IN THE CHANCERY COURT OF WASHINGTON COUNTY, TENNESSEE AT JONESBOROUGH

DAN A. NICOLAU, Plaintiff, v.]]]	Civil Action No.: 18-CV-0628
KENNETH KRAMER, Defendant.]	
•	ORDER	

This cause came on to be heard this 17th day of June, 2019, before the Honorable John C. Rambo, Chancellor for the First Judicial District of Tennessee, at 108 West Jackson Boulevard, Jonesborough, Tennessee 37659. Present were the Plaintiff, Dan Nicolau and his counsel, Richard Phillips.

Upon the record, the exhibits, and the testimony of the plaintiff in open Court, this Court hereby FINDS as follows:

- This Court has jurisdiction over this matter wherein the Defendant disseminated the
 defamatory language online with heavy use of location-specific language. The Defendant
 knew of the effect of his actions and intended to reach Plaintiff's patients and potential
 patients and thereby cause harm to the Plaintiff.
- 2. That although the plaintiff was never accused of having committed, and never committed, sexual misconduct, the defendant nonetheless both published, and refused to remove,
 defamatory information indicating or suggesting on the webpage psychsearch.com that the plaintiff had committed sexual misconduct.
- 3. That although the plaintiff was never accused of having begun a romantic relationship with a patient, nor did he begin any romantic relationship with any patient, the defendant nonetheless both published, and refused to remove, defamatory information indicating or suggesting on the webpage psychsearch.com that the plaintiff had begun a romantic relationship with a patient.

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- 4. That the defendant's defamatory publication did cause harm to the extent to which plaintiff can earn a living.
- 5. That defendant was properly served and noticed to this hearing pursuant to Tennessee Code Annotated § 21-1-204.

It is, therefore, ORDERED, ADJUDGED, and DECREED as follows:

- 1. Defendant shall remove the defamatory article or articles from psychsearch.com and from any other publication or web site or page containing any such defamatory language as provided above.
- 2. Plaintiff is awarded, against the Defendant, compensatory damages in the amount of five hundred thousand U.S.D. (\$500,000.00) and punitive damages in the amount of five hundred thousand U.S.D, (\$500,000.00).
- 3. Costs of this cause are taxed to the Defendant.

day of June, 2019.

Honorable John C .Rambo, Chancellor

Drafted by:

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CERTIFICATE OF SERVICE

I, the undersigned, do hereby certify that a true and exact copy of the foregoing Order was served upon Kenneth Kramer at his last known address of 1604 Gentry Street, Clearwater, FL 33755 by placing said copy in United States Certified Mail, Return Receipt Requested this day of June, 2019.

Richard Phillips