IN THE DISTRICT COURT OF THE VIRGIN ISLANDS
DIVISION OF ST. THOMAS AND ST. JOHN

THE BOARD OF DIRECTORS OF SAPPHIRE BAY CONDOMINIUMS WEST

Plaintiff,

-v-

GEORGE R. SIMPSON, et al.

Defendant.

Civil Number: 2004-62

GEORGE R. SIMPSON

Plaintiff,

-v-

ANDREW CAPDEVILLE and
ALAN R. FEUERSTEIN

Defendant.

Case Number: 2007-51

ALAN R. FEUERSTEIN

Plaintiffs,

-v-

GEORGE R. SIMPSON

Defendant.

CIVIL NUMBER: 2004-134

GEORGE R. SIMPSON

Plaintiff,

-v-

GEORGE WOOD

Defendant.

Civil Number: 2007-102

DEFENDANTS' MOTION TO DISMISS PLAINTIFF'S COMPLAINT (GEORGE R. SIMPSON v. ANDREW CAPDEVILLE AND ALAN R. FEUERSTEIN, CASE NUMBER 2007-51)

To Honorable Ronald Buckwalter
Senior United States District Court Judge for the
Eastern District of Pennsylvania

Respectfully submitted,
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TO: George R. Simpson, pro se
Post Office Box 775
Hampton Bay, New York 11946

December 10, 2007

COMES NOW, the Defendants, Andrew Capdeville and Alan R. Feuerstein, by and through their counsel, Feuerstein & Smith, LLP, and do hereby move to dismiss the Plaintiff's Complaint in the above referenced action. In support thereof, Feuerstein & Smith, LLP, on behalf of the Defendants sets forth the following:

1. The Plaintiff, George R. Simpson, filed his Complaint in the above referenced action on the 15th day of March, 2007.
2. On April 4, 2007, Feuerstein & Smith, LLP filed their Notice of Appearance with respect to this case.
3. Thereafter, Feuerstein and Capdeville submitted their Demand for Posting of Security for Costs, filed and served their Motion to Strike the Plaintiff's Complaint, and on April 20, 2007, Defendants filed their Answers to Plaintiff's Complaint.
4. Pending before the Court are the Defendants' Motions to Strike Plaintiff's Complaint.
5. Since the filing of Plaintiff's Complaint, the Plaintiff has done absolutely nothing to pursue his alleged causes of action. The Plaintiff has failed in any respect to comply with F.R.Civ.P. 16, the Plaintiff has failed in any respect to comply with F.R.Civ.P. 26 and, the Plaintiff has completely failed to prosecute his claim and comply with the Federal Rules of Civil Procedure in their entirety.
6. What the Plaintiff has done, however, (as memorialized by Exhibits 1, 2 and 3 attached hereto) is erect defamatory websites which link the Plaintiff's Complaint that he filed in this Court and the Plaintiff urges the public to "read a copy of the Complaint filed in Federal Court" in an effort to impugn the integrity of Attorney Andrew L. Capdeville, Attorney Alan R. Feuerstein, and the Law Firm of Feuerstein & Smith, LLP.

7. As shown by the attached Exhibits, the Plaintiff, George R. Simpson, feels that he can completely ignore the required prosecution of this lawsuit [F.R.Civ.P. 41(b)] while at the same time attempt to impugn and defame the character of Andrew L. Capdeville, Alan R. Feuerstein, and the Law Firm of Feuerstein & Smith, LLP. Plaintiff has the time to set up websites but he does not have the time to prosecute his case.
8. As set forth in Defendants' Answers, Plaintiff's Complaint is baseless and frivolous. Plaintiff's Complaint is based upon the alleged "injuries" that he and his wife allegedly suffered as a result of Andrew L. Capdeville and Alan R. Feuerstein's representation of Sapphire Bay Condominiums West in various litigation that either are still pending or were pending in the Superior Court of the Virgin Islands Division of St. Thomas and St. John, and in the District Court of the Virgin Islands Division of St. Thomas and St. John.
9. Recently, in the Superior Court of the Virgin Islands Division of St. Thomas and St. John, the Plaintiff was sanctioned and Ordered to pay Fifteen Thousand Dollars ($15,000) representing attorney fees as a result of the baseless lawsuit he brought against a resident at Sapphire Bay Condominiums West, Myrna Golden, as a result of her ownership of a cat. (Exhibit 4)
10. Additionally, the Plaintiff has commenced numerous other lawsuits against former members and present members of the Board of Directors of Sapphire Bay Condominiums West, one of which is pending in this Court (George R. Simpson v. George Wood, civil action number 2007-102) and in other Courts (George R. Simpson v. Stephen Sokolow, case pending in the United States District Court for the Eastern District of New York Long Island Divisional Office, civil number 07-2388). (See also George R. Simpson v. Steven Kerschner, action pending in the Superior Court of the Virgin Islands Division of St. Thomas and St. John, case number 250-05). In the case against George Wood, Mr. Simpson similarly set up a website entitled

georgewoodsucks.com (Exhibit 5) and in the Sokolow case, in order to "advertise and further defame litigants", he has set up a website entitled Stephensokolowsucks.com (Exhibit 6).

11. The Plaintiff, Mr. Simpson, has also been the subject of a lawsuit that was filed by Defendant Andrew L. Capdeville in the case of Andrew L. Capdeville v. George R. Simpson. A trial in that action for damages, defamation, and a preliminary injunction recently concluded before Honorable Brenda Hollar, Judge of the Superior Court of the Virgin Islands Division of St. Thomas and St. John (see Andrew L. Capdeville, P.C. and Andrew L. Capdeville v. George R. Simpson, civil number 190-2004, action pending in the Superior Court of the Virgin Islands Division of St. Thomas and St. John).

12. After Mr. Simpson (in August of 2007) was not taken "seriously" with respect to his "ET Corn Gods" theory by the "James Randi Educational Foundation", Simpson commenced a new lawsuit in the United States District Court for the Southern District of Florida entitled George R. Simpson v. Randal James Hamilton Zwinge a/k/a James Randi et al, against individuals who disagreed with his position with respect to super naturals, U.F.O.'s, and who questioned (as stated in his lawsuit) that he was "visited by extraterrestrial contact" and was told by god that there was a hidden language embedded in the English language and that it was his job to decode the rules and teach the world about the hidden messages so that the use of his language would be recognized as a "new religion" (see. George R. Simpson v. Randal James Hamilton Zwinge a/k/a James Randi, case pending in the United States District Court Southern District of Florida, civil number 07-22951), Exhibit 7.

13. The "game" that the Plaintiff George R. Simpson plays in the Courts is to file suit against anybody he has a disagreement with. In all of his Complaints he includes outrageous, defamatory and libelous statements against the opposing party and then he opens an internet

website which then invites the public to review his defamatory statements in order to cause injury and damage to his opponents.

14. Simpson also, in the United States District Court for the Eastern District of New York, has proceedings that were commenced against him as a result of he and his company's poaching of copyrighted records owned by the Town of Southampton. In retaliation, Mr. Simpson also filed a lawsuit against the Town of Southampton, and has again posted another website, "Southamptontownsucks.com". (Exhibit 8)
15. Obviously, Mr. Simpson has been "playing games" by misusing judicial process and the power of the Courts.
16. His conduct is clearly sanctionable. Sanctions have already been awarded against Simpson as a result of his wrongful conduct (Exhibit 4).
17. The Defendants have spent an inordinate amount of time, expense and funds in defending this baseless, frivolous lawsuit. In this case, this Court must dismiss Plaintiff's Complaint because the degree of actual prejudice of the Defendants is extreme, the amount of interference with judicial process cannot be measured, the culpability of the Plaintiff is established, and Courts have already warned the Defendant of his sanctionable conduct.
18. Finally, this Court has already ruled that Simpson had substantial control over the subject website owner as described in all of the above websites. See the Board of Directors of Sapphire Bay Condominiums West v. George R. Simpson (in the District Court of the Virgin Islands Divison of St. Thomas and St. John, case number 2004-62). Mr. Simpson cannot deny that he is the one responsible for the erection of all of the above websites because there simply is no other person in the world who has the information, material and interest in establishing

and placing these websites on the internet which clearly are designed to defame, libel, and cause injury and damage to those who oppose Mr. Simpson's shenanigans.

WHEREFORE, it is respectfully submitted that this Court must dismiss the above referenced action pursuant to F.R.Civ.P. 41(b), and in connection therewith, Order that the Plaintiff, George R. Simpson, be sanctioned as a result of his frivolous conduct in litigation, and that the Court award damages, attorney fees, and costs against the Plaintiff Simpson in connection therewith, together with such other and further relief as may be just and proper in the premises.

DATED: December 10, 2007
St. Thomas, USVI

Respectfully Submitted,
FEUERSTEIN & SMITH, LLP

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CERTIFICATE OF SERVICE

I, Alan R. Feuerstein, HEREBY CERTIFY that I am over 18 years of age, not a party to this action and on the 10th day of December, 2007 served the Defendants' Motion to Dismiss Plaintiff's Complaint by depositing a true copy of the same in a post-paid US Mail envelope in an official depository under the exclusive care and custody of the United States Post Office, directed to the following:

Mr. George R. Simpson
Post Office Box 775
Hampton Bay, New York 11946

s/Alan R. Feuerstein
Alan R. Feuerstein, Esq.