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COMONWEALTH OF MASSACHUSETTS

WORCESTER, SS.

SUPERIOR COURT DEPARTMENT  
CIVIL ACTION NO.: 2585CV0035 D

Aidan Kearney, Plaintiff
v.
Lindsey Gaetani, Defendant

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**Plaintiffs' Complaint with Demand for Jury Trial**

**Parties**

1. The Plaintiff, Aidan Kearney ["Kearney" or "Plaintiff"] is a resident of Holden, Worcester County, Massachusetts.
2. The Defendant, Lindsey Gaetani ["Gaetani" or "Defendant"], is a resident of Medfield, County of Norfolk, Massachusetts.

**Facts Common to All Counts**

3. The Plaintiff restates and reavers paragraphs one and two as if expressly rewritten.
4. On multiple dates and occasions beginning in 2024, the Defendant, Gaetani has made defamatory statements about the Plaintiff.
5. On multiple dates and occasions beginning in 2024, the Defendant, Gaetani has written and published to her social media accounts and to other sources and media, defamatory statements about the Plaintiff.
6. The following paragraphs are separate and distinct examples of defamatory statements and writings made by the Defendant.
  - a. On or about June 29, 2024, the Defendant described the Plaintiff as "The abusive lying rapist himself" on a social media account;

- b. On June 29, 2024, the Defendant wrote, “[Do] not ever tag that rapist on my page ever again,” referring to the Plaintiff;
- c. On July 5, 2024, the Defendant wrote and posted, “[Kearney] IS a rapist,”;
- d. On July 17, 2024, the Defendant referred to the Plaintiff as, “[T]he abuser and rapist”;
- e. On August 14, 2024, the Defendant posted to her social media account, “Kearney abuses drugs...all the help in the world won’t cure his severe mental illness and personality disorder. And he will still be a rapist,;”
- f. In August, 2024, the Defendant posted to a social media account, “Let me make something very clear: AIDAN KEARNEY IS VERY MUCH A RAPIST”;
- g. On October 15, 2024, the Defendant wrote on her social media account, “It’s creepy that the rapist can’t stop talking about me,”;
- h. In October, 2024, the Defendant posted to a social media account, “based on the lies of the rapist himself, who is a felon,” when referring to the Plaintiff;
- i. On or about November 12, 2024, the Defendant wrote about the Plaintiff, “He did commit rape,” “Only thing worse that a rapist is a lying rapist,”;
- j. On or about November 15, 2024, the Defendant described the Plaintiff in writing as, “the cult leader/abuser/racist/liar/manipulator/narcissist/sociopath”;
- k. The Defendant posted to her social media account, “THE RAPIST LIED;”
- l. The Defendant described the Plaintiff as a “RAPIST CULT LEADER,” which she posted to her social media account;
- m. The Defendant wrote and posted to her social media account, “[KEARNEY IS VERY MUCH A RAPIST;” and,

- n. The Defendant posted to a social media account a manufactured photograph of the Plaintiff apparently restrained in prison with a person holding a knife to his neck implying that the Plaintiff is a criminal;
7. The Defendant on multiple diverse dates beginning in 2024 to the present has made false and defamatory statements that Kearney committed a crime.
8. The Defendant on multiple diverse dates beginning in 2024 to the present has made false and defamatory statements in writing to third parties that Kearney committed a crime.
9. The Defendant on multiple diverse dates beginning in 2024 to the present has made false and defamatory statements that Kearney suffers from disease or illness.
10. The Defendant on multiple diverse dates beginning in 2024 to the present has made false and defamatory statements in writing to third parties that Kearney suffers from disease or illness.
11. All of the defamatory and false statements made by the Defendant were made with actual malice.
12. All of the defamatory and false statements in writing and published by the Defendant, were made with actual malice.
13. All of the defamatory statements made by the Defendant were made falsely or with reckless disregard for their truthfulness.
14. All of the defamatory statements in writing and published by the Defendant were made falsely or with reckless disregard for their truthfulness.

**COUNT ONE**  
**Kearney v. Gaetani**  
**Slander**

15. The Plaintiff restates and reavers paragraphs one through fourteen as if expressly rewritten.
16. The defamatory and false statements of the Defendant as described herein were slanderous.
17. The defamatory and false statements of the Defendant as described herein constitute slander per se.
18. The defamatory and false statements of the Defendant as described herein were made with actual malice.
19. As a direct and proximate result of the slander committed by the Defendant, the Plaintiff has suffered damages, harms and losses.
20. The slander by the Defendant was a cause of the harms and losses suffered by the Plaintiff.

WHEREFORE, the Plaintiff respectfully suggests that judgment enter against the Defendant for her slander together with interest, costs and any other relief the Court deems just.

**COUNT TWO**  
**Kearney v. Gaetani**  
**Libel**

21. The Plaintiff restates and reavers paragraphs one through twenty as if expressly rewritten.
22. The defamatory and false statements, in writing and published by the Defendant as described herein constitute libel.

23. The defamatory and false statements, in writing and published by the Defendant as described herein constitute libel per se.
24. The defamatory and false statements, in writing and published by the Defendant as described herein were written and published with actual malice.
25. As a direct and proximate result of the libel committed by the Defendant, the Plaintiff has suffered damages, harms and losses.
26. The libel by the Defendant was a cause of the harms and losses suffered by the Plaintiff.

WHEREFORE, the Plaintiff respectfully suggests that judgment enter against the Defendant for her libel together with interest, costs and any other relief the Court deems just.

**COUNT THREE**  
**Kearney v. Gaetani**  
**Intentional Infliction of Emotional Distress**

27. The Plaintiff restates and reavers paragraphs one through twenty-six as if expressly rewritten.
28. Gaetani intended, knew or should have known that her false and defamatory statements and writings would cause emotional distress in Kearney.
29. The Defendant's conduct as described herein was extreme and outrageous.
30. The Defendant's conduct as described herein went beyond any definitions of decency and is intolerable in social media, amongst individuals and within the community.
31. The Defendant's conduct as described caused the Plaintiff to suffer severe emotional distress.
32. The Defendant's intentional infliction of emotional distress was a cause of the Plaintiff's severe emotional distress.

WHEREFORE, the Plaintiff demands judgment against the Defendant for her intentional infliction of emotional distress, in an amount that the finder of fact deems fair and just, plus costs, interest and any other relief the Court deems just.

**COUNT FOUR**  
**Kearney v. Gaetani**  
**Injunctive Relief**

33. The Plaintiff restates and reavers paragraphs one through thirty-two as if expressly rewritten.

WHEREFORE, the Plaintiff respectfully requests that Lindsey Gaetani be permanently enjoined from making any statements, post to any social media account, or otherwise publish any words, photographs or any other type of communication stating that the Plaintiff has committed any crime or suggests that the Plaintiff has committed any crime; is a rapist or implies that he is a rapist; that he is a felon or suggests that he is a criminal; that the Plaintiff suffers from any illness or disease; or any other false or defamatory statement of any kind.

**Demand for Jury Trial**

The Plaintiff demands a trial by jury of all issues presented in this action.

Respectfully Submitted,  
The Plaintiff,  
By His Attorneys,

*/s/ David W. Heinlein*

David W. Heinlein, Esq. (BBO#550598)  
[dheinlein@hbmhlaw.com](mailto:dheinlein@hbmhlaw.com)  
Heinlein Beeler Mingace & Heineman, P.C.  
276 Union Avenue  
Framingham, MA 01702  
(508) 626-8500  
[dheinlein@hbmhlaw.com](mailto:dheinlein@hbmhlaw.com)