

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
MIAMI DIVISION

CASE NO. 23-21023-CIV-ALTONAGA

EDWIN GARRISON, *et al.*, on behalf of
themselves and all others similarly situated,

Plaintiffs,

v.

KEVIN PAFFRATH, GRAHAM
STEPHAN, ANDREI JIKH, JASPREET
SINGH, BRIAN JUNG, JEREMY
LEFEBVRE, TOM NASH, BEN
ARMSTRONG, ERIKA KULLBERG,
CREATORS AGENCY, LLC,

Defendants.

**NOTICE OF FILING AND PLAINTIFFS' REQUEST FOR A STATUS CONFERENCE
REGARDING DEFENDANT'S HARASSMENT TOWARDS COUNSEL**

Plaintiffs respectfully file these materials to the Court to provide Notice and context supporting their request for a status conference regarding Defendant Mr. Ben Armstrong's harassment towards Plaintiffs' counsel:

1. Declaration of Lorenza Ospina as **Exhibit A**.
2. Emails from Mr. Ben Armstrong to Plaintiffs' Counsel as **Exhibit B**.
3. Tweets posted by Mr. Ben Armstrong on his Twitter page, as **Exhibit C**.

Dated: March 20, 2023

Respectfully submitted,

By: /s/ Adam Moskowitz

Adam M. Moskowitz

Florida Bar No. 984280

adam@moskowitz-law.com

Joseph M. Kaye

Florida Bar No. 117520

joseph@moskowitz-law.com

THE MOSKOWITZ LAW FIRM, PLLC

2 Alhambra Plaza, Suite 601
Coral Gables, FL 33134
Telephone: (305) 740-1423

By: /s/Stuart Z. Grossman

Stuart Z. Grossman
Florida Bar No. 156113
Manuel A. Arteaga-Gomez
Florida Bar No. 18122

GROSSMAN ROTH YAFFA COHEN, P.A.

2525 Ponce de Leon Boulevard, Suite 1150
Coral Gables, FL 33134
Ph: 305-442-8666
Fx: 305-285-1668
szg@grossmanroth.com
aag@grossmanroth.com

By: /s/Stephen Neal Zack

Stephen Neal Zack
Florida Bar No. 145215
Tyler Ulrich
Florida Bar No. 94705
BOIES SCHILLER FLEXNER LLP
100 SE 2nd St., Suite 2800
Miami, FL 33131
Office: 305-539-8400
szack@bsflp.com
tulrich@bsflp.com

By: /s/Jose Ferrer

Jose Ferrer
Florida Bar No. 173746
Michelle Genet Bernstein
Florida Bar No. 1030736
MARK MIGDAL HAYDEN LLP
8 SW 8th Street, Suite 1999
Miami, FL 33130
Office: 305-374-0440
jose@markmigdal.com
michelle@markmigdal.com
eservice@markmigdal.com

Co-Counsel for Plaintiffs and the Class

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the forgoing was filed on March 20, 2023, via the Court's CM/ECF system, which will send notification of such filing to all attorneys of record, and sent to Mr. Armstrong at his e-mail address of bitboy@bitboycrypto.com. I also certify that a copy will be served on all Defendants via process server along with the Summons and Complaint.

By: /s/ Adam M. Moskowitz
Adam M. Moskowitz

Exhibit A

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

CASE NO.: 23-21023-CIV-ALTONAGA/Damian

EDWIN GARRISON, *et al.*, on behalf
of himself and others similarly situated,

Plaintiffs,

v.

**KEVIN PAFFRATH, GRAHAM
STEPHAN, ANDREI JIKH, JASPREET
SINGH, BRIAN JUNG, JEREMY
LEFEBVRE, TOM NASH, BEN
ARMSTRONG, ERIKA KULLBERG,
CREATORS AGENCY, LLC,**

Defendants.

_____ /

DECLARATION OF LORENZA OSPINA

I, Lorenza Ospina, hereby declare as follows:

1. I have personal knowledge of the facts stated herein, and if called upon as a witness, I would and could testify competently to the matters set forth herein.
2. I am a citizen and resident of the State of Florida and am over the age of 18.
3. I am a Paralegal at the Moskowitz Law Firm. I am also primarily responsible for handling all phone calls received to the firm's main line.
4. On March 17, 2023, at 1:04 pm, I responded to a call to our firm's phone from an "Anonymous" number. The individual on the line had a male voice and asked for Adam Moskowitz and began ranting about the First Amendment Rights. He became vulgar, so I ended the call.

CASE NO.: 23-21023-CIV-ALTONAGA/Damian

5. Immediately after I disconnected the call, I received numerous, additional, back-to-back calls from an Anonymous number. Between 1:04 pm and 1:43 pm, a total of 21 calls were received. *See* Call Log, attached as **Exhibit 1**.

6. During this time, I also received 3 voicemails on the firm's phone system, RingCentral, which automatically transcribes the messages. A copy of the transcribed messages as received by RingCentral is attached as **Exhibit 2**.

7. When I checked the firm's "Form Submission" page that same day, I found some threatening e-mails, which are attached as **Exhibit 3**.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and accurate to the best of my knowledge and belief.

Executed March 20, 2023

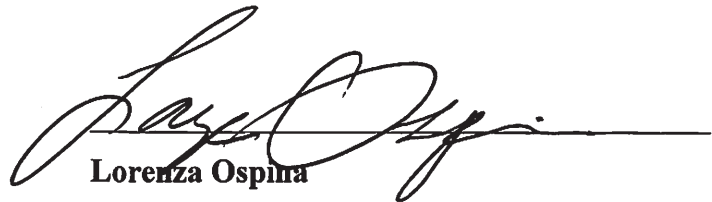

Lorenza Ospina

Exhibit 1

Please review your emergency location. Responders will be sent there if you make an emergency call. [Review Location](#)

Search



Message

CALL HISTORY



All calls



Phone

Missed calls



Video

Call recordings



Text

VOICEMAIL



All voicemail



Fax

HUD



Extensions



Contacts

CONFERENCE



Conference calls



More

Make a call

Missed calls

Filter call history



Explore the new Phone experience.

[Try it now](#)

Unknown	Missed call	3/17 1:43 PM
Unknown	Missed call	3/17 1:43 PM
Unknown	Missed call	3/17 1:30 PM
Unknown	Missed call	3/17 1:30 PM
Unknown	Missed call	3/17 1:24 PM
Unknown	Missed call	3/17 1:24 PM
Unknown	Missed call	3/17 1:23 PM
Unknown	Missed call	3/17 1:23 PM
Unknown	Missed call	3/17 1:21 PM
Unknown	Missed call	3/17 1:19 PM
Unknown	Missed call	3/17 1:11 PM
Unknown	Missed call	3/17 1:11 PM



Apps



Company settings



Settings



Resource Center

- CALL HISTORY + ^
 - All calls
 - Missed calls**
 - Call recordings
- VOICEMAIL ^
 - All voicemail
- HUD ^
- Extensions
- CONFERENCE + ^
 - Conference calls
- [Make a call](#)
- Apps
- Company settings
- Settings
- Resource Center

Missed calls

Filter call history

Explore the new Phone experience.

[Try it now](#)

Unknown	Missed call	3/17 1:19 PM
Unknown	Missed call	3/17 1:11 PM
Unknown	Missed call	3/17 1:11 PM
Unknown	Missed call	3/17 1:10 PM
Unknown	Missed call	3/17 1:10 PM
Unknown	Missed call	3/17 1:10 PM
Unknown	Missed call	3/17 1:10 PM
Unknown	Missed call	3/17 1:09 PM
Unknown	Missed call	3/17 1:09 PM
Unknown	Missed call	3/17 1:09 PM
Unknown	Missed call	3/17 1:06 PM
Unknown (956) 605-8501	Missed call	3/17 1:03 PM
Unknown (404) 490-9558	Missed call	3/17 1:01 PM

Exhibit 2

Message

Phone

Video

Text

Fax

Contacts

More

CALL HISTORY + ^

All calls

Missed calls

Call recordings

VOICEMAIL ^

All voicemail

HUD ^

Extensions

CONFERENCE + ^

Conference calls

[Make a call](#)

Apps

Company settings

Settings

Resource Center

All voicemail

Explore the new Phone experience. [Try it now](#)

	Unknown (216) 224-5917		00:31		3/18 11:38 AM
	Unknown (808) 268-8466		01:36		3/17 6:15 PM
	Unknown		00:29		3/17 5:38 PM
	Another class of him doing this because I simply couldn't believe it when I saw they're playing games with people's lives, that's not right. I'm to expose a few accidents what they really are and what can I say that video in a month before F P X glass and to be clear. I am not claiming that big boy. It's horrible. I think it was locked under.				
	Unknown		00:16		3/17 1:22 PM
	Can you [...] why do you guys hate free speech, so type of loan to we're gonna send first amendment protesters, I believe and free speech at your [...], house were each and every one of your [...] lawyer sleep at night. All your home addresses are being sick. They don't read it you [...] Cox.				
	Unknown		00:30		3/17 1:07 PM
	Hey, it's Adam asked was there that little [...] boy. So you never heard of the first Amendment you think if I go on YouTube and I say, Hey, I my personal opinion is I like such and such company. But I guess isn't financial advice don't buy him, but my personal opinion is like. Yeah, I think they're okay or whatever and then like a year later that company goes bankrupt, you think you can see me you [...] sucker. So we're going to have a first amendment protesters around your house 247 day and night [...] boy, you're gonna learn about free speech in this country and you're [...] little.				

Exhibit 3

From: [info](#)
To: [Rejane Passos](#)
Subject: FW: Form Submission - Contact Form
Date: Friday, March 17, 2023 5:26:49 PM

From: Squarespace <form-submission@squarespace.info>
Sent: Friday, March 17, 2023 5:02 PM
To: info <info@moskowitz-law.com>
Subject: Form Submission - Contact Form

Sent via form submission from [The Moskowitz Law Firm](#)

Name: Jack Youoff

Email: bigbever@gmail.com

Phone: (773) 111-2222

Message: You're FUCKED! Filing frivolous lawsuits...prepare for hell. You were humiliated today. LOL!!!

Does this submission look like spam? [Report it here.](#)

From: [Squarespace](#)
To: [info](#)
Subject: Form Submission - Get Your FREE Case Review
Date: Thursday, March 16, 2023 9:55:59 PM

Sent via form submission from [The Moskowitz Law Firm](#)

Name: Alhamdullilah Akmed

Email: wskcbjrnthodw@protonmail.com

Phone: (123) 456-7890

Message: You're choosing war with an anonymous community while you yourself are not. Only a couple bitcoins get you and your family shot. Please be careful. These people are dangerous and you have provoked them

Does this submission look like spam? [Report it here.](#)

Exhibit B

From: ben armstrong <bitboy@bitboycrypto.com>
Date: March 16, 2023 at 7:23:19 PM EDT
To: Adam Moskowitz <Adam@moskowitz-law.com>
Cc: stephen@castellconsulting.com
Subject: Re: Meeting

Adam,

Hey mother fucker. Guess you do know who I am bitch. You are such an unbelievably dumb mother fucker that you are leading a lawsuit against me when I never even promoted FTX. Expect a counter suit bitch.

Hey Steven. You didn't tell me that your boy here is suing me. He's a toxic ambulance chasing cancer.

Thank you,

Ben Armstrong

On Jan 11, 2023, at 10:39 AM, ben armstrong <bitboy@bitboycrypto.com> wrote:

Hey Adam. I spoke with Stephen Castell and he said you may want to talk and meet about some of the cases you are working on and also can tell you what we are working on. This week is busy for me, but next week I should have plenty of time to talk and meet. Just let me know some days and times that work for you and we can get something scheduled. Thanks!

--

Thank you,



Ben Armstrong
BitBoy Crypto
mobile: [678.697.6766](tel:678.697.6766)
site: www.BitBoyCrypto.com
email: BitBoy@BitBoyCrypto.com





Disclaimer

The information contained in this communication from the sender is confidential. It is intended solely for use by the recipient and others authorized to receive it. If you are not the recipient, you are hereby notified that any disclosure, copying, distribution or taking action in relation of the contents of this information is strictly prohibited and may be unlawful.

This email has been scanned for viruses and malware, and may have been automatically archived by **Mimecast Ltd**, an innovator in Software as a Service (SaaS) for business. Providing a **safer** and **more useful** place for your human generated data. Specializing in; Security, archiving and compliance. To find out more [Click Here](#).

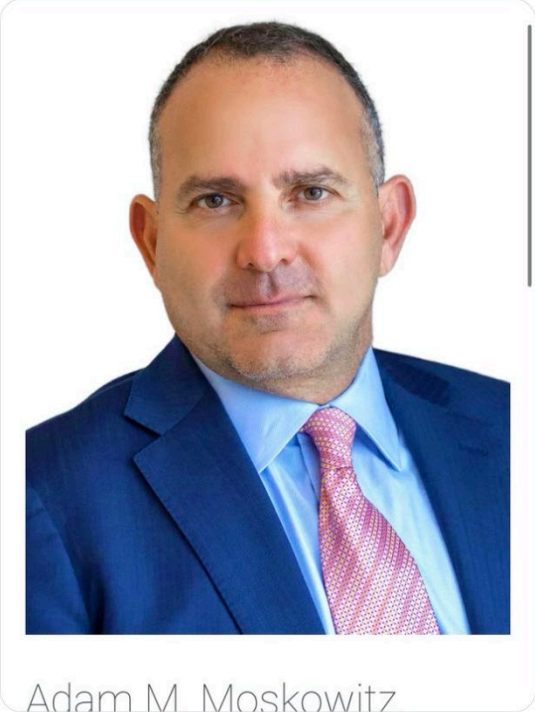
Exhibit C

SAMPLES OF BEN ARMSTRONG'S PUBLIC TWEETS






 **Ben Armstrong**  @Bitboy_Crypto · Mar 16 ...

Hi. My name is Adam Moskowitz. I'm an ambulance chasing douche bag who can't even do my own due diligence on crypto lawsuits.

I have zero integrity and a super small penis... which I actually tried to sue my own mother for. But just like all my other cases, I lost that one too



Adam M. Moskowitz

 470  142  1,624  390.1K 

 **Ben Armstrong**  @Bitboy_Crypto · Mar 16 ...

Like wtf lawyers chiming in saying I better be careful... LMAO you have to be kidding.

There is only one person who better be careful and it's Adam Moskowitz. I've already told him privately. YOU DO NOT GET TO MAKE LIES UP. You will be held accountable.#

 147  50  530  103.9K 



Ben Armstrong ✓
@Bitboy_Crypto

...

Leave a review for Adam. His law firm ambulance chases crypto cases and is a big reason why the government is able to run rough shot over our space. Man up and do your part. Let these people know we won't take it anymore.



google.com
The Moskowitz Law Firm · 3250 Mary St Suite 202, Miami,...
★★★★☆ · Law firm

9:19 PM · Mar 16, 2023 · 143.6K Views



Ben Armstrong ✓ @Bitboy_Crypto · Mar 16

...

Countersuit coming. The lawyers on this case can't possibly be more stupid. I've never had contact with anyone at FTX and never even had a reflink.

Show me you are dumb without telling me you are dumb.

I'm going to roast these Low IQ plebs and their lawyers



Coffeezilla ✓ @coffeebreak_YT · Mar 16

🚨 BREAKING: Youtubers promoting FTX are being sued in a class action lawsuit. Claiming \$1 billion in damages. 🤡 🧠

[Show this thread](#)

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
MIAMI DIVISION

EDWIN GARRISON, *et al.*, on behalf of
themselves and all others similarly situated,

Plaintiffs,

v.

KEVIN PAFFRATH, GRAHAM
STEPHAN, ANDREI JIKH, JASPREET
SINGH, BRIAN JUNG, JEREMY
LEFEBVRE, TOM NASH, BEN
ARMSTRONG, ERIKA KULLBERG,
CREATORS AGENCY, LLC,

Defendants.

CLASS ACTION COMPLAINT

JURY TRIAL DEMANDED

CASE NO.: _____

CLASS ACTION COMPLAINT AND DEMAND FOR JURY TRIAL

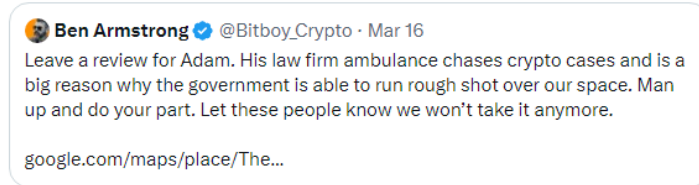
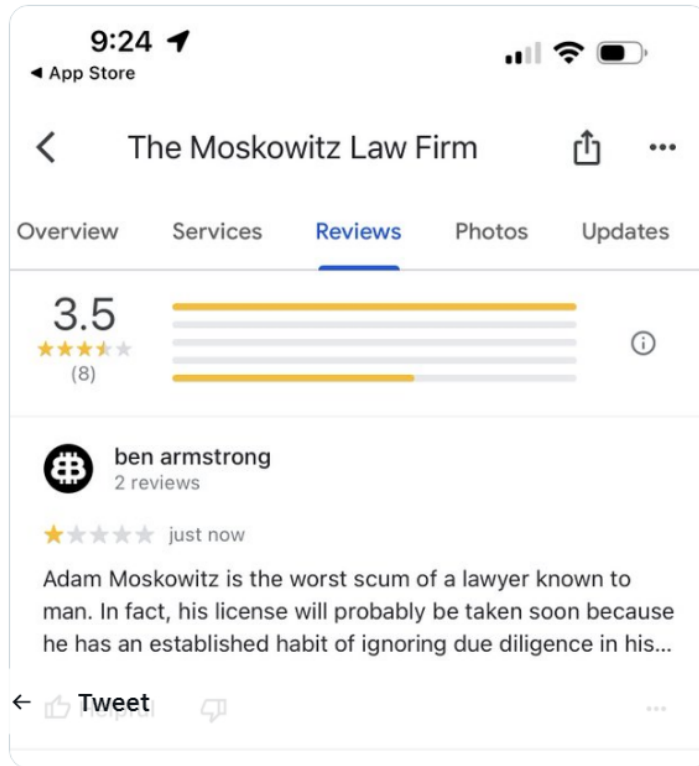
697 250 1,985 752.5K



Ben Armstrong ✓
@Bitboy_Crypto



I did my part



9:25 PM · Mar 16, 2023 · 92.6K Views

Ben Armstrong  @Bitboy_Crypto · Mar 16 ...
Like wtf lawyers chiming in saying I better be careful... LMAO you have to be kidding.

There is only one person who better be careful and it's Adam Moskowitz. I've already told him privately. YOU DO NOT GET TO MAKE LIES UP. You will be held accountable.#

 147  49  526  103.8K 

MEMER  @MemerAus ...

Replying to @Bitboy_Crypto



← Tweet



10:47 PM · Mar 16, 2023 · 38.5K Views

5 Retweets 130 Likes



Ben Armstrong  @Bitboy_Crypto · Mar 17

I am contacting the state of Florida today about going after Adam Moskowitz's license to practice law.

Not only is he shorter than the average American male, he's also a REALLY BAD lawyer



 213

 33

 499

 164.7K





Tweet



Monkey.D.Gaar @MonkeyDgaar · Mar 17



Replying to @Bitboy_Crypto

Lol ain't that photo from Bahamas when @Bitboy_Crypto literally found Sbf and opened the truth can to the world!!



1



1



257



BengeBlaze.eth @BengesBlazed · Mar 17



Replying to @Bitboy_Crypto



youtube.com

SECRET Altcoin Pick Prepares for MOOOOOON!!!! (Ethereum \$20k P...
Today we are discussing Bitcoin, Ethereum, and FTX's FTT token.
After the recent market crash, when can we expect these top coins t...



2



6



425

