrzejewski. Effective immediately, all department directors must report directly to President Dr. Gold and Executive Director Lisa Andrzejewski regarding any actionable items or decisions, without exception. **No orders are valid without clear approval from the President and Executive Director.** If anyone feels an order, an action, or a suggestion from anyone in the organization is unauthorized or in conflict with the directives issued by the President and the Executive Director, you must first report this concern to the Executive Director immediately before proceeding, to clarify the correct authorization.

We appreciate your vigilance in supporting the highest ethical standards and total compliance with the law as AFLDS continues to carry out its critical mission.

Sincerely,

Dr. Simone Gold
President and Board Chairman
Free Speech Foundation



PROVIDENT LAW

Exhibit H



FOR IMMEDIATE RELEASE

Dr. Simone Gold Reaffirms Her Leadership Role at America's Frontline Doctors (AFLDS) and Announces Organizational Reform and Future Initiatives

November 3, 2022

Dr. Simone Gold, Prominent Doctor, Lawyer, Founder of AFLDS and Challenger of the Covid Narrative, Presents Board Investigation and Review of Internal Safeguards to Ensure the Fiscal Health of AFLDS Going Forward

Tucson, ARIZONA – recently returning from a hyper-partisan political incarceration, Dr. Simone Gold reaffirmed her leadership role as Founder, President, and Board Chairman of America's Frontline Doctors (AFLDS) at the company meeting this week. Due to the hostile environment that AFLDS was operating in because of Gold's persistent challenges to the government's coronavirus propaganda, in the Spring of this year Gold discussed with her fellow Board members the possibility of her transitioning away from the Board in the best interest of the organization. Those discussions were never legally actualized, however, with Gold nevertheless admirably performing her professional obligations despite organizational assurances to her remaining unfulfilled, amidst increasing government and media opposition.

For months, as Gold worked through her numerous personal and professional challenges and subsequent imprisonment, the following scripture was one of two that sustained her - Joshua 1:9 "Have I not commanded you? Be strong and courageous. Do not be afraid, do not be discouraged, for the Lord your God is with you wherever you go."

Although Gold continues to rely on most of her management team to continue the day-to-day operations of AFLDS as she returns to resume her role as Board Chairman, Gold regrettably announced today that Joseph Gilbert, Esq., a board member as well as a paid consultant at AFLDS for some time, was being investigated for directing inappropriate expenditures, hirings, and firings for his personal benefit. Gold stated: "It is with great sadness that I must announce that Mr. Gilbert has repeatedly acted unethically, exhibiting a clear pattern of inappropriate and damaging behavior...including numerous instances of self-dealing and threats made to employees of financial retaliation and termination if they failed to comply with his demands...AFLDS will not tolerate corruption, nor allow a culture of fear and bullying." An internal audit and investigation are currently underway to review financial records and board actions taken while Gold was indisposed in prison.

Despite so many strenuous circumstances, Gold is excited to fully reengage with her team and thanks them all for their strength, perseverance, and most of all their commitment to righteousness. Gold would also like to thank her family, donors, and the public that have supported her throughout this difficult time.

Dr. Gold intends to share new plans for visionary efforts at AFLDS over the next several months, including its mission to expose CDC and FDA corruption and "Drain the Science Swamp."

###

About AFLDS

America's Frontline Doctors is the nation's independent authority on ethical and transparent standards in science, health, and human rights. We provide individuals with unbiased and accurate information from the world's top experts in medicine and law so you can be empowered with facts to protect your rights, take care of your health, and safeguard your future. AFLDS.org

Media Contact Lisa Alexander, Communications Director | Media@AFLDS.org



PROVIDENT LAW

Exhibit I



November 3, 2022

Lauren Bradford
3860 20th Ave SE
Naples FL 34117

Re: Suspension of Employment

Dear Ms. Bradford,

Thank you for your past service to AFLDS. It has come to my attention that you have failed to comply with explicit instructions regarding communications with Mr. Gilbert, and explicit instructions to report directly to the Executive Director Lisa Andrzejewski and obtain her approval of any of your AFLDS actions or communications. Effective immediately, you are suspended without pay pending an internal investigation, and we will contact you within the next week to schedule further discussions about your future with AFLDS.

Please be advised, you (and any entity you manage or own) no longer have authorization to act on behalf of AFLDS in any capacity, nor present yourself to anyone as a representative of AFLDS in any way. Furthermore, you no longer have authorization to use, send, post, share, or otherwise access any AFLDS content, materials, or any other property belonging to AFLDS, and any further actions presuming such authority will be prosecuted to fullest extent of the law.

Sincerely,

Simone Gold, MD, JD

Dr. Simone Gold
President and Board Chairman
Free Speech Foundation