

Filing # 141976600 E-Filed 01/13/2022 06:20:18 PM

IN THE CIRCUIT COURT OF THE FIFTEEN JUDICIAL CIRCUIT  
IN AND FOR PALM BEACH COUNTY, FLORIDA  
CIVIL ACTION

STEPHEN J. DIBERT

CASE No. CACE-

vs.

MUGSHOTS.COM, LLC,

A Delaware Corporation;

SAHAR SARID,

An individual,

THOMAS KEESEE,

An individual,

RAYMOND CALDERIN,

An individual,

WILLIAM R. HENNIKA,

An individual,

And

WAYNE DAVID COLLINS,

An individual;

Defendants

\_\_\_\_\_ /

**COMPLAINT FOR DAMAGES**

Comes now STEPHEN J. DIBERT (Dibert), by and through the undersigned counsel, and hereby file this, their Complaint against MUGSHOTS.COM, LLC, (hereinafter Mugshots), SAHAR SARID (hereinafter Sarid), THOMAS KEESEE (hereinafter Keese) RAYMOND CALDERIN (hereinafter Calderin), WILLIAM R. HENNIKA (hereinafter Hennika) and WAYNE DAVID COLLINS (hereinafter Collins), and in support thereof state and allege:

## NATURE OF THE ACTION

This is an action for Libel Per Se and Civil Conspiracy.

## JURISDICTION AND VENUE

1. Under Florida Statutes §26.012, this Court has jurisdiction over the subject matter of this action. This is an action claiming damages in excess of \$30,000.00 not including attorney's fees and costs.
2. Venue is proper in Palm Beach, Florida pursuant to §47.011, Fla. Stat., as the causes of action have accrued in Palm Beach County, Florida, and Plaintiff and some Defendants reside in Palm Beach County.
3. The proper Plaintiff is STEPHEN J. DIBERT, an individual residing in Palm Beach, Florida.
4. The proper Defendants are Mugshots, Sarid, Keese, Calderin, Hennika and Collins.

## FACTS

5. The individual Plaintiff, is a resident of Palm Beach County, Florida, over the age of eighteen (18) years, and otherwise sui juris.
6. Defendant, Mugshots is a Delaware Limited Liability Company, which operates the website Mugshots.com, which has published the defamatory statements, that have been read in Palm Beach, Broward and Miami-Dade Counties by potential clients, business associates and friends of Plaintiffs.
7. Defendant Sarid and Keese are individuals, residents of Broward County, Florida, over the age of eighteen (18) years, and otherwise sui juris.
8. Defendant Calderin is an individual, resident of Miami-Dade County, Florida, over the age of eighteen (18) years, and otherwise sui juris.
9. Defendant Hennika is an individual, who now resides in Wayne County Michigan, over the age of eighteen (18) years, and otherwise sui juris.
10. Defendant Collins is an individual, resident of Broward County, Florida, over the age of eighteen (18) years, and otherwise sui juris.

**CONNECTIONS BETWEEN DEFENDANTS WHICH MADE THE CONSPIRACY**

**POSSIBLE**

11. Defendants Sarid and Keesee are the owners/operators of Mugshots, a company which operates a website focusing mainly in the publication of arrest booking photographs obtained from different corrections departments and sheriff's offices across the U.S..

12. Mugshots profits from charging the arrestees for the removal of their photograph from the public view. The actions of Mugshots have been described as abusive towards the arrestees and led to criminal charges against Sarid and Keesee for extortion, brought by then California's Attorney General of California, Xavier Becerra in the Los Angeles Superior Court. In the year 2021, Florida's Legislature passed F.S. § 901.43 to curb the above-described abuses of this industry.

13. At the time of the arrest and extradition of Defendants Keesee and Sarid, in South Florida, for the pending charges in California, Keesee was represented by attorney Frank Gil, the brother of Defendant Calderin, who is also an attorney licensed in Florida. The bond was posted through the services of Defendant Collins. Calderin and Gil have been Collins' attorneys for many years.

14. The connection with Hennika developed later. Defendants found out through Court docket search that Hennika had sued Plaintiff Dibert in the County Court of the Fifteenth Judicial Circuit of Florida, in case No. 50-2019-SC-10933-XXXX SB and that Mr. Dibert prevailed at trial, upsetting Hennika greatly. Defendants approached Hennika to join forces and participate in the dissemination of false information and defamation of Dibert.

15. At this point, attorney Calderin (through his brother Gil) and Collins, had direct personal access to Sarid and Keesee, who controlled the widely viewed and popular website Mugshots.com.

16. The Mugshots website had a section where comments about arrests or sentences corresponding to outrageous crimes were posted.

17. At the request of Collins and Calderin, Sarid, Mugshots and Keesee conspired with them to publish articles about Dibert even though the it did not involve arrests nor sentencings. It involved in fact an unlawful and tortious agreement by these parties to destroy Dibert's reputation as retribution for having published true but undesirable facts about Collins in MFI-Miami.

### **THE PUBLICATIONS**

18. On February 28, 2020, pursuant to the plan developed by Collins, Calderin, Sarid, Keesee and Mugshots, an article was published, hereby attached as Exhibit "A".

19. The article is entitled: "Stephen Dibert: Boca Raton FL man accused of stealing \$2,400.00 from landlord."

20. In the article, the publishers mislead the readers by describing a small claim case where a roommate tries to recover funds stolen by a third party, and instead describe it as if Mr. Dibert had stolen from a landlord.

21. The plain reading of the statement of claim clearly shows that no landlord is involved, that another party is accused of theft, not Mr. Dibert and that the reading of the court documents, only support the view that Hennika wanted Dibert to pay because his friend had allegedly stolen money and the case revolved around whether Mr. Dibert's offer to help Hennika without an acceptance resulted in a contract. The Court did not believe it did.

22. Hennika's Statement of Claim, and the Final Judgment with findings does not remotely support the statement that Dibert was accused of stealing. The publication was the result of the conspiracy and the premeditated, malicious and coordinated attack of all Defendants against Mr. Dibert's reputation.

23. Hennika together with the other Defendants created the false narrative about the theft. The possible payment in installments suggested in the article could only come from Hennika since it was not part of the allegations in the Court file.

24. On March 12, 2020, pursuant to the plan developed by Collins, Calderin, Sarid, Keesee, Kennika and Mugshots, another article was published, hereby attached as Exhibit "B".

25. The article is titled: "The Incredibly Creepy World of Stephen Dibert".

26. In the article, Dibert is accused of expressing “misogynists comments directed at an attorney” without providing any facts or verification. Accused of a crime described as “ripping off senior citizens”, certainly one of the most despicable accusation one can receive.

27. On March 19, 2020, pursuant to the plan developed by Collins, Calderin, Sarid, Keesee and Mugshots, another article was published, hereby attached as Exhibit “C”.

28. The article is titled: “David Wayne Collins bail bondsman: David Wayne Collins’ reputation as a bail bondsman is being trashed online with fake news and fake websites.”

29. In the article, Dibert is accused of “cyber-bullying”, blackmailing, being paid to create a false narrative and extortion for \$50,000.00. He is also called a “low life crook who lives in a garage” and a “travelling gypsy.”

30. The allegations of crimes and misconduct constitute liber per se and damage Dibert professionally and personally.

27. Mr. Collins’ connection to the publications was revealed in the following manner: when the publications were first made, they were brought to the undersigned counsel’s attention. Upon reviewing them, it was noticed that the publications had a statement at the end, referring any questions or comments to “Esq. Ray Calderin”. The manner in which it was written (Esq. before the name and the name Raymond abbreviated), made it clear that Raymond Calderin (who has represented Mr. Collins before, and is still Mr. Collins attorney) did not write the publication. However, in an abundance of caution, the undersigned contacted attorney Calderin, who confirmed immediately that he was not the author of the publication. However, minutes later, the reference to Mr. Calderin disappeared from the Mugshot publications. This constitutes undeniable proof that Mr. Collins, was contacted by his attorney regarding the use of the attorney’s name, and had the publication modified. The immediate change in the publication, positively identifies Mr. Collins, Calderin, and their co-conspirators inside Mugshots as the authors of this publication and all other publications defaming the Alfonsos and Dibert that appeared in Mugshot.

28. The false statements were read by prospective clients, friends, business associates and family of the Plaintiff, causing damages, loss of business and damage to their reputation. Just to name a few, Dominick Sammarone from New York, Kerry Lennon from New York, Kelly Anne

Barrette from Delray Beach, Florida, former syndicated TV host Richard Bey from Florida, Christopher Mitchell from Delray Beach, Ari Whiteman from Delray Beach, Tracy Caruso, State Representative Michael Caruso from Florida, former Assistant State Attorney Theresa Bowman from Palm Beach, Florida and countless others.

29. The statements are false, uttered with malicious intent and part of a smearing campaign concocted by all the Defendants.

30. In March, 2020, Mr. Dibert sent an email to Mugshots requesting the removal of the Publications. Additionally, in October 2021, a retraction letter was sent to Defendant, but as of the date of this filing, the publications are still posted online.

**COUNT I**

**LIBEL PER SE**

(by DIBERT against all Defendants)

Plaintiffs re-allege all facts contained in paragraphs 1 through 30 above and further allege the following:

31. This is an action alleging Libel Per Se against the above Defendants, seeking damages that exceed \$30,000.00.

32. As more specifically described in paragraphs 1 through 29 above, Defendants Mugshots, Sarid, Keese, Calderin, Kennika and Collins repeatedly published false and defamatory statements regarding Plaintiff.

33. The statements published defamed Dibert in his personal and professional capacity and accused him of criminal activity. The statements are false.

34. The statements constitute libel per se because they are false accusations of dishonesty, lack of integrity and untrustworthiness and accusations of criminal activity, directly attacking Plaintiff's professional and personal reputations.

35. As a direct and proximate result of the false publications, Dibert suffered damages caused by Defendants libelous actions, resulting in economic losses and damage to reputation, entitling Plaintiff to general damages and actual and compensatory damages proved at the time of trial.

36. The false statements have come to the attention of family members, friends, acquaintances and business associates, prospective clients and companies and individuals who normally recommend Dibert, including but not limited to those named in paragraph 28 above, causing those individuals to doubt or question Plaintiff's integrity or hesitate in using their services. As a result, Plaintiff suffered damages.

37. Defendants' actions in knowingly publishing the false statements were intentional and done with express and implied malice on the part of Defendants. Defendants knew that the statements were false when they published them. Nonetheless, Defendants published such false statements recklessly and in conscious disregard of the truth. Further, Defendants committed such acts maliciously, oppressively and fraudulently, with ill will and an evil intent to defame and injure Plaintiff. Plaintiff therefore seek an award of exemplary and punitive damages in an amount to be proven at trial.

**WHEREFORE**, Plaintiff pray that this Honorable Court:

1. Enters Judgment against Defendants and in favor of Plaintiff for damages in an amount to be proved at trial; reserve the right to plead and prove punitive damages, cost of suit and such other and further relief as this Court may deem just and proper.

**REQUEST FOR JURY TRIAL**

The Plaintiffs hereby request a trial by jury.

**COUNT II**

**CIVIL CONSPIRACY**

(Against Mugshots, Collins, Sadir, Keese, Calderin, and Hennika)

38. Plaintiff realleges the allegations set forth above in paragraphs 1 through 29 as if set forth herein in full.

39. Defendants Mugshots, Collins, Sadir, Keese, Calderin, and Hennika are parties to a civil conspiracy.

40. Defendants conspired to do an unlawful act, to wit, to engage in defamation and destruction of Dibert's reputation, as well as extortion, blackmail and undue pressure by repeatedly publishing defamatory statements, with the purpose of silencing Mr. Dibert and his blog.

41. Each publication was an illegal act, forming a pattern of illegal acts directed to obtain the unlawful result as designed by Defendants.

42. Defendants committed overt acts by engaging in the defamatory publications, attacking the reputation blackmailing and extorting Dibert in furtherance of their conspiracy, including the preparation of the different publications containing the false representations.

43. Defendants' conspiracy and their respective overt acts caused Plaintiff to suffer damages.

**WHEREFORE**, Plaintiffs demand damages against Defendants Mugshots, Collins, Sadir, Keese, Calderin, and Hennika for civil conspiracy and such other relief this Court deems just and proper.

#### **REQUEST FOR JURY TRIAL**

The Plaintiffs hereby request a trial by jury.

Dated: January 13, 2022.

Respectfully submitted.

/s/ Claudio R. Cedrez Pellegrino

Claudio R. Cedrez Pellegrino, Esq.

Bar No. 43521

**For Claudio R. Cedrez, LLC**

**Attorney for Plaintiff**

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EXHIBIT "A"

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# STEPHEN DIBERT

Date added: 2/28/2020

Reddit Tweet Share



## STEPHEN DIBERT: BOCA RATON FL MAN ACCUSED OF STEALING \$2400.00 FROM LANDLORD — 2,

Mugshots.com Writing Staff 02/28/20

Boca Raton, FL – Stephen Dibert of MFI, Miami, residing at 350 NE 28<sup>th</sup> Terr. Boca Raton FL 33431 landlord of stealing \$2400.00 dollars. Mugshots.com has obtained documents stating just that. Dit rented room and shared the residence with the property owner. The owner left for work in the morn the \$2400.00 in a bedroom safe. Upon his return home, the owner discovered the money was miss. Dibert. Dibert passed the blame off on his girlfriend at the time; who was the only other person in t The girlfriend admitted to stealing the money. In our opinion: Dibert most likely put her up to it, sc rented room. Sources say there was some sort of overture made to pay back the missing \$2400.00 o sort of agreement was made; we can only assume it was not lived up to, and the entire shady incidei Fifteenth Judicial Circuit Court in Delray Beach FL.

The court ultimately decided with Dibert, as there were no witnesses and the blame game was end result is the now \$2400.00 dollars poorer landlord is up the creek without a paddle.

The moral of the story: South Fl having a large segment of Ne'er-do-wells, transients and drug never be to careful who you rent to. Whether inviting people to rent a room (the most dangerous) or we recommend a full background and credit check coupled with an earnest face to face interview. N unless you're are prepared to lose them and always trust your gut.

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Mugshots.com : 183206751

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mugshots.com definitions:

Arrest or booked: An arrest is the act of depriving a person of his or her liberty usually in relation to the purported investigation or prevention of crime and presenting (the arrestee) to a procedure as part of the criminal justice system. The term is Anglo-Norman in origin and is related to the French word arrêt, meaning "stop".

The question whether the person is under arrest or not depends not on the legality of the arrest, but on whether the person has been deprived of personal liberty of movement. Including but not limited to; a traffic stop, citation issuance or initial investigation of alleged crime scene.

The word "arrest" on Mugshots.com means the apprehension of a person or the deprivation of a person's liberty.

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EXHIBIT "B"

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Arrest Record Search  
Jose Lopez-gonzalez MD

### STEPHEN DIBERT : THE INCREDIBLY CREEPY WORLD OF STEPHEN DIBERT — 3/12/2020



“Mugshots.com Writing Staff 0312-20  
Mugshots.com has discovered many unflattering and creepy things about alleged Film-Flam man, Stephen Dibert. From misogynist comments directed at an attorney - to ripping off senior citizens and more. Here are just a sample of what people are saying about Stephen Dibert:  
One family member of a Dibert senior victim told Mugshots.com, "Wow I can't believe what I'm seeing. Steve Dibert rented a room from my 81-year-old ...”

Continue reading  
Arrest Record Search  
Stephen Dibert ANY

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EXHIBIT “C”

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**NOTICE:** MUGSHOTS.COM IS A NEWS ORGANIZATION. WE POST AND WRITE THOUSANDS OF NEWS STORIES A YEAR, MOST WANTED STORIES, EDITORIALS (UNDER CATEGORIES - BLOG) AND STORIES OF EXONERATIONS. OUR CONTENT REVOLVES AROUND CRIME, ARRESTS AND THE FIRST AMENDMENT. WE BELIEVE IN THE CONSTITUTION AND OUR FIRST AMENDMENT RIGHT TO PUBLISH UNPOPULAR SPEECH. OPEN RECORD LAWS WERE WRITTEN TO PROTECT THE PUBLIC; BY INFORMING THE PUBLIC OF ARRESTS AND TO HOLD LAW ENFORCEMENT ACCOUNTABLE FOR THE HUMANE TREATMENT OF ARRESTEES. MOST OF, IF NOT ALL "MUGSHOT LAWS" WERE CRAFTED TO PROTECT THE PUBLIC FROM FEES FOR REMOVAL OF ONLINE MUGSHOTS AND TO FURTHER PROTECT THE PRESS FROM THOSE VERY SAME "MUGSHOT LAWS". **TO BE CLEAR:** WE DO NOT ACCEPT PAYMENT FOR REMOVAL OF ARREST INFORMATION AND/OR BOOKING PHOTOGRAPHS. [MORE...](#)

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MARK DAVID GLENN →

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## DAVID WAYNE COLLINS BAIL BONDSMAN

Date added: 3/19/2020

Arrest Record Search

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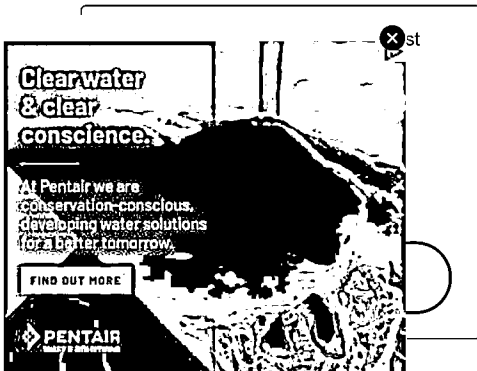
DAVID WAYNE COLLINS BAIL BONDSMAN: DAVID WAYNE COLLINS' REPUTATION AS A BAIL BONDSMAN IS BEING TRASHED ONLINE WITH FAKE NEWS AND FAKE WEBSITES — 3/19/2020

Mugshots.com Writing Staff 03-19-20

We have come to learn through our on-going investigation that bail bondsman David Wayne Collins is being CYBER-BULLIED by Stephen Dibert (pictured) of MFI-Miami. Mr Dibert is being paid to create a false narrative about Mr. Collins on-line; by none other than Yosvani Alfonso (pictured).

We here at Mugshots.com have uncovered what we believe to be source of Alfonso's ire. Back on 02-27-20; we wrote a story chronicling a near deadly beating that Alfonso of A1 Magic Bail Bonds LLC, Miami and/or his agents heaped on a criminal defendant, who had not missed a court date. It appears David Wayne Collins was acting as the fiduciary for this now, ill-fated bond transaction and many others for Alfonso. Upon being notified of the unjust and horrific beating this defendant took at the hands of Alfonso's agents, Collins stepped-in and did the right thing; Mr. Collins utilized a portion of Alfonso's bond deposits to pay the battered defendant's mounting medical bills. (A percentage of every bondman's fees are escrowed and held until the conclusion of each underlying case.) Apparently, this did not sit well with Yosvani Alfonso, who began threatening David Wayne Collins with retribution, unless Collins re-escrowed the fee percentage for the benefit of Alfonso. Collins un-waivered, stood his ground, being the consummate professional and understanding the legal exposure Alfonso had opened up for Collins, his company and the Surety company.

Enter near-do well Dibert, (now adding blackmail to his resume) who we believe was acting on Alfonso's direction, as these two begin to ratchet up the pressure on Collins for the return of emergency held fees. We believe, all the online rhetoric on Collins posted by Dibert/MFI Miami (his now shell company) and Alfonso are a direct attempt by Alfonso to pressure and extort Collins. Collins himself

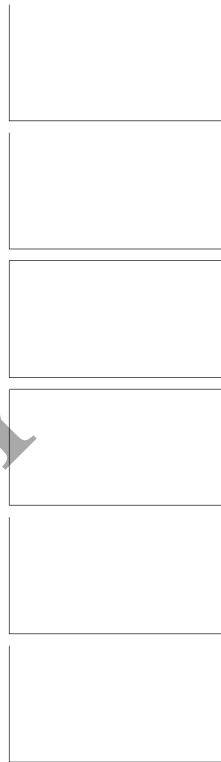


believes this stating, "Dibert and Alfonso tried to extort me for fifty thousand (\$50,000.00) dollars, not to post lies about me on the internet."

We interviewed Collins by phone and he had a lot of interesting things to say: "These stories are a bunch of lies and it's a shame that anyone can create a false narrative online like this. Mr. Alfonso and his wife have over a dozen pending lawsuits and foreclosures for non-payment to banks. Anyone who crosses paths with them could get ripped off." Collins was also quoted as saying that "Stephen Dibert is a low life crook who lives in a garage, is a traveling gypsy and drives a 20-year-old Honda Civic." Collins further expounded: "As for Yosvani Alfonso; he pays nobody and drives around in a Mercedes, lives in a very expensive home in Weston FL; (on which he hasn't made a mortgage payment on in 9 years) and the home is in foreclosure. Mr. Alfonso has no loyalty or shame. He married Elbita Koontz now Alfonso, who was Yosvani Alfonso's former best friend's wife. This is unthinkable; first you steal your best friends' wife and then you deny him access to his kids." It appears to us; Alfonso was not content to steal his ex-best friends' wife. He wanted to steal his life. Collins went on to say, "You can find Alfonso at; HempXtra 4146 SW 64th Ave, Davie, FL 33314. In case you need to serve him legal documents. You will know him when you see him; he's a Cuban refugee, he has bad breath, a greasy face, both arms are covered in tattoos, practices Voo Doo and attends swingers' parties dressed in Pink Leather answering to Miss Kitty."

Collins says he told them, "no way he will pay a penny." This scenario sounds familiar as we reported: Alfonso, did the same thing to a FL attorney, filed a formal bar complaint against said attorney and then filed a federal affidavit recanting his testimony, admitting he lied and made it all up to bilk the attorney out of cash.

We will let you draw your own conclusions about Dibert and Alfonso!



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External Links:

- mugshots.com - <https://mugshots.com/Current-Events/YOSVANI-ALFONSO.183242622.html>
- mugshots.com - <https://mugshots.com/Blog/YOSVANI-ALFONSO-ELBITA->
- mugshots.com - <https://mugshots.com/Current-Events/STEPHEN-DIBERT.183206751.html>

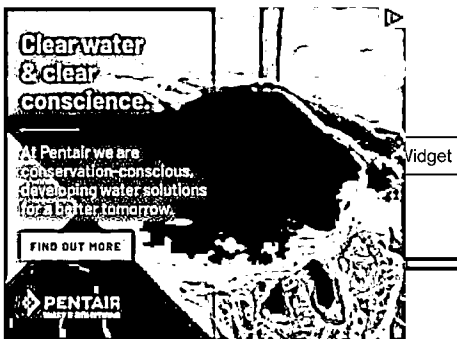
Do you know of a related media coverage to this person and/or arrest? [Submit a link now](#)

Mugshots.com : 183306869

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unconstitutional mugshot laws, exonerations, arrest records, FBI most wanted, editorials, opinion





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mugshots.com definitions:

Arrest or booked: An arrest is the act of depriving a person of his or her liberty usually in relation to the purported investigation or prevention of crime and prevention of crime and punishment in the criminal justice system. The term is Anglo-Norman in origin and is related to the French word arrêt, meaning "stop".

The question whether the person is under arrest or not depends not on the legality of the arrest, but on whether the person has been deprived of personal liberty by the police, a judge or other authority. The mere questions and/or reports presented on this website about a possible arrest of a person are not an implication of an actual arrest.

The word "arrest" on Mugshots.com means the apprehension of a person or the deprivation of a person's liberty.

The word "booked", when used by mugshots.com, is identical in meaning to the word "arrest".

Mugshot - A photograph of usually a person's head and especially face; specifically : a police photograph of a suspect's face or profile." - Merriam Webster dictionary

"Mugshot unavailable": A mugshot may or may have not been taken by authorities.

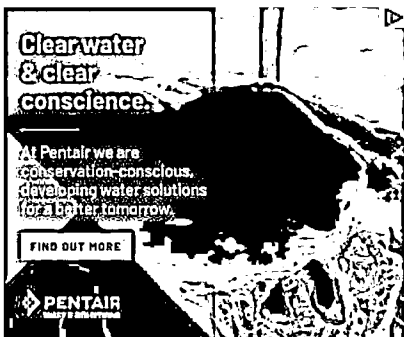
"hit" or "view": An internal web visit measurement unit. Data provided to our visitors is estimated and may not be accurate. No guarantee of accuracy is made herein.

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