

FILED

SUPERIOR COURT OF CALIFORNIA
COUNTY OF ORANGE
CENTRAL JUSTICE CENTER

JAN 12 2021

DAVID H. YAMASAKI, Clerk of the Court

BY: *Wing CLK* DEPUTY

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6 ERIC BRAHMS

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8 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **IN AND FOR THE COUNTY OF ORANGE**
10 **CENTRAL JUSTICE CENTER**

11 ERIC BRAHMS,
12 Plaintiff,

13 vs.

14 JOSEPH WILK, an individual; and DOES 1
15 through 10, inclusive,
16 Defendants.

) CASE NO.30-2020-01136400

) Assigned for all purposes to:
Judge Theodore R. Howard

) ~~PROPOSED~~
DEFAULT JUDGMENT BY COURT

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18 This Court, having reviewed the Request for Court Judgment (by Default), the Case
19 Summary and Memorandum of Points and Authorities and supporting declarations attached
20 thereto, and other such papers or evidence, hereby makes judgment against Defendant JOSEPH
21 WILK ("Defendant") pursuant to CCP § 585 and CRC 3.1800(a)(1) as follows:

22 1. On January 5, 2020, Defendant JOSEPH WILK posted an online article ("the Article")
23 entitled "RENNLIST allowing convicted scammer PTS-BRG or Eric Brahms operate on its
24 Porsche forums potentially targeting 991.2 members," on multiple websites, including
25 porscheboost.com, germanboost.com, boostaddict.com, domesticboost.com, europeanboost.com,
26 britishboost.com, exoticsboost.com, and importboost.com. The Article stated:

27 A. "There is something about high end cars that seems to attract absolute filth and
28 scammers. Such filth is Eric Brahms who operates under the username @PTS-BRG."

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B. "What he does is he gets your credit card info illicitly after entering into a transaction with you."

C. "He was banned from a Rolex forum 9 years ago for running his scam on Rolexes."

D. "He is likely trying the same here with Porsche parts (and now you know why BoostAddict refused to sell to him)."

E. "banned from Paypal and Ebay for fraud."

2. The Court finds that statements contained in the Article are false and defamatory for the stated reasons:

A. Plaintiff is not a "scammer."

B. Plaintiff does not "get your credit card info illicitly after entering into a transaction with you."

C. Plaintiff was never "banned from a Rolex forum 9 years ago [or any other time] for running a scam on Rolexes."

D. Plaintiff was not "likely trying the same here."

E. Plaintiff has never engaged in fraud on Paypal or Ebay, and he has active accounts on both Paypal and Ebay.

3. Damages are awarded in favor of Plaintiff ERIC BRAHMS as against Defendant JOSEPH WILK, for loss of earnings in the amount of \$121,816.00; loss of future earnings in the amount of \$1,793,398.20; emotional distress damages of \$1,000,000; and punitive damages of \$1,000,000; plus costs of \$702.30, for a total of \$3,915,214.20.

4. This Court orders Defendant to delete or remove the above-referenced Article from all sites, wherever posted, and Defendant is further enjoined from republishing the Article in the future, and from repeating or publishing the statements hereinabove adjudicated to be defamatory. To the extent Defendant

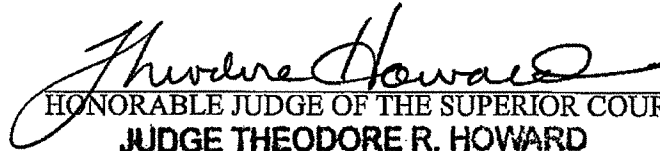
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fails to remove the Article within ten days of this Judgment, Defendant and/or
GoDaddy shall remove all the listed sites in their entirety.

IT IS SO ORDERED AND ADJUDICATED.

DATED: Jan. 12, 2021


HONORABLE JUDGE OF THE SUPERIOR COURT
JUDGE THEODORE R. HOWARD

SUPERIOR COURT OF CALIFORNIA, COUNTY OF ORANGE

Central Justice Center
700 W. Civic Center Drive
Santa Ana, CA 92702

SHORT TITLE: Brahms vs. Wilk

**CLERK'S CERTIFICATE OF MAILING/ELECTRONIC
SERVICE**

CASE NUMBER:
30-2020-01136400-CU-DF-CJC

I certify that I am not a party to this cause. I certify that the following document(s), Judgment dated 01/12/21, have been transmitted electronically by Orange County Superior Court at Santa Ana, CA. The transmission originated from Orange County Superior Court email address on January 12, 2021, at 10:41:10 AM PST. The electronically transmitted document(s) is in accordance with rule 2.251 of the California Rules of Court, addressed as shown above. The list of electronically served recipients are listed below:

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Clerk of the Court, by: Natasha, Deputy

CLERK'S CERTIFICATE OF MAILING/ELECTRONIC SERVICE