

STATE OF MINNESOTA

DISTRICT COURT

COUNTY OF DAKOTA

FIRST JUDICIAL DISTRICT

In Re the Matter of:

Court File No.:

Michelle L. MacDonald, MacDonald Law Firm, LLC,

Plaintiffs,

v

SUMMONS

Michael Brodkorb individually and
doing business as www.MissinginMinnesota.com,
Missing in Minnesota, LLC and John and Mary Does,

Defendants.

THIS SUMMONS IS DIRECTED TO THE ABOVE NAMED DEFENDANTS.

1. YOU ARE BEING SUED. The Plaintiffs have started a lawsuit against you. The Plaintiffs' Complaint against you is attached to this Summons. Do not throw these papers away. They are official papers that affect your rights. You must respond to this lawsuit even though it may not yet be filed with the Court and there may be no court file number on this Summons.

2. YOU MUST REPLY WITHIN 20 DAYS TO PROTECT YOUR RIGHTS. You must give or mail to the person who signed this summons a **written response** called an Answer within 20 days of the date on which you received this Summons. You must send a copy of your Answer to the person who signed this Summons located at:

Michelle L. MacDonald
MacDonald Law Firm, LLC
1069 So. Robert Street
West St. Paul, MN 55118

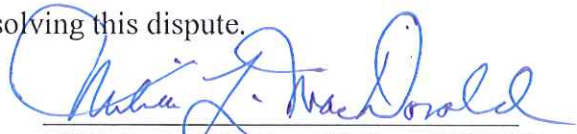
3. YOU MUST RESPOND TO EACH CLAIM. The Answer is your written response to the Plaintiff's Complaint. In your Answer you must state whether you agree or disagree with each paragraph of the Complaint. If you believe the Plaintiff should not be given everything asked for in the Complaint, you must say so in your Answer.

4. YOU WILL LOSE YOUR CASE IF YOU DO NOT SEND A WRITTEN RESPONSE TO THE COMPLAINT TO THE PERSON WHO SIGNED THIS SUMMONS. If you do not answer within 20 days, you will lose this case. You will not get to tell your side of the story, and the Court may decide against you and award the Plaintiff everything asked for in the Complaint. If you do not want to contest the claims stated in the Complaint, you do not need to respond. A default judgment can then be entered against you for the relief requested in the Complaint.

5. LEGAL ASSISTANCE. You may wish to get legal help from a lawyer. If you do not have a lawyer, the Court Administrator may have information about places where you can get legal assistance. **Even if you cannot get legal help, you must still provide a written Answer to protect your rights or you may lose the case.**

6. ALTERNATIVE DISPUTE RESOLUTION. The parties may agree to or be ordered to participate in an alternative dispute resolution process under Rule 114 of the Minnesota General Rules of Practice. You must still send your written response to the Complaint even if you expect to use alternative means of resolving this dispute.

Dated: 6/14/18



Michelle L. MacDonald, Esq. #182370
Individually and on behalf of
MacDonald Law Firm, LLC
1069 So. Robert Street
West St. Paul, MN 55118
Telephone: (651) 222-4400
Michelle@MacDonaldLawfirm.com

In Re the Matter of:

Court File No.: _____

Michelle L. MacDonald, MacDonald Law Firm, LLC,

Plaintiff,

v

COMPLAINT FOR DEFAMATION

Michael Brodkorb individually and
doing business as www.MissinginMinnesota.com,
Missing in Minnesota, LLC and John and Mary Does,

Defendants.

Michelle L. MacDonald and MacDonald Law Firm, LLC, for their complaint against Defendants Michael Brodkorb, doing business as www.MissinginMinnesota.com, Missing in Minnesota, LLC and John and Mary Does:

INTRODUCTION

1. Plaintiff, Michelle MacDonald (“Ms. MacDonald) has practiced law since 1987, and has been a member and operated MacDonald Law Firm, LLC since 2007. Ms. MacDonald is and has been a candidate for the Supreme Court of Minnesota.

2. In July of 2014, Defendant Michael Brodkorb (hereinafter “Brodkorb”) introduced himself to Ms. MacDonald purportedly to start an honest dialogue. Brodkorb’s contact with Ms. MacDonald, included numerous in-person meetings, phone calls, emails and text communications.

3. Brodkorb, missinginminnesota.com, and Missing in Minnesota, LLC (“website”) proceeded to violate numerous provisions of the Code of Ethics of the Society of Professional Journalism (**EX 1**)

4. At one point Brodkorb complained to Ms. MacDonald about her liking a

Facebook post that was derogatory about him. After she began thwarting his requests for interviews and after her client, Sandra Grazzini-Rucki obtained a harassment restraining order against him in September, 2016, Brodkorb began a social media campaign against Ms. MacDonald. He began posting false and derogatory data, with intent to harm Ms. MacDonald's personal and professional reputation. This also occurred after he began associating with David Rucki, an adverse party in several of Ms. MacDonald's cases for Ms. Grazzini-Rucki.

5. In June of 2016, Brodkorb established a website, MissinginMinnesota.com, and then in May 2017, Missing in Minnesota, LLC (hereinafter "website"). Brodkorb became increasingly aggressive in May of 2017, with the addition of Allison Mann to the website, who also serves as a paralegal for David Rucki, the adverse party in various court cases that Ms. MacDonald and MacDonald Law Firm, LLC have litigated for their client against him.

6. After Brodkorb received cease and desist notices from Ms. MacDonald and her attorneys, Brodkorb ramped up by repeating his false statements, and in January of 2017, he began posting images taken of Ms. MacDonald 3 years earlier, with various posts. Even though she had years earlier provided him with the true circumstance of the photographs, he posted the image solely to defame her. Specifically, Brodkorb and the website began using the image with the false claim she is a "person of interest" in a criminal investigation, and has not cooperated with police, and with any random posts, to defame her, when in fact this is not true.

7. Brodkorb's website evolved into and is a tool designed solely to defame, libel, slander and humiliate Ms. MacDonald.

8. Ms. MacDonald is an attorney with solid professional credentials and a dedicated legal and judicial career representing families and individual family members. By this action, Ms. MacDonald and MacDonald Law Firm, LLC seek to recover damages from Brodkorb and

the website. The posts on the website and those disseminated on social media contain false and defamatory statements and innuendos concerning Ms. MacDonald's experience as a duly licensed and practicing attorney, one of the qualifications to run for Judge.

9. By way of example, on June 5, 2018, the day Ms. MacDonald, a 30 year attorney, with no client complaints with Lawyer or Judicial Boards, filed as a candidate for Minnesota Supreme Court, Brodkorb posted and tweeted an image of Ms. MacDonald, as if a mugshot, alongside her candidacy headshot, stating "Michelle MacDonald, who was labeled a "person of interest" in the disappearance of missing children, filed to run again for the Minnesota Supreme Court." Brodkorb also appeared on a radio program, The Matt McNeil Show, am950 to further defame Ms. MacDonald, and Matt McNeil tweeted that Ms. MacDonald is a "masochist" defined as "a person who derives sexual gratification from their own pain or humiliation" defined as "mad, insane, disturbed, unbalanced, crazed, demented, berserk, lunatic, crazy, wacko, mental", and other responses include that Ms. MacDonald is "seriously deranged", and "needs a strait jacket rather than a judgeship." (EX. 2.1-2.3)

10. Brodkorb's statements on the website, in tweets and social media and on radio programs are false, defamatory and injurious to Ms. MacDonald's professional and personal reputation.

11. In addition to the written statements, Brodkorb has made numerous telephone contacts to those who associate with Ms. MacDonald, including her colleagues, potential and former clients.

12. By way of example, on June 5, 2018, the day she filed to run for office, Brodkorb and the website tweeted a false representation relating to Ms. MacDonald's former client, after she was invited and attended a press conference, when Brodkorb had never contacted him,

stating “Update; Dwight Mitchell, the lead plaintiff in this lawsuit is upset that Michelle MacDonald “crashed” their press conference. Mitchell claims MacDonald was not invited. MacDonald walked in wearing campaign stickers before she filed for MN Supreme Court and stood with parents.” And then tweeted “It’s easy to understand Mitchell’s frustration...Her “crashing” a press conference of parents is completely inappropriate.”

13. In fact, Ms. MacDonald was invited, and Mr. Mitchell, her former client, never spoke to Brodkorb, nor would he or did he ever say such a thing. When Ms. MacDonald emailed Brodkorb about his false statement, she learned her emails were also blocked, and then Brodkorb began corresponding with Mr. Mitchell relating to Ms. MacDonald’s false “claims” to further defame her by directing him to the website. In addition, his current attorney, Erick Kaardal, is an esteemed colleague of Ms. MacDonald, and directed many of the parents there to her for direction and assistance (**EX. 3.1-3.3**).

14. As another example, when Ms. MacDonald, who is admitted to practice in the United States Supreme Court of America, attended Mr. Kaardahl’s oral arguments in Washington, DC for MN Voter’s Alliance, and when Ms. MacDonald spoke at a Senate Judiciary Hearing, Brodkorb tweeted his defamatory comments.

15. In numerous posts, Brodkorb has consistently attempted with malice and by use of the website to turn anyone Ms. MacDonald associates with, including friends, colleagues, clients, supporters and the general public, against Ms. MacDonald and to defame her.

16. The website and social media’s highly defamatory statements and depictions are designed to shock the public, create hatred, scorn, contempt, ridicule and disgrace Ms. MacDonald.

17. In addition to telephone contacts, Brodkorb has made numerous verbal statements

to a number of Minnesota citizens and public servants in an effort to injure Ms. MacDonald's reputation in the community, and to interfere with Ms. MacDonald's election to the Minnesota Supreme Court.

18. Brodkorb has blocked Ms. MacDonald and others who supports her or her client, from his social media, and from emails, and in doing so prevents Ms. MacDonald from knowledge of and from determining for herself the extent of his wrongdoing (which she hears about from supporters. As such, Brodkorb and the website have obstructed from her from any defense or response, including his failure to post anything positive that he certainly is aware of, in order to promote and disseminate the defamatory content only.

19. Aside from blocking any data contrary to the defamation, Brodkorb has and continues to omit and disregard material data provided or known to him, so that he can continue to convey falsities and false implications about Ms. MacDonald on his website and social media by material omission. By intentionally omitting material and information that he knows about, or is provided to him, on the website and Brodkorb's other social media, consistently targets Ms. MacDonald for defamation, false accusations and character assassination, doing this by overt misrepresentations.

20. Brodkorb, along with and joined by Allison Mann, David Rucki's paralegal, continues to ramp up their false statements, repeating them over and over, both on the website and social media, in phone calls, including false images of Ms. MacDonald, as if a mug shot, drunk and mentally ill.

21. Brodkorb, claiming to be a journalist, was provided with, and has and proceeds to violate numerous codes of ethics promulgated by the Society of Professional Journalists. (EX 1) In nearly all of his posts on the website, his violations of the code of ethics include and are not

limited to:

- a. Obstructing “public enlightenment” which is “the forerunner of justice and the foundation of democracy,”
- b. Failure to “seek the truth and providing fair and comprehensive accounts of events and issues,”
- c. Failure to “strive to serve the public with thoroughness and honesty,”
- d. Failure to have “professional integrity” and “credibility,”
- e. Failure to be dedicated to “ethical behavior” and “the principals and standards” of practice for journalists.

22. Brodkorb and the website engage in deliberate distortion, and fail to “seek the truth and report it” and fail to be “honest, fair and courageous in gathering, reporting and interpreting information” including the failure to:

- a. “test the accuracy of the information from all sources and exercise care to avoid inadvertent error,”
- b. Give “subjects of news stories” the “opportunity to respond” to allegations of wrongdoing.
- c. “identify sources” their “reliability”, and question their motives, in particular David Rucki and his paralegal, Allison Mann,
- d. “make certain that “headlines, news teases, and promotional material, photos, video, audio, graphics, sound bites and quotations do not misrepresent”, and they do not oversimplify or highlight incidents out of context,”
- e. Refrain from “distorting the context of news photos or video,”
- f. Avoid “misleading re-enactments” or “staged news events,”

- g. “avoid “surreptitious methods of gathering information,”
- h. “tell the story of diversity and magnitude of the human experience boldly, even when unpopular to do so,”
- i. “examine their own cultural values and avoid imposing those values on others,”
- j. Avoid “stereotyping,” by “social status”
- k. “support the open exchange of views even views [he] finds repugnant,”
- l. “give voice to the voiceless,”
- m. “distinguish between advocacy and news reporting,”
- n. To label analysis and “not misrepresent fact or content,”
- o. “distinguish news from advertising,”

23. Brodkorb and the website violations also including the failure to “Minimize harm”, “show compassion for those affected by adverse news coverage” and “be sensitive when using photographs of those effected by tragedy or grief.”

24. Brodkorb and the website believe they have “a license for arrogance” in gathering and reporting information that may cause harm or discomfort and has failed to show “good taste”.

25. Brodkorb and the website have failed to “be judicious about naming criminals suspects.” Brodkorb and the website have failed to act independently, failed to “avoid conflicts,” remain free of associations” that compromise integrity and damage credibility, “refuse gifts, fees or favors.” Brodkorb and the website have failed to be accountable to readers, listeners, and viewers, and each other.

26. All of the above violations of the Code of Ethics by Brodkorb and the website culminate in defamation and “fake news.”

PARTIES/VENUE AND JURISDICTION

27. Plaintiff, Michelle L. MacDonald is an individual citizen residing in Dakota County, Minnesota, an attorney and officer of the court who has been practicing law since 1987, and is a candidate for the Supreme Court of Minnesota, www.MacDonaldforJustice.com.

28. Plaintiff, MacDonald Law Firm, LLC is a Minnesota limited liability corporation with its principal place of business in West St. Paul, Dakota County Minnesota.

29. Defendant, Michael Brodkorb (“Brodkorb”), is an individual citizen and resides at 4136 Countryview Drive, Eagan in Dakota County, Minnesota 55123. Brodkorb does business as www.missinginminnesota.com

30. Allison Mann publically joined Missing in Minnesota on May 24, 2017, and is a paralegal for David Rucki.

31. Defendant Missing in Minnesota, LLC (“website”) is a Minnesota limited liability corporation incorporated on May 25, 2017, with its principal place of business in North St. Paul, MN. The websites registered office address is 2440 Charles Street North, Suite 242, North St. Paul, Ramsey County, Minnesota 55109.

32. Defendants John and Mary Does (hereinafter “Defendants Doe”) are natural persons, municipal corporations or business corporations. Defendant Does’ identity is unknown to Plaintiffs at this time.

33. This action arises from incidents that occurred leading up to and following incidents on June 22, 2016, when Missing in Minnesota was founded by Brodkorb, including incidents before and after May 27, 2017 when Allison Mann joined Brodkorb and May 25, 2017, when the website was incorporated and thereafter.

34. This Court has personal jurisdiction over the Plaintiffs and Defendants, and has

subject matter jurisdiction over the claims set forth herein.

35. All material events described herein originated and occurred in Dakota and Ramsey Counties, Minnesota. Venue is thus proper in this district pursuant to Minn. Stat. §542.09 because the cause of action, or some part thereof, arose in Ramsey County, Minnesota.

BACKGROUND FACTS

Michelle MacDonald

36. For 30 years, Ms. MacDonald has been an attorney representing thousands of individuals, families and family members and businesses, before hundreds of judges, primarily family law. Ms. MacDonald served as a conciliation/small claims court Judge, Hennepin County (1999 to 2014); and Adjunct Referee/Arbitrator in family and civil court (1992-2011), presiding over small claims court matters and helping to resolve family court cases referred by Judges to the settlement program. Ms. MacDonald received a Years of Service Recognition Award, Conciliation Court, Hennepin County.

37. Ms. MacDonald is a restorative circle facilitator and educator, mediator, founder and volunteer President of Family Innocence, a nonprofit dedicated to keeping families out of court: resolving conflicts and injustices peacefully (2011- present). She is also Volunteer President and Board Member of FAMILYcourt.com, INC. (2014 –present) that published: *Bullied to Death: Chris Mackney's Kafkaesque Divorce*, to which Ms. MacDonald contributed and edited. Ms. MacDonald co-authored *Sandra Grazzini-Rucki & the World's Last Custody Trial*, and contributed and edited *For What it's Worth*, by Fletcher Long.

38. Ms. MacDonald is a founding member of the Family Law reform/Child Custody/Parent Time Dialogue Group, and Divorce without Courts, now Cooperative Private Divorce groups to support family law reform and Cooperative private divorce legislation. Ms.

MacDonald has been recognized by the MSBA North Star Lawyers Program, for her continued pro bono efforts (2013-2017). For years, she has been a member of the Minnesota Bar Association, including the Family Law, Children and the Law and Alternative Dispute Resolution sections, and past co- chair of the professionalism committee. She is a member of the Amdahl Inn of Court, and juris divas groups.

39. On January 17, 2018, Ms. MacDonald was suspended from the practice of law for 60 days based on a single report of a Judge {Knutson} to the Board of Lawyers in January 2014. The Judge lodged the complaint against Ms. MacDonald after she reported him to the Board of Judicial Standards (of which he is a member) for serious civil rights violations of herself and her client.

BACKGROUND

Michael Brodkorb and the Website

40. On or about July of 2014, Defendant Brodkorb contacted Ms. MacDonald, purporting to be a reporter for the Star Tribune, and has since been terminated). Ms. MacDonald had been endorsed by the Republican Party of Minnesota to run for the Supreme Court, and began an honest dialogue with Brodkorb about her candidacy and court cases she was involved in. They had numerous meetings in person, by telephone, including communications by text and email where Brodkorb asked for, or Ms. MacDonald volunteered numerous substantiating documentation about cases she was involved in, including links, court file numbers, court pleadings, video, security video, and photographs.

41. For example, Ms. MacDonald, upon request of Defendant Brodkorb for data, provided him with the videotaped interview of Ms. MacDonald conducted by the Judicial Election Committee (made up of 20 members, 2 from each of 10 judicial districts), where she

described her unlawful traffic stop on April 5, 2013, and her having been made a client's child custody trial in handcuffs, a wheelchair with no shoes, glasses, files, or client and missing children on September 13, 2013, after suing the presiding Judge in federal court for civil rights violations.

42. Ms. MacDonald included the results of a blood test indicated ZERO alcohol taken on April 5, 2013, the day of her traffic stop, and was ultimately acquitted in September 2014 of drunk driving. Brodkorb was also provided with data relating to her taking the photograph in court of a smiling, waving deputy. In fact on April 30, 2015 Brodkorb wrote: about "a bizarre incident" in 2013, "where MacDonald was handcuffed, placed in a wheel chair and wheeled back into the courtroom by a deputy. The hearing resumed and MacDonald continued to represent her client, but she was in a wheel chair."

43. Ms. MacDonald provided Brodkorb with the favorable results of a court ordered psychological evaluation by Associated Psychologists Dr. Greg Hanson (relating to the dismissed DUI charge) where he depicted her as "a highly independent person", "outspoken," "mildly rebellious" but "non-conforming would be the primary word." Dr. Hanson also stated that she is "not afraid to go [her] own way" and that "the positive side to that of course would be leadership". Brodkorb learned that her court ordered psyche evaluation "does not indicate any depression or anxiety or anything I [Dr. Hanson] would be worried about in terms of mental health." Dr. Hanson said "It just suggests that type of personality. More of a leader, leadership orientation, all of that." In addition, Ms. MacDonald's only traumatic experience related to her treatment by the judge after taking the photograph in court.

44. Through his various meetings and interactions with Ms. MacDonald, and receipt of data, including the results of her blood test and psychological evaluation, Brodkorb was aware

that Ms. MacDonald was not a drunk, drunk driver or mentally ill, and knew she is a responsible drinker and in good mental health.

45. By way of example, on December 17, 2014, Ms. MacDonald provided Brodkorb with Ms. MacDonald's own Notice of Complaint dated September 25, 2014, about the trauma she experience, relevant here, by Dakota County Deputy Sheriffs, including complaints that "Many male deputy Sheriffs deliberately "found" a reason to handle or otherwise interact with MacDonald throughout the night...Given their blatant disregard for basic civil rights, Respondent deputy sheriffs made MacDonald even more fearful when they insisted on taking pictures of her while the two used this as an excuse to improperly handle and touch her while referring to MacDonald as 'beautiful' " This Notice of Complaint describing the inappropriate treatment and traumatic experiences, and included photographic images provide to Brodkorb.

46. In January 2015, Brodkorb was sent a copy of Ms. MacDonald's own federal court civil rights action against deputy sheriffs, specifically the complaint, relevant here, relating to the photographs that stated "given their blatant disregard for constitutional rights, Dakota County Individual Defendants made MacDonald more fearful when they insisted on taking pictures of her while two Dakota County individual Defendants used this as an excuse to improperly handle and touch her while referring to MacDonald as "beautiful". And several months after MacDonald's criminal case was dismissed for lack of probable cause, Dakota County Sheriffs have continued their abuse and intimidation of MacDonald by releasing at least one of these pictures to reporters, and making unnecessary appearances when she is in court in Dakota County." Brodkorb was aware of the photograph and its origin during Ms. MacDonald's traumatic experience. The reporter referred to was from the Pioneer Press, who released the photo on the internet for a few minutes, and then took it down immediately upon

Ms. MacDonald's contact. The photo never surfaced after that until years later by posted by Brodkorb on the website and social media.

47. On March 8, 2015, Ms. MacDonald received a text from Brodkorb "I'm confused: So I'm the bad guy now?" Apparently Ms. MacDonald had liked someone's Facebook post. Ms. MacDonald responded "This is Michelle MacDonald's cell. Did you intend to text me about being a bad guy? Defendant Brodkorb stated. It is Michael. Did you read the Facebook post you just liked? Ms. MacDonald said, "Oh. Yes. I did not like it to make you a bad guy. I got the impressions she thinks you don't support me. I liked it because she liked my brief for Tuesday's hearing."

48. On April 22, 2015, Ms. MacDonald sent Brodkorb images of her being wheeled to the courtroom in handcuffs stating "they are humiliating, September 12, 2013."

49. With respect to the images, Brodkorb replied "Horrible". Ms. MacDonald continued "Thank you. These are screen shots from the portions of the security video it used to unsuccessfully prosecute me for criminal contempt..." Defendant Brodkorb replied "Do you think I could do a story about how horrible this ordeal has been for Sandra [Grazzini-Rucki]? Seems everything has been taken from her..." "Ms. MacDonald replied "as you know I was not booked or charged and spent after the trial on September 12[13] in jail, until media left, September 13[14], the afternoon."

50. On April 24, 2015, relating to representation of her client Sandra Grazzini-Rucki, David Rucki's adversary, Ms. MacDonald texted that "the officer called today. I am no longer at liberty to talk to you." Brodkorb asked "are you cooperating with police? And Ms. MacDonald answered "yes".

51. On May 3, 2015, Brodkorb wrote "Next story I'm doing is about Knutson locking

you in wheelchair... I'll need to interview you...Knutson has not responded.” Declining the interview, Ms. MacDonald responded, by again directing Brodkorb to data and video she had provided to him: “Have you read the lawsuit? I know you read the federal one v. Knutson for Sandra. Have you watched the security video?”

52. Brodkorb responded, “Yes to all” . Ms. MacDonald began refusing to talk to him, her client being under investigation for a crime by police.

53. On July 14, 2015, when Ms. MacDonald wrote “ I had contacted the FBI the week following the Sept 11-12 custody trial whereas Sandra’s attorney, I was made to represent her before Judge Knutson in handcuffs, a wheelchair, with no glasses, shoes, pen, paper, files, client, and missing children. Sandra had sued Judge Knutson in federal court the day before for civil rights violations for ordering both parents have no contact and that she leave her home, possessions, and 5 children, no contact at their schools, or through third parties, after a phone call with the judge and no motion paperwork. Then Judge Knutson permanently terminates all of her custodial rights in a November 25 2013 order , attached as an exhibit to a motion to dismiss the federal action.

54. Ms. MacDonald continued, “By corruption, I mean systemic corruption because a system that does this to a family breaking up, and just keeps on going business as usual, ie. a child custody trial keeps going without the kids, mother and her attorney in handcuffs, is corrupted.”

55. At some point, Ms. MacDonald was talking on the phone with Brodkorb, and put her husband on the phone, to explain that he had accompanied her to the FBI visit. Ms. MacDonald’s husband became exacerbated with Brodkorb, swore at Brodkorb, which is out of character for him. The extent of Brodkorb’s refusal to hear or report anything that he did not

want to hear, or did not fit into his own narrative was becoming clear.

DEFENDANTS' FALSE AND DEFAMATORY STATEMENTS

56. In October 22, 2015, Ms. MacDonald sporadically texted Defendant Brodkorb with a photo of her with Governor Mark Dayton, where she was accepting an award, informing him that “*Governor signed a family law bill which was the result of the custody/parenting time dialogue group, a circle process with a facilitator and consumers, lawyers, legislators, mediators, judges, educators, custody evaluators... you name it. It was a two year process I have been actively involved in,*” referring to her involvement in a custody/parenting time dialogue group. Ms. MacDonald sent another picture of her with the Governor, Representative Peggy Scott and a few others in the group.

57. Rather than acknowledging the accomplishment of Ms. MacDonald and the dialogue group as news, Brodkorb reacted by replying via text: “*Peggy Scott was not aware you were a “person of interest” in a case involving missing kids.*” Apparently, Brodkorb contacted and told several others this false report in person, as he also texted “*Many I spoke with today did not feel it was appropriate for you to attend, as police do wish to question you about your involvement with the disappearance of two missing girls.*” Ms. MacDonald reprimanded and corrected Brodkorb.

58. On February 16, 2016, Brodkorb falsely reported in a tweet that Ms. MacDonald had a DUI conviction, and that it was upheld by the Court of Appeals. In fact, Ms. MacDonald had been acquitted of DUI.

59. After reprimands from Ms. MacDonald, Brodkorb may have ceased the defamatory remarks and posts for several months, until he started doing business as Missing in Minnesota, in June 2016, joined by Allison Mann, in May 2017, as described below.

BRODKORB BEGINS DEFAMATORY POSTS ON THE WEBSITE

60. On June 22, 2016, Brodkorb started the website www.MissinginMinnesota.com. Upon information and belief, Brodkorb was privately conferring with David Rucki, and his paralegal Allison Mann, up to and until Allison Mann joined him on the website publically, and continued in this venture on the website on and after May 24, 2017.

61. On August 3, 2016, it came to Ms. MacDonald's attention that Brodkorb was labeling Ms. MacDonald as a "person of interest" in a criminal felony case on the website and in social media. Ms. MacDonald repeated to Brodkorb, that it was not true, defamatory, and to pull his false comment about this person of interest now, labeled by him." In text messages, Ms. MacDonald continued "pull it now. It's defamation at this point. Pull it. These are your quotes. These are your words. You labeled me, not them. Its' you. Take it down. Stop your cherry picking propaganda now or expect a lawsuit. This is your notice. Take this down now. I have been extremely tolerant. No more." Ms. MacDonald continued that Brodkorb assigned the label. Not the police. It's your [Brodkorb's] lie that he [Brodkorb] has perpetuated. I notified Brandon [Stahl on April 29, 2015] and he stopped. You perpetuate a lie to today.

62. Brandon's story was April 29, 2015. Ms. MacDonald went on "you [Brodkorb] are perpetuating snapshots to engineer your propaganda. You are a cheating husband and drunk. Is that true now?"

63. On that same day she again said "this is your notice. Take it down." "I'm done engaging. If it is not taken down, you will be sued for money damages. And any defamation about mine or anyone's business is strict liability."... Brodkorb lied that "Since April 2015, you have been labeled as a "person of interest" in this case, which has been reported by numerous outlets."

64. Ms. MacDonald is not aware of any other outlets that have reported this, and if there are any, it is due to the defamation of Brodkorb on the website and social media.

65. You see, years earlier, on April 29, 2015, when Ms. MacDonald was representing her client, Brandon Stahl, a reporter for the Star tribune, published a story that “Samantha and Gianna Rucki ran away from their Lakeville home in April 2013 amid their parents’ bitter divorce and have been missing ever since. Lakeville police detective Jim Dronen said there are at least four persons of interest in this case, including the girls’ mother Sandra Grazzini-Rucki, and her attorney Michelle MacDonald. Immediately upon reading this article, Ms. MacDonald contacted Brandon Stahl that it was false, and he and the Star Tribune ceased perpetuating or publishing anything of the sort.

66. Ms. MacDonald also contacted the Lakeville police who confirmed she was not a person of interest, or suspect, that they do not use those terms, and that her complaint was with Brodkorb, and there was no investigation of her.

67. This demonstrates the bad faith of Brodkorb in posting the false story, originally complained about to Brandon Stahl of the Star Tribune, who discontinued the statement of person of interest which was not true and not in quotes, and not a police quote. Brodkorb continues to put “person of interest” in quotes to attribute as a police statement.

68. In response to Ms. MacDonald’s notice to cease and desist in text messages, on August 4, 2016, Defendant Brodkorb texted to her that “the address of my attorney for your records is Greg Walsh, and his address. However, as described below, after she wrote various letters to Mr. Walsh, Mr. Walsh responded on January 16, 2017 “I have not been retained to represent Mr. Brodkorb for the matter you allege. Please discontinue sending me letters regarding this matter.” Defendant Brodkorb was dishonest about Mr. Walsh’s representation of

him.

Ms. MacDonald's Client Gets a Restraining Order against Brodkorb

69. On or about September 12, 2016, Ms. MacDonald's client, Sandra Grazzini-Rucki sought and obtained a restraining order against Defendant Brodkorb, based on stalking, taking unwanted photographs, inciting readers of his blog to send threatening messages and other behaviors. During and after this time, Brodkorb and the website responded by ramping up their attacks on Ms. MacDonald and her client.

70. Brodkorb faulted Ms. MacDonald and her client for losing jobs, including with Star Tribune and MinnPost, which he told Ms. MacDonald. The truth is he most likely lost the jobs by failing to adhere to the journalists' code of ethics. (EX 1)

Ms. MacDonald Sends More Cease and Desist Notices to Brodkorb

71. On August 3 and August 18, 2016, Ms. MacDonald wrote a Notice to Cease and Desist to attorney Gregory Walsh, whom Defendant Brodkorb represented was his attorney (Ex. 4.1-4.2).

72. Because attorney Walsh was nonresponsive, at the hearing on her client's restraining order against Brodkorb on September 22, 2016, Ms. MacDonald served the letters on the attorney representing him in the restraining order, Nathan Hanson, and then reported to Mr. Nathan Hanson that when after she served the letters to cease and desist on Mr. Hanson, Brodkorb said that he was going to tweet something even more damaging, that Ms. MacDonald is a "suspect" in a criminal matter. Brodkorb did in fact report that Ms. MacDonald was a "suspect" in a crime after his threat, which was false.

73. Brodkorb has blocked Ms. MacDonald from his social media including his tweets or from contributing to the website, so that others can view his defamatory comments, and not

her. Ms. MacDonald was denied the ability by Brodkorb to be even be aware of the defamatory comments, let alone to defend, contribute or respond. In addition, any of her or her client's supporters were also blocked.

74. Brodkorb and the website have denied access to defend or respond to postings, and obstructed any data that contradicts the false claims, implications and spins.

75. On September 22, 2016, Ms. MacDonald emailed attorney Nathan Hanson about the defamatory content, the cease and desist, and about being blocked (Ex. 5). Brodkorb continued to ignore the notices and letters from Ms. MacDonald to cease and desist, requests for corrective action, instructions from his attorneys, and instead proceeded to ramp up and repeat *over and over again* the defamatory comments, indicating that Ms. MacDonald was engaged in criminal activity, being investigated, and not cooperating with police, which is false.

Defendants Begin Posting Image To Further Defame Ms. MacDonald

76. As part of the ramping up of his defamation, on January 5, 2017, Brodkorb first posted one of the image Ms. MacDonald told him about, where she had provided him the security video, that he himself had responded as "horrible." (Ex. 6)

77. These images were taken during her trauma of which Brodkorb was aware over 3 years earlier. The image was not a mug shot, Ms. MacDonald was not drunk or mentally ill as falsely depicted in the image. Brodkorb knew of the origin of the images, -----that the photograph had been one of the photos taken during her torturous treatment the subject of which is a pending lawsuit in September 2013, reported to him. Defendants were also of Ms. MacDonald's lawsuit and actual appearance that day, having viewed the security videos.

78. Defendants began by using this image once, and then repeatedly began using it throughout the website, tweets and social media relating to any posts about Ms. MacDonald,

through today.

79. The image first appeared in a tweet by Defendants on or about January 5, 2017 where he highlighted a “mental health eval for Michelle MacDonald”, even though Brodkorb knew of the origin of the image, knew Ms. MacDonald, knew she was in good mental health, and had even been provided with the results of her mental health evaluation. Brodkorb posted the defamatory image to maliciously portray that Ms. MacDonald as a drunk, criminal and mentally ill.

Ms. Macdonald Notifies Brodkorb To Remove The False Image

80. Ms. MacDonald tried to deal directly with Brodkorb when she received by google alerts publication of the image and post: ‘Please cease and desist. In particular, take down the photo. While the damage has been done, you have an opportunity to mitigate. It is now the first photo when one googles me and asks for images. The photo had not been published to this point, or showed up on the internet.

81. On January 5, 2017, Ms. MacDonald wrote again to Brodkorb’s alleged attorney Gregory Walsh, reminding him of the earlier letters, stating “today I learned that Mr. Brodkorb posted a photo of me which is attached. I am told the photograph has been up for several hours. Each hour is actionable, as with the statements.” And “unfortunately I learned that Mr. Michael Brodkorb’s hostility towards me continues, along with comments on social media, and incidents of defamation, libel and slander of me and my employment as an attorney.” (Ex. 7.1-7.2)

82. With no response from Mr. Walsh, on January 10, 2017, Ms. MacDonald wrote to all of Defendant Brodkorb’s other attorneys, who represented him in her client’s harassment restraining order, including Ms. Walsh, that **the photo was now the number one image for Ms. MacDonald on google**, and repeated and urged Brodkorb to mitigate damages, and cease his

behaviors (Ex. 8.1-8.3).

83. On January 16, 2017, attorney Gregory Walsh wrote he was not retained to represent Defendant Brodkorb as alleged (Ex. 9).

84. On January 26, 2017, Ms. MacDonald again informed Brodkorb's attorney, Nathan Hansen, of her legal claim, and that he continued to post the image on unrelated stories, and he has persisted and stubbornly repeated his behavior.

85. Ms. MacDonald noted "He [Brodkorb] seems to be baiting us to sue him, maybe for publicity himself." Ms. MacDonald learned of another post on February 16, and that Brodkorb had been on a radio program defaming her. She wrote attorney Hanson again on February 16, 2017 with these concerns.

Ms. MacDonald Hires Attorneys to Again Notify Brodkorb to Cease and Desist

86. After repeated written attempts to Brodkorb to cease and desist defamation, including texts, emails, and letters, Ms. MacDonald hired attorneys who wrote letters and emails to attorney Nathan Hanson on March 17, 2017, and again on April 4, 2017 requesting Brodkorb cease and desist (Ex. 10).

87. Since the first use of the image, and after the numerous notices to cease and desist, Brodkorb and the website repeatedly posts, adding the image of Ms. MacDonald, now throughout his entire website, and on various posts, and social media, alongside mugshots of those wrongly convicted and convicted felons, Sandra Grazzini-Rucki and Dede Evavold, Gina and Doug Dahlen, and includes it on nearly every page, including the front page, sometimes beside a headshot of her.

88. In every story, Ms. MacDonald is wrongly portrayed as involved in criminal activity, under criminal investigation, drunk and mentally ill, all with the knowledge of the truth

about Ms. MacDonald, as a person, and lawyers. Brodkorb even continued after knowing the true origin and circumstances of the images, using it on nearly all of his posts, and repeatedly tweets out the image with any post about Ms. MacDonald labeling her a “person of interest”. This, even after July and September, 2016 when all of the Defendants in the felony criminal cases, including Ms. MacDonald’s family law client, Sandra Grazzini-Rucki, have been investigated, arrested, tried, convicted and sentenced.

89. All stories and content on the website and social media is specifically published in a manner to defame Ms. MacDonald and her law firm, by violating numerous provisions of the Code of Ethics (EX 1) and includes numerous incidents of gas lighting and transposition, falsely depicting Ms. MacDonald as continually involved in criminal activity, a drunk, and mentally ill.

90. On May 24, 2017 paralegal Allison Mann began actively contributing along with Brodkorb on the website. The website accurately depicts Ms. MacDonald as attorney for Sandra Grazzini-Rucki, and Allison Mann is and has been paralegal for David Rucki, a party in family court and other lawsuits involving Sandra Grazzini-Rucki, and has used the site to defame her and anyone who supports her client.

91. Ms. MacDonald’s reputation in the communities has been seriously damaged by Defendants by Brodkorb, the website and social media posts, and flagrant violations of the Code of Ethics, make every story and post, to include the false image, actionable.

DEFENDANTS ARE INVOLVED IN CRIMINAL DEFAMATION

92. Minn. Stat. §609.765 specifically defines defamation as “anything which exposes a person or a group, class or association to hatred, contempt, ridicule, degradation or disgrace in society, or injury to business or occupation.” Defendants continue to expose Plaintiffs to hatred, contempt, ridicule, degradation, disgrace in society and injury to her business and occupation.

93. On May 24, 2018, and June 11, 2018, Ms. MacDonald reported Brodkorb to the Eagan police to investigate and press criminal charges, see file no. 18002830, While Ms. MacDonald is pressing charges against Brodkorb for criminal defamation, for which his behavior qualifies, she was advised by police to file a parallel civil lawsuit.

94. With respect to the criminal complaint, Defendants have knowledge of the false and defamatory character of the content of the website, and social media, and continue to orally, in writing or by publication of the website and social media, communicate the false and defamatory matters to a third person without the consent of Ms. MacDonald.

95. In addition, the communications are unfair, made in bad faith, even as to matters of public concern; the communications are false reports and unfair summaries of any judicial, legislative or other public or official proceedings; and Defendants have no interest or duty with respect to the subject matter of the communication, nor is it made with intent to further such interest or duty.

96. Plaintiff, Michelle MacDonald has worked as a lawyer for 30 years, and has established, operated and worked for MacDonald Law Firm, LLC in the position of attorney. Plaintiff's earnings are largely based on retaining clients and her reputation for honesty and advocacy. Plaintiff's ability to be a successful attorney is dependent upon her reputation within the community at large for providing legal services to her clients.

97. Defendants are familiar with the workings of the law industry and understands that the Plaintiff's livelihood is dependent upon her reputation, and the honesty and duties of a lawyer in advising clients on legal claims, bringing or defending lawsuits, legal rights and obligations, and interpreting laws, rulings and regulations. Defendants know that Ms. MacDonald is honest, strives to attain the highest level of skill, and to improve the law and the

legal profession.

98. Defendants know that a lawyer's responsibility as a representative of clients, and officer of the court, and public citizen are not always harmonious.

99. The "About" page on the website continues to falsely represent that "MacDonald was labeled a person of interest in 2015 by Lakeville police department in the disappearance of Samantha and Gianna Rucki", and imply that she is an adult "who conspired to keep the truth hidden."

100. Defendants have lied, and continue to make false statements and false implications, on the website and social media, and in front of the public and claim and imply that Ms. MacDonald being investigated for criminal activity as a "person of interest," and the sole purpose of which is to defame Ms. MacDonald is a criminal and mentally ill.

Claim for Relief

COUNT 1

DEFAMATION AND DEFAMATION PER SE

101. All of the preceding paragraphs are incorporated into the following claim.

102. Defendants Brodkorb and Missing in Minnesota, LLC have knowingly, intentionally and maliciously made false and defamatory written and verbal statements concerning Ms. MacDonald, the natural tendency of which is to hold her up to hatred, scorn, contempt, ridicule and disgrace in the minds of right-thinking persons, and to deprive her of their friendly society.

103. By knowingly, intentionally and maliciously publishing false and defamatory written and verbal statements concerning Ms. MacDonald, including the false image, Brodkorb and the website intended to, and did defame Ms. MacDonald and her reputation and good

standing in the community, including but not limited to her clients, potential clients, members of the legal profession, the general public, and elected and appointed individuals for the state of Minnesota.

104. Defendants' false and defamatory statements have been made both orally and in writing.

105. Defendants' false and defamatory statements concerning Ms. MacDonald were intended to bring her into disrepute and to harm Ms. MacDonald's personal and professional reputation in the community.

106. Defendants' false and defamatory statements concerning Ms. MacDonald, along with the images of Ms. MacDonald are libelous, slanderous and defamatory on their face.

107. Defendants' false and defamatory statements concerning Ms. MacDonald are not privileged.

108. Defendants' false and defamatory statements, including the false representations in the images, are defamatory per se because they injure Ms. MacDonald's professional reputation.

109. As a direct result of Defendants' publication of knowingly, intentionally and maliciously false and defamatory statements, Ms. MacDonald's reputation and good standing in the community has been harmed and she has been embarrassed, humiliated and has suffered emotional distress.

110. Defendants' publication of knowingly, intentionally and maliciously false and defamatory statements has negatively affected and will continue to negatively affect Ms. MacDonald in connection with her professions, including but not limited to her current service as an officer of the court, an attorney for MacDonald Law Firm, LLC, and her candidacy for

election to the Minnesota Supreme Court.

111. Defendants' are liable to Ms. MacDonald and MacDonald Law Firm, LLC for defamation including libel, slander, in an amount to be determined by the trier of fact.

**COUNT 2
DEFAMATION BY IMPLICATION**

112. All of the preceding paragraphs are incorporated into the following claim.

113. In the alternative, if some of Defendants representations concerning Ms. MacDonald are deemed to be technically true, Defendant's website, taken as a whole, including the false images, creates a false implication concerning Ms. MacDonald's career as a lawyer, as involved in ongoing criminal activity, ongoing criminal investigation by police, a drunk, mentally ill, and false implications about her honesty and job performance and the circumstances surrounding the representation of her clients, and her employment as an attorney.

114. The website statements and false representations in the images imply that in Ms. MacDonald's employment as an attorney, she committed criminal acts and continues to commit criminal acts while representing her clients and is under criminal investigation, which is not true. The statements imply that Ms. MacDonald's employment as counsel and as an officer of the court involved and continues to involve criminal activity and criminal investigation.

115. Defendants published their false statements or false implications about Ms. MacDonald by publishing the statements on the website, and social media, with full knowledge that it would be made to the general public and made it available to the general public. Defendant's false statements or false implications has been republished by Defendants and others and numerous social media sites, through twitter and Facebook and others, and remains prominently displayed on the website, including the false image being on google.

116. Defendants' false statements or false implications have harmed Ms. MacDonald

and MacDonald Law Firm, LLC's reputation.

117. Ms. MacDonald has suffered, among other things, embarrassment, humiliation, and mental distress as a result of Defendants statements about her.

118. Defendants' false statements or false implications about Ms. MacDonald relate specifically to Ms. MacDonald's profession, trade , or business, and thus constitutes "defamation per se."

119. Defendants are liable for the defamatory statements they have made against the Plaintiffs. The conduct of Defendant in publishing false and derogatory statements about the Plaintiff's work performance and abilities, which has harmed the Plaintiff's professional reputation, constitutes defamation per se.

120. Under defamation per se, damages are presumed.

121. Ms. MacDonald and MacDonald Law Firm, LLC are entitled to a substantial award to compensate them for the harm to their reputation, and for the embarrassment, humiliation, and mental distress she has suffered.

WHEREFORE, Plaintiffs, Ms. MacDonald and MacDonald Law Firm, LLC request entry of judgment in their favor and against Defendants, in the following manner:

1. Awarding Ms. MacDonald judgment against the Defendants for damages, including but not limited to compensatory damages, future damages, emotional harm damages, an amount in excess of \$50,000.
2. Awarding MacDonald Law Firm, LLC an amount in excess of \$50,000.
3. Directing Defendants to take down the false image, including a suggested per diem award for the posting of the false image, of \$1,000.00 per day, and as the court deems just, retroactive to January 5, 2017, when Defendants first published the false image.

4. Directing Defendants to take whatever action is necessary to have the current statements and objectionable images removed from the website, social media, and replacing it with a statement that deletes the defamatory language and images.
 5. An Order directing Defendants to cease their wrongful conduct, to publicly admit their wrongful conduct and publicly apologize to Ms. MacDonald.
 6. Directing Defendants to place reasonable and appropriate advertising, in newspapers, radio and including on social media, correcting the defamatory statements that it reported based on Defendant's statements in the website and social media;
 7. Awarding her costs and disbursements and attorneys' fees herein; and
 8. Awarding such other and further relief as this Court deems to be just and equitable.
- Plaintiffs intend to bring a motion to amend his Complaint, adding a claim for punitive damages pursuant to Minn. Stat. §549.191.

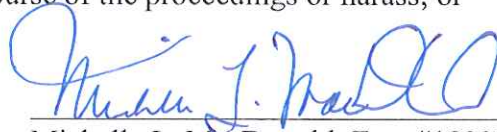
JURY DEMAND

Plaintiffs request a trial by jury.

ACKNOWLEDGMENT

The undersigned hereby acknowledges that costs, disbursements, and reasonable attorney and witness fees may be awarded pursuant to Minn. Stat. §549.211, subd. 2, to the party against whom the allegations in this pleading are asserted, if this party or his or her attorney acted in bad faith; asserted a claim or defense that is frivolous and that is costly to the party; asserted an unfounded position solely to delay the ordinary course of the proceedings or harass; or committed a fraud upon the Court.

Dated: 6/14/18



Michelle L. MacDonald, Esq. #182370
Individually and on behalf of
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1069 So. Robert Street
West St. Paul, MN 55118
Telephone: (651) 222-4400
Michelle@MacDonaldLawfirm.com

Larry A. Frost

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MN Attorney License #0390227
TEL: 612-839-5132
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Bloomington MN 55437

PREAMBLE

Members of the Society of Professional Journalists believe that public enlightenment is the forerunner of justice and the foundation of democracy. The duty of the journalist is to further those ends by seeking truth and providing a fair and comprehensive account of events and issues. Conscientious journalists from all media and specialties strive to serve the public with thoroughness and honesty. Professional integrity is the cornerstone of a journalist's credibility. Members of the Society share a dedication to ethical behavior and adopt this code to declare the Society's principles and standards of practice.

SEEK TRUTH AND REPORT IT

Journalists should be honest, fair and courageous in gathering, reporting and interpreting information.

Journalists should:

- ▶ Test the accuracy of information from all sources and exercise care to avoid inadvertent error. Deliberate distortion is never permissible.
- ▶ Diligently seek out subjects of news stories to give them the opportunity to respond to allegations of wrongdoing.
- ▶ Identify sources whenever feasible. The public is entitled to as much information as possible on sources' reliability.
- ▶ Always question sources' motives before promising anonymity. Clarify conditions attached to any promise made in exchange for information. Keep promises.
- ▶ Make certain that headlines, news teases and promotional material, photos, video, audio, graphics, sound bites and quotations do not misrepresent. They should not oversimplify or highlight incidents out of context.
- ▶ Never distort the content of news photos or video. Image enhancement for technical clarity is always permissible. Label montages and photo illustrations.
- ▶ Avoid misleading re-enactments or staged news events. If re-enactment is necessary to tell a story, label it.
- ▶ Avoid undercover or other surreptitious methods of gathering information except when traditional open methods will not yield information vital to the public. Use of such methods should be explained as part of the story.
- ▶ Never plagiarize.
- ▶ Tell the story of the diversity and magnitude of the human experience boldly, even when it is unpopular to do so.
- ▶ Examine their own cultural values and avoid imposing those values on others.
- ▶ Avoid stereotyping by race, gender, age, religion, ethnicity, geography, sexual orientation, disability, physical appearance or social status.
- ▶ Support the open exchange of views, even views they find repugnant.
- ▶ Give voice to the voiceless; official and unofficial sources of information can be equally valid.
- ▶ Distinguish between advocacy and news reporting. Analysis and commentary should be labeled and not misrepresent fact or context.
- ▶ Distinguish news from advertising and shun hybrids that blur the lines between the two.
- ▶ Recognize a special obligation to ensure that the public's business is conducted in the open and that government records are open to inspection.

MINIMIZE HARM

Ethical journalists treat sources, subjects and colleagues as human beings deserving of respect.

Journalists should:

- ▶ Show compassion for those who may be affected adversely by news coverage. Use special sensitivity when dealing with children and inexperienced sources or subjects.
- ▶ Be sensitive when seeking or using interviews or photographs of those affected by tragedy or grief.
- ▶ Recognize that gathering and reporting information may cause harm or discomfort. Pursuit of the news is not a license for arrogance.
- ▶ Recognize that private people have a greater right to control information about themselves than do public officials and others who seek power, influence or attention. Only an overriding public need can justify intrusion into anyone's privacy.
- ▶ Show good taste. Avoid pandering to lurid curiosity.
- ▶ Be cautious about identifying juvenile suspects or victims of sex crimes.
- ▶ Be judicious about naming criminal suspects before the formal filing of charges.
- ▶ Balance a criminal suspect's fair trial rights with the public's right to be informed.

ACT INDEPENDENTLY

Journalists should be free of obligation to any interest other than the public's right to know.

Journalists should:

- ▶ Avoid conflicts of interest, real or perceived.
- ▶ Remain free of associations and activities that may compromise integrity or damage credibility.
- ▶ Refuse gifts, favors, fees, free travel and special treatment, and shun secondary employment, political involvement, public office and service in community organizations if they compromise journalistic integrity.
- ▶ Disclose unavoidable conflicts.
- ▶ Be vigilant and courageous about holding those with power accountable.
- ▶ Deny favored treatment to advertisers and special interests and resist their pressure to influence news coverage.
- ▶ Bewary of sources offering information for favors or money; avoid bidding for news.

BE ACCOUNTABLE

Journalists are accountable to their readers, listeners, viewers and each other.

Journalists should:

- ▶ Clarify and explain news coverage and invite dialogue with the public over journalistic conduct.
- ▶ Encourage the public to voice grievances against the news media.
- ▶ Admit mistakes and correct them promptly.
- ▶ Expose unethical practices of journalists and the news media.
- ▶ Abide by the same high standards to which they hold others.

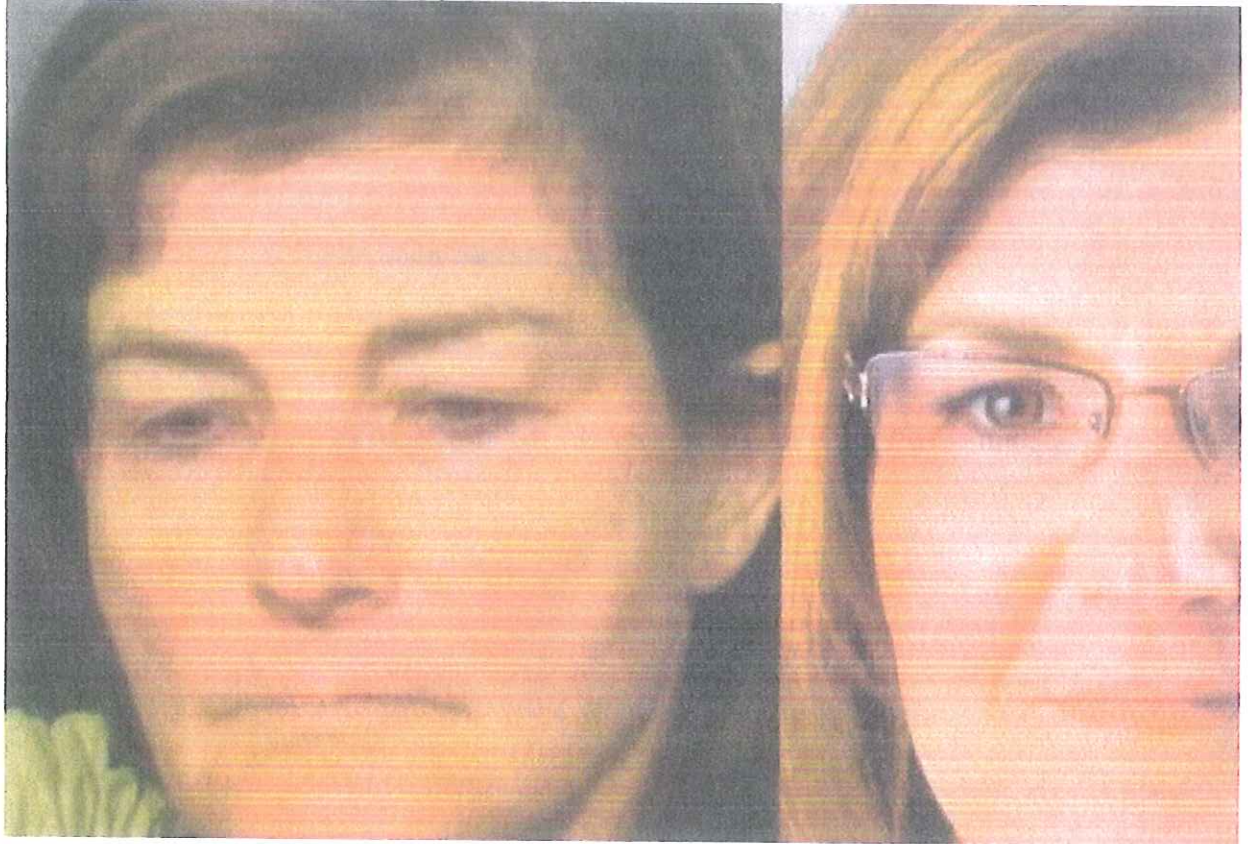
The SPJ Code of Ethics is voluntarily embraced by thousands of journalists, regardless of place or platform, and is widely used in newsrooms and classrooms as a guide for ethical behavior. The code is intended not as a set of "rules" but as a resource for ethical decision making. It is not — nor can it be under the First Amendment — legally enforceable.

The present version of the code was adopted by the 1996 SPJ National Convention, after months of study and debate among the Society's members. Sigma Delta Chi's first Code of Ethics was borrowed from the American Society of Newspaper Editors in 1926. In 1973, Sigma Delta Chi wrote its own code, which was revised in 1994, 1997 and 1998.

weets by @missinginmn



Missing in Minnesota Retweeted **The Matt McNeil Show**@MattMcNeilShow Thanks to @mbrodkorb (and @AllisonMannMN) for all the great work they do at @missinginmn. It's hard to fathom, but #MichelleMacDonald has decided to run for the Supreme Court again...now excuse me while I search for the definition of the word 'masochist.' <http://missinginminnesota.com/deja-vu-michelle-macdonald-running-again-for-minnesota-supreme-court/> ...



Deja vu: Michelle MacDonald running again for Minnesota Supreme CourtMichelle MacDonald, who was labeled a "person of interest" in the disappearance of missing children, filed to run again for the Minnesota Supreme [...]missinginminnesota.com3h



Missing in Minnesota Retweeted **Missing in Minnesota**@missinginmn NEW: Deja vu: Michelle MacDonald running again for Minnesota Supreme Court. #GrazziniRucki #MN2018

Ex. 2.1

https://twitter.com/missinginnm/status/1041545082812228


MISSOURIA SARIBSON - Minnesota Judicial Branch - Missing in Minnesota on T...

Home Moments

Missing in Minnesota
@missinginnm

The true story of two sisters who vanished, the father who searched, and the adults who conspired to hide the truth | Missing in MN [1/2]

Minnesota 10A
@missouriasaribson
Posted June 2018

Pink Iguaa @PinkIguaa11 · Jun 5
Where do they even come from?

GIF

Tommy Johnson @TomPunTommy · Jun 5
Replying to @missinginnm @mbrodiearb
#SMH

| Chief Justice - Supreme Court | | | |
|-------------------------------------|------------|---------------------------------------------|--------------------|
| Candidate Name | Party | Website | File Date |
| Lore Schmitt-Globe | Republican | www.dhschmittglobe.com | 5/22/18 |
| Associate Justice - Supreme Court 1 | | | |
| Candidate Name | Party | Website | File Date |
| Rick Anderson | Republican | rickanderson.com | 5/22/18 |
| Associate Justice - Supreme Court 2 | | | |
| Candidate Name | Party | Website | File Date |
| Renard D. Clark Nicola Boudreau | Republican | nklaugustine.com www.nicola-boudreau.com | 5/22/18 5/22/18 |
| Associate Justice - Supreme Court 3 | | | |
| Candidate Name | Party | Website | File Date |
| Ann Eitner | Republican | annreitner.com | 5/22/18 |

Kathie Roberts @KathieDR · Jun 5
Replying to @missinginnm
Good grief. This woman is seriously deranged!

New to Twitter?
Sign up now to get your own personalized timeline.
[Sign up](#)

Minneapolis trends

- Anthony Bourdain
- NatsumiDesFriendsDay
- ITConcert
- FWALovePlyaska
- WorldOceansDay
- Charles Krauthammer
- Kids See Ghosts
- Kristen Kilmack
- FridayFeeling
- Crunk

1:28 PM
6/6/2018


https://twitter.com/missinginnm/status/1041545082812228

MISSOURIA SARIBSON - Minnesota Judicial Branch - Missing in Minnesota on T...

Home Moments

Missing in Minnesota
@missinginnm

The true story of two sisters who vanished, the father who searched, and the adults who conspired to hide the truth | Missing in MN [2/2]


GIF

Tommy Johnson @TomPunTommy · Jun 5
Replying to @missinginnm @mbrodiearb
#SMH

| Chief Justice - Supreme Court | | | |
|-------------------------------------|------------|---------------------------------------------|--------------------|
| Candidate Name | Party | Website | File Date |
| Lore Schmitt-Globe | Republican | www.dhschmittglobe.com | 5/22/18 |
| Associate Justice - Supreme Court 1 | | | |
| Candidate Name | Party | Website | File Date |
| Rick Anderson | Republican | rickanderson.com | 5/22/18 |
| Associate Justice - Supreme Court 2 | | | |
| Candidate Name | Party | Website | File Date |
| Renard D. Clark Nicola Boudreau | Republican | nklaugustine.com www.nicola-boudreau.com | 5/22/18 5/22/18 |
| Associate Justice - Supreme Court 3 | | | |
| Candidate Name | Party | Website | File Date |
| Ann Eitner | Republican | annreitner.com | 5/22/18 |

Kathie Roberts @KathieDR · Jun 5
Replying to @missinginnm
Good grief. This woman is seriously deranged!

Michael Collins, HIN @michibea · Jun 5
Replying to @missinginnm
Qualified?

New to Twitter?
Sign up now to get your own personalized timeline.
[Sign up](#)

Minneapolis trends

- Anthony Bourdain
- NatsumiDesFriendsDay
- ITConcert
- FWALovePlyaska
- WorldOceansDay
- Charles Krauthammer
- Kids See Ghosts
- Kristen Kilmack
- FridayFeeling
- Crunk

1:28 PM
6/6/2018


Ex. 2.2

https://twitter.com/missingmn/status/10051430813033208

Missing in Minnesota

Missing in Minnesota @missingmn

ICYM: Michelle MacDonald is running again for the Minnesota Supreme Court. #GrazziniRucki #MN2018



Deja vu: Michelle MacDonald running again for Minnesota Supreme Court
Michelle MacDonald, who was labeled a "person of interest" in the disappearance of missing children, filed to run again for the Minnesota Supreme []

missingminnesota.com

11:10 AM · 3 Jun 2018

Missing in Minnesota @missingmn · 3 Jun 2018 · 100

UPDATE: Dwight Mitchell, the lead plaintiff in this lawsuit is upset that Michelle MacDonald "crashed" their press conference. Mitchell claims MacDonald was not invited. MacDonald posted an answer regarding this press failure, the link for Mitchell's lawsuit is in the bio.

1:27 PM 6/9/2018

https://twitter.com/missingmn/status/10043450813033208

Missing in Minnesota

Missing in Minnesota @missingmn

Missing in Minnesota
The tragic story of two sisters who vanished, the father who searched, and the adults who conspired to hide the truth []

Minnesota USA
missingmn.com
Search for JGJ

NEW: Deja vu: Michelle MacDonald running again for Minnesota Supreme Court. #GrazziniRucki #MN2018



Deja vu: Michelle MacDonald running again for Minnesota Supreme Court
Michelle MacDonald, who was labeled a "person of interest" in the disappearance of missing children, filed to run again for the Minnesota Supreme []

missingminnesota.com

1:55 PM · 5 Jun 2018

6 Favorites · 2 Retweets

4 Likes · 6 Retweets · 2 Replies

Fink Igwana @PinkIgwan11 · Jun 5
Replying to @missingmn
She hides under her mattress while in jail, wrapping herself from head to toe like a mummy in toilet paper? She needs a straight jacket, not a judgeship.

Missing In Minnesota @missingmn · Jun 5
Terrible, isn't it?

Fink Igwana @PinkIgwan11 · Jun 5

New to Twitter?
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Sign up

Minneapolis trends

Anthony Bourdain
Anthony Bourdain died in FI

NationalBestFriendsDay
4.3K Tweets

TCOrnival

WWeLovePranks
1.7K Tweets

WorldOceansDay
1.5K Tweets

Charles Krauthammer
Editor Charles Krauthammer announces he has cancer on his leg

Kids See Ghosts
Katie Couric and Sir Curi Liles See Ghosts tonight party

Konstantin Kilimnik
1.6K Tweets

FridayFeeling
1.4K Tweets

Grank
1.2K Tweets

1:28 PM 6/9/2018

EX. 2.3

https://twitter.com/missingmn... Minnesota Judicial Branch... Missing in Minnesota on T...

Missing in Minnesota @missingmn · 12h
UPDATE: Dwight Mitchell, the lead plaintiff in this lawsuit is upset that Michelle MacDonald "crashed" their press conference. Mitchell claims MacDonald was not invited. MacDonald walked in wearing campaign stickers before she fled for MN Supreme Court and stood with parents.

Star Tribune @StarTribune
Group of Minnesota parents seeks a statewide ban on child removals alleging abuses. strib.com/2416Zhu

Missing in Minnesota @missingmn
Follow

It's easy to understand Mitchell's frustration. MacDonald's client and campaign manager were both convicted of 6 felonies for their role in the disappearance of missing children. Her "crashing" a press conference of parents is completely inappropriate.

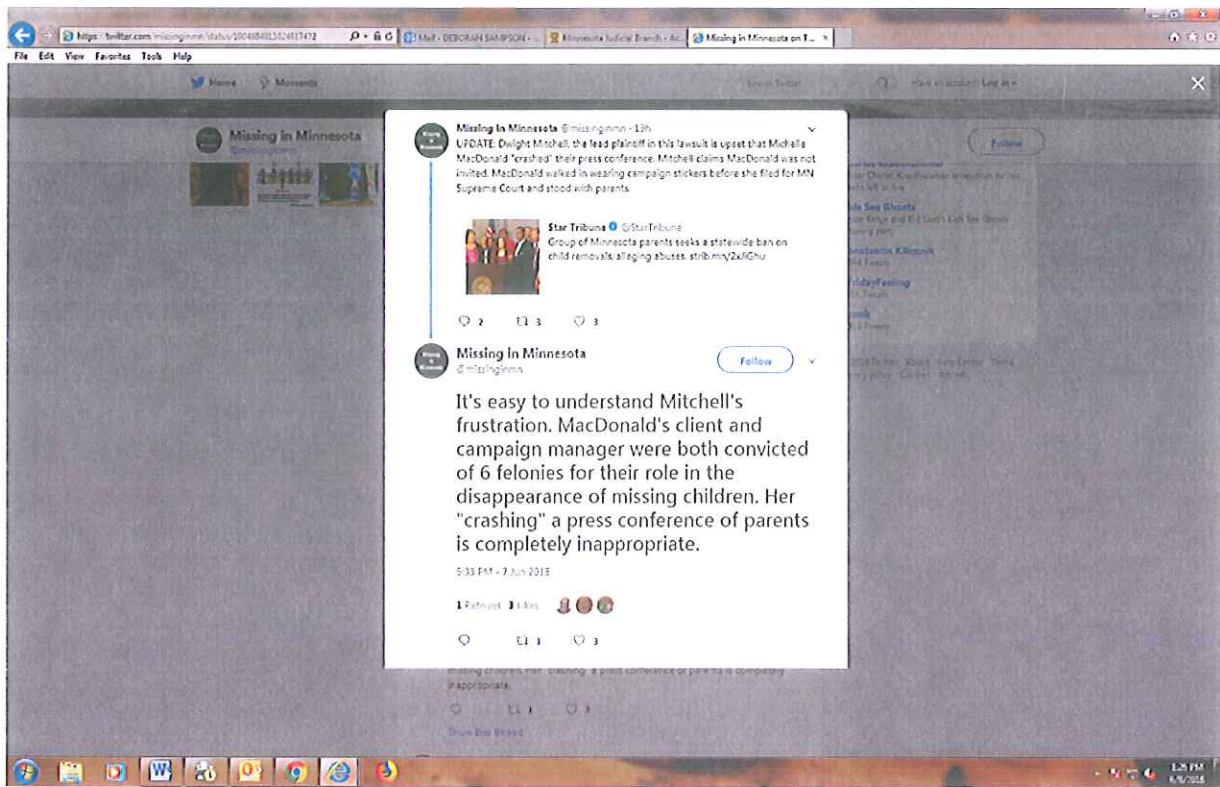
5:33 PM - 7 Jun 2018

1 Retweet 1 Like

Missing children, their "crashing" a press conference of parents is completely inappropriate.

1 Retweet 1 Like

Don't @id Press



Ex. 3.1

Michelle Macdonald

From: Dwight Mitchell <ddm@maa-imcs.com>
Sent: Saturday, June 09, 2018 10:11 PM
To: 'Michael Brodkorb'; Michelle Macdonald
Cc: Erick Kaardal; 'Tim Kinley'
Subject: RE: Michelle MacDonald - Follow-up

Importance: High

Mr. Brodkorb,

I have no desire to get in the middle of whatever is going on between you and Ms. MacDonald. So I will just state the facts as I know them.

1. I did review and consult with Ms. MacDonald several time concerning my current legal case, roughly 3-5 times, and she did offer to represent me, but did not retain her services. As you already know, I retained the services of Erick Kaardal.
2. I did not personally invite Ms. MacDonald to the press conference, but she did join our group several months back "Stop CPS From Legal Kidnapping Children" to support our cause.
3. Tim Kinley, forwarded our Press Release to Ms. MacDonald and invited her to attend the Press Conference. Tim has been actively supporting our efforts since the beginning.
4. I did google the Sandra Grazzini-Rucki today and I am now aware of this case.

I hope I have answered your questions.

Kind Regards,

Dwight D. Mitchell, PMP, OCP, OCS

Mitchell & Associates, Inc. | 200 Centennial Ave, Suite 200, Piscataway, NJ 08854 USA | T: +1.732.699.0020 |
F: +1.732.699.0021 | M: +1.732.208.9950 | www.maa-imcs.com



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From: Michael Brodkorb <michaelbrodkorb@gmail.com>
Sent: Saturday, June 9, 2018 10:28 PM
To: ddm@maa-imcs.com; Michelle MacDonald <michelle@macdonaldlawfirm.com>
Subject: Michelle MacDonald - Follow-up



Mr. Mitchell: I am following up on my email of yesterday. Michelle MacDonald claimed in an email yesterday that you are a "former client."

I requested documentation from Michelle that you are in fact a former client, but she has not responded.

To help facilitate an answer to my question, I have included Michelle on this email.

Again, I am looking to prove or disprove Michelle's claim.

Any clarification you can provide would be appreciated.

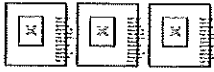
Respectfully,

Michael Brodkorb



Michael Brodkorb

(612) 618-1168 | michaelbrodkorb@gmail.com
www.about.me/mbrodkorb



MACDONALD LAW FIRM

Michelle L. MacDonald
Managing Attorney

Mailing & Delivery
1069 So. Robert Street
W. St. Paul, MN 55118
Main: (651) 222-4400
Fax: (651) 222-1122

www.MacDonaldLawFirm.com

August 3, 2016

Mr. Gregory Walsh,
Walsh and Gaertner
24 East Fourth Street
St. Paul, MN 55101

Re: Michael Brodkorb - Notice to Cease and Desist; Remove all defamatory comments

Dear Mr. Walsh:

Mr. Michael Brodkorb requested that I direct a letter to you with regard to the matter relating to false comments he has made on social media, and related incidents of defamation, libel and slander of me, and employment as an attorney.

In particular, he continues to publish and tell others verbally that I am a "person of interest" in a criminal case, relating to the Sandra Grazzini-Rueki and her children, now concluded. Ask any police department. "Person of interest" is a meaningless, nebulous term, but the public does not know that. And the fact of representing a client charged and convicted of a felony by an attorney does not make their attorney a "person of interest." Mr. Brodkorb continues to convey this falsehood since apparently since April 2015.

I have repeatedly told Mr. Brodkorb that the police called me *once*, and I have cooperated, he continues to report otherwise, most recently yesterday, August 4, 2016.

Yesterday he reported me as "person of interest" and erroneously reported that myself (Sandra's attorney) and Sandra paid a \$50,000 in bail using food stamps, an absolute falsehood that he knew was not true.

As you know, even twisting/ manipulating the truth, or material omissions to convey a falsehood, are actionable as libel, slander or defamation. In reality, we exchanged various texts relating to his question about making bail. Mr. Brodkorb picked up on the fact that someone may have donated "food stamp cards" to try to bail her out. To convey that Sandra had many supporters, I texted that she "received donations that day, \$5 bills, food stamp cards, checks, etc."

Mr. Brodkorb *right away* responded that "*you can't use food stamps to bail yourself out of jail*", He knew that this could not ---- and was not ----done. My mention was only to convey the community support, and even with those with no means were trying to help.

Mr. Brodkorb also texted me yesterday that no one at the police department told him directly that I was, or now remain, a "person of interest".



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Minneapolis & Suburbs ♦ 3800 American Blvd. W. Suite 1500 ♦ Bloomington, MN 55431
Stillwater & Surroundings ♦ 6351 St. Croix Trail ♦ Stillwater, MN 55082

Ex. 4.1

He referred to an article by Mr. Brandon Stahl and the Star Tribune, in April 2015, which was published. When I saw that article, I immediately notified Brandon Stahl to cease such reporting and, to my knowledge, Mr. Stahl and the Star Tribune complied.

After April 2015, Mr. Brodkorb would write and call people I associated with to attempt to interfere with our relationship. For example, after I reported to Mr. Brodkorb that I received an honor at the Governor's office, his reaction was that I would have not received the honor if they knew I was "person of interest" in a criminal felony case, and he notified at least one person to inform her in an attempt to disgrace me. He wanted to give the impression that if they knew I was a "person of interest", they would disassociate themselves from me.

To be clear, I have not paid much attention to Mr. Brodkorb, but have gotten calls from many others to stop talking to him. I have not yet taken the time to inventory all of his false and derogatory comments about me. I continued to communicate with him, hoping that he would report what I tell him accurately, apparently to no avail. He persists in his cherry picking, false representations, material omissions as to what he is told, and propaganda about me and my personal profession.

I even sent Mr. Brodkorb the ethical rules as to reporters, which he has disregarded and continues to disregard.

As of yesterday, I will no longer tolerate Mr. Brodkorb's behavior. An associate of mine contacted me after Mr. Brodkorb's social media post yesterday that conveyed false information, and I read it and the resultant comments about me as a lawyer.

I notified Mr. Brodkorb to remove all of his falsities, and to discontinue contacting me. Mr. Brodkorb unequivocally stubbornly refuses to do so, to his detriment.

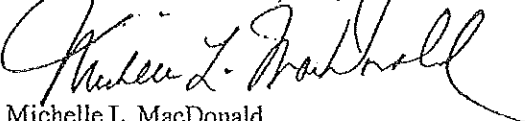
I very much want to put this matter against Mr. Michael Brodkorb behind me, but we need your cooperation in doing so, and we would prefer not to have to file a motion or lawsuit to ask the court to make him stop.

Therefore, we request a written response from you by **Monday, August 8, 2016** that confirms that he has taken down and updated all of the items described above, and provides a date by which he will be taking all other postings down. I have in writing that Lakeville Police never told him that I was a person of interest, and he has perpetuated a falsehood that I already took up with Brandon Stahl.

This letter is sent without waiver of any rights relating to this matter, all of which Michelle MacDonald and MacDonald Law Firm, LLC reserve.

Very truly yours,

MACDONALD LAW FIRM, LLC



Michelle L. MacDonald
Attorney at Law
MLM/das

Enclosures

EX.4.2

MAC DONALD

L A W F I R M

Michelle L. MacDonald
Managing Attorney

Mailing & Delivery
1069 So. Robert Street
W. St. Paul, MN 55118
Main: (651) 222-4400
Fax: (651) 222-1122
www.MacDonaldLawFirm.com

August 18, 2016

Mr. Gregory Walsh,
Walsh and Gaertner
24 East Fourth Street
St. Paul, MN 55101

Via Mail and Email to Greg@Walsh-Gaertner.com
and Fax to 651-224-2672

Re: Michael Brodkorb - Notice to Cease and Desist; Remove all defamatory comments

Dear Mr. Walsh:

You have not respond to my letter of August 5, 2016, requesting a response no later than Monday, August 9, 2016, regarding the false comments your client, Michael Brodkorb, has made on social media, and related incidents of defamation of me and my business.

We will note that Mr. Brodkorb has not posted since I notified him on August 3, 2016 to cease and desist, and wrote the letter to you of August 5, 2016. *Thank you.*

However, Mr. Brodkorb has apparently refused to take down his earlier posts, particularly, his posts on twitter and www.MissinginMinnesota.com where he continues to publish that Sandra's attorney is "*person of interest*" in a criminal case, relating to the Sandra Grazzini-Rucki and her children, now concluded.

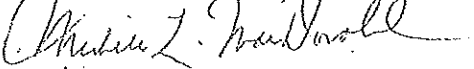
In addition, he has not taken down his false report that Sandra and I as her attorney paid a \$50,000 bail using food stamps.

While I have not yet had time to inventory all of Mr. Brodkorb's falsehoods, we would expect all such posts that convey false and defamatory information and perpetrate falsehoods to be taken down no later than *Monday, August 21, 2016*. This action will serve to mitigate damages to me and my law firm. Material omissions are also a form of fraud, and defamation, and implicate criminal statutes as well. I am running for Minnesota Supreme Court, of which Mr. Brodkorb is aware, and such false statements will impact my candidacy.

I look forward to Mr. Brodkorb's compliance, and your response.

Very truly yours,

MACDONALD LAW FIRM, LLC



Michelle L. MacDonald
Attorney at Law



Saint Paul & Suburbs ♦ 1069 So. Robert Street ♦ W. St. Paul, MN 55118
Minneapolis & Suburbs ♦ 3800 American Blvd. W. Suite 1500 ♦ Bloomington, MN 55431
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Ex. 4.3

Michelle Macdonald

From: Michelle Macdonald
Sent: Thursday, September 22, 2016 6:41 PM
To: 'nathan.hansen@gmail.com'
Cc: 'Debbie Sampson'
Subject: Micheal Brodkorb - notice to Cease and Desist Defamatory comments - Michelle MacDonald
Attachments: M403-1301-0271.PDF; M403-1301-0264.PDF; Brodkorbtweet.pdf; BrodkorbAffidavitofPersonalService.pdf

Dear Mr. Hanson,

Attached is my Affidavit of Service upon you of the letters to Mr. Brodkorb (via his former attorney) and his recent tweet.

This confirms that today, when I served these documents on you, his new attorney, Mr. Brodkorb's response was that he was going to tweet something even more damaging: that I am a "suspect."

Lt. Polisky today definitively that I am not a suspect at this time. He told me he explained this process to Mr. Brodkorb.

Your client also blocked me from his tweets so that only others can view his comments about me, a deception, as I told him through his former attorney, Mr. Walsh, that I plan to take the time to inventory his comments.

I have been an attorney in private practice for 29 years, and I am running for Minnesota Supreme Court. As you know, such statements relating to a person's business is per se defamatory, and no actual damages need be shown.

As the letters, his recent tweet, and his comment to me in your presence that his tweets would become retaliatory, I ask you to please again tell Mr. Brodkorb to cease and desist to avoid a lawsuit.

Very truly yours,

MacDonald Law Firm, LLC

Michelle L. MacDonald

Attorney at Law

Mailing & Delivery:

MacDonald Law Firm, LLC
1069 South Robert Street
West St. Paul, MN 55118
Main: 651-222-4400
Fax: 651-222-1122



Michelle@MacDonaldLawFirm.com
www.MacDonaldLawFirm.com

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Outlook Mail

1

Michelle Lowney...



michaelbrodkorb@gmail

New | Reply | Delete | Archive | Junk | Sweep | Move to

Search results

Fwd: Google Alert - michelle macdonald

In folders

All folders

Inbox

Sent Items

Deleted Items

Drafts

From

Michael B. Brodkorb
michaelbrodkorb@gmail

Michelle Lowney MacD
mmacdonaldshimota@h

Michelle MacDonald
michelle@macdonaldl

Michael Volpe
mvolpe998@gmail.com

michelle@macdonaldfc
michelle@macdonaldforj

Options

With attachments

Date

All

This week

Last week

This month

Select range

From

Thu 5/24/2018

To

Thu 5/24/2018

M Michelle Lowney MacDonald Shimota
Sun 1/8/2017, 12:20 PM
Michael Brodkorb (michaelbrodkorb@gmail.com); debb

Reply |

Sent Items

You forwarded this message on 5/23/2018 10:04 PM

Please cease and desist.

In particular, take down the photo. While the damage has been done, you have an opportunity to mitigate.

It is now the first photo when one Googles me and asks for images.

Thank you

Michelle MacDonald
D-612-554-0932

----- Forwarded message -----
From: Google Alerts <googlealerts-noreply@google.com>
Date: Jan 6, 2017 5:04 PM
Subject: Google Alert - michelle macdonald
To: mmacdonaldshimota@hotmail.com
Cc:

Google Alerts

As-it-happens update - January 6, 2017

WEB

MN Supreme Court referee recommends suspension of Michelle MacDonald's law license

Missing in Minnesota
A judicial referee appointed by the Minnesota Supreme Court has recommended that Michelle MacDonald's law license be suspended for a minimum ...

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michaelbrodk...

1 of 1

Ex. 6

5/24/2018



Mailing & Delivery
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Fax: (651) 222-1122

January 5, 2017

Mr. Gregory Walsh,
Walsh and Gaertner
24 East Fourth Street
St. Paul, MN 55101

Via Mail and Email to Greg@Walsh-Gaertner.com
and Fax to 651-224-2672

Re: Michael Brodkorb - Notice to Remove Derogatory Photo

Dear Mr. Walsh:

I wrote to you previously on August 3, 2016, and August 18, 2016 that Michael Brodkorb remove all defamatory comments. I also notified his other attorney Nathan Hansen via email on September 22, 2016. Mr. Brodkorb's response to my letters to you has been to remove me from the ability to view his social media web pages.

Today I learned that Mr. Brodkorb posted a photo of me which is attached. I am told that the photograph has been up for several hours. Each hour that it is up is actionable, as with the statements. To my knowledge, the photograph has not been picked up by others or gone viral.

I am demanding that the photograph be removed by Mr. Brodkorb immediately.

Unfortunately, I have learned that Mr. Michael Brodkorb's hostility towards me continues, along with comments on social media, and incidents of defamation, libel and slander of me, and my employment as an attorney.

Mr. Brodkorb has had the ability, and the duty, to mitigate damages.

Thank you.

Very truly yours,

MACDONALD LAW FIRM, LLC

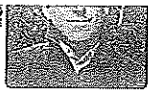
A handwritten signature in black ink, appearing to read "Michelle L. MacDonald".

Michelle L. MacDonald
Attorney at Law
MLM/das



EX. 7.1

Saint Paul & Suburbs ♦ 1069 So. Robert Street ♦ W. St. Paul, MN 55118 ♦ Office: (651) 222-4400
Minneapolis & Suburbs ♦ 3300 Edinborough Way - Suite 550 ♦ Edina, MN 55435 ♦ Office: (952) 746-4243
Stillwater & Surroundings ♦ 6351 St. Croix Trail ♦ Stillwater, MN 55082 ♦ Office: (651) 455-5529

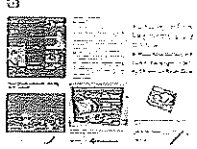


TWEETS 19.7K FOLLOWING 3,532 FOLLOWERS 5,559 LISTS 2,227 LISTS 2

Follow

Michael Brodorb

Journalist
Husband & Father • Bessed!
Communications & PR | Phone: (612) 234-7154 | Columnist @14thStreet
Author @mikebrodorb
missing no.70701E
Minnesota
@mikebrodorb.com
Joined August 2008



Tweets Tweets & replies Media

Missing in Minnesota (1) - @mikebrodorb
BREAKING: MN Supreme Court refuses to recommend 60-day susp.
2yr prob, mental health eval for Michelle MacDonald ->
missing on 2/24/11



Michael Brodorb
The beauty problem they want to solve isn't baldness, so if you're bald, don't get your hopes up

New to Twitter?

Get up to speed to get started on Twitter

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- #MAGAO
- #Chafgratidnt
- FL Emswiler-Ridgway
- Qatar 2011
- Zain Fakhra
- Iran
- BANK Twitter

EX. 7.2



Mailing & Delivery
1069 So. Robert Street
W. St. Paul, MN 55118
Main: (651) 222-4400
Fax: (651) 222-1122

January 10, 2017

Mr. Gregory Walsh,
Walsh and Gaertner
24 East Fourth Street
St. Paul, MN 55101

Via Mail and Email to Greg@Walsh-Gaertner.com
and Fax to 651-224-2672

Mr. Nathan Hansen,
Attorney at Law,
2440 Charles Street N. Suite 242
North St. Paul, MN 55109

Via Mail and Email to nathan.hansen@gmail.com
and Fax to 651-704-9604

Mr. Ryan Patrick Griffin,
Attorney at Law
319 Savage Lane
Little Canada, MN 55117

Via Mail and Email to Ryanpatrickgriffin@comcast.net
No Fax

Re: Representation of Michael Brodkorb – Photo now number one image on google

Dear Mr. Walsh, Mr. Hansen and Mr. Griffin:

With the exception of Mr. Griffin, I have written to you previously regarding Michael Brodkorb’s unlawful behaviors.

While I have received no response by any of you to my letters of August 3, 2016, August 18, 2016, September 22, 2016 and January 5, 2017, the response by Mr. Brodkorb has been to ramp up his behaviors, rather than to cease and mitigate damages.

For example, after my request to remove the photo taken in the midst of tortuous treatment at the jail, Mr. Brodkorb’s reaction was to publish it several more times, which can only be viewed to maliciously portray me as drunk, drugged up or mentally ill. The photo is now the number one image for me on google (attached).

Mr. Brodkorb is aware of the history of the photo, the circumstances under which the photo was taken. He is even aware that it was taken down by the *Pioneer Press* in September 2014 after my attorneys alerted them that it had nothing to do with the drunk driving charges.

This is why Mr. Brodkorb has not ever published the photo to my knowledge, until now, and only after I alerted you to have him cease his behaviors.



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Stillwater & Surroundings ♦ 6351 St. Croix Trail ♦ Stillwater, MN 55082 ♦ Office: (651) 455-5529

Ex. 8.1

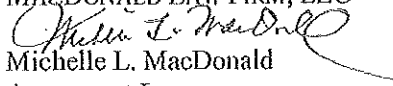
Let me be clear, I am representing myself. Since my notices to you, and Mr. Brodkorb's reaction leads me to believe that either you have ignored my requests, have counseled him to continue his behavior, *or* you have not been representing him as he claims.

Mr. Brodkorb has requested I deal with his attorneys. Please indicate to me, by responding to this letter and email, which one of you, if any, in fact has undertaken the representation of Mr. Brodkorb as he claims.

I would appreciate your response within a reasonable time *but no later than Friday, January 13, 2017.*

Very truly yours,

MACDONALD LAW FIRM, LLC



Michelle L. MacDonald

Attorney at Law

MLM/das

Ex. 8.2

Google Alert - michelle macdonald

Google Alerts <googlealerts-noreply@google.com>

Fri 1/6/2017 5:04 PM

To: mmacdonaldshimota@hotmail.com <mmacdonaldshimota@hotmail.com>;

Google Alerts

michelle macdonald

As-it-happens update · January 6, 2017

WEB

MN Supreme Court referee recommends suspension of Michelle MacDonald's law license

Missing in Minnesota

A judicial referee appointed by the Minnesota Supreme Court has recommended that Michelle MacDonald's law license be suspended for a minimum ...



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EX. 8.3

WALSH & GAERTNER

WALSH & GAERTNER BUILDING | 24 EAST FOURTH STREET | ST. PAUL, MN 55101
T 651-228-9968 F 651-224-2672
WWW.WALSH-GAERTNER.COM

January 16, 2017

Michelle MacDonald
1069 South Robert Street
West St. Paul, Minnesota 55118

Re: Michael B. Brodkorb

Ms. MacDonald:

I have not been retained to represent Mr. Brodkorb for the matter you allege. Please discontinue sending me letters regarding this matter.

Very truly yours,



Gregory J. Walsh
Attorney at Law
Direct: 651-379-0979
Email: greg@walsh-gaertner.com

GJW/pk

cc: Michael B. Brodkorb

EX. 9



WAGNER, FALCONER & JUDD, LTD.

Attorneys & Consultants Since 1932

March 17, 2017

Nathan Hansen
Attorney at Law
2440 Charles Street N. Suite 242
North St. Paul, MN 55109

Re: Cease and Desist
Your Client: Michael Brodkorb
Our File No.: 281559 MN

Dear Mr. Hansen:

The undersigned firm has consulted with Ms. Michelle MacDonald regarding the defamatory remarks that Mr. Brodkorb continues to print on his blog/website, missinginminnesota.com. He has replaced Ms. MacDonald's photograph with one that is not flattering to her. He continues to refer to her as a "person of interest" in a felony case for which Mr. Brodkorb knows that Ms. MacDonald's only involvement was as the attorney of the accused. Furthermore, he makes unfounded accusations including that Ms. MacDonald is or was not cooperating with the police. Ms. MacDonald has contacted the police department to verify that none of these statements is true and that no one from the police department made these statements.

As you know, the elements of defamation are (1) communication to someone other than the party; (2) the communication must be false; and (3) the communication must harm the party's reputation and lower her estimation of the community. See Bahr v. Boise Cascade Corp., 766 N.W.2d 910, 919 (Minn. 2009). Mr. Brodkorb has published and continues to publish the above mentioned statements on his website for anyone to see. Mr. Brodkorb has been told numerous times that Ms. MacDonald's only participation in this matter is that of the attorney for the accused. At no time was she ever a suspect or a "person of interest" in this case. These statements have caused damage to Ms. MacDonald's reputation and estimation in the community.

Ms. MacDonald has written several letters to request that these statements be removed from his website. However, Mr. Brodkorb has refused to do so and only continues to add more unflattering comments and photos of Ms. MacDonald.

This letter is formal demand for Mr. Brodkorb to remove the unflattering photograph of Ms. MacDonald from any and all of his media sites and delete any reference to Ms. MacDonald being "a person of interest" in any criminal felony case and any indication that Ms. MacDonald was "not cooperating with police". Furthermore that Mr. Brodkorb print a retraction explaining that the only interest Ms. MacDonald had in this case was as the attorney for Ms. Sandra Grazzini-Rucki and that the term "person of interest" is a meaningless media term. Finally, that Mr. Brodkorb CEASE AND DESIST from making any further mention of Ms. MacDonald on any of his media outlets.

EX. 10.1

100 South Fifth Street, Suite 800
Minneapolis, Minnesota 55402
Phone: 800.697.8955

325 North Corporate Drive Suite 100
Brookfield, Wisconsin 53045
Phone: 800.697.8960
www.wfjlawfirm.com

4301 West 57th Street North, Suite 130
Sioux Falls, SD 57108
Phone: 866.224.7232 SD
Phone: 800.506.7267 ND

If Mr. Brodkorb fails to immediately comply with these demands, we will advise Ms. MacDonald to seek remedies to the fullest extent allowed by law including but not limited to filing a civil lawsuit seeking damages in excess of \$50,000 as well as punitive damages. Please send your response to this letter by March 23, 2017. You may send your response to the undersigned firm, referencing our file number, or *directly* to Ms. MacDonald at the following address:

Michelle MacDonald
1069 So. Robert Street
West St. Paul, MN 55118

Please be advised that the undersigned firm has not been formally retained for the ongoing representation of Ms. MacDonald. Accordingly, you have my express permission to communicate directly with her. If you prefer to respond to the undersigned firm, you may as she has authorized our firm to further communicate with you regarding this matter. My email address is mndocs@wflawfirm.com. Please reference my file number in any response.

Thank you for your anticipated cooperation.

Sincerely,

WAGNER, FALCONER & JUDD, LTD.



Kammey M. K. Mahowald
Attorney at Law

KMKM/ph

cc: Michelle MacDonald

Enclosures

EX.10.2



WAGNER, FALCONER & JUDD, LTD.

Attorneys & Consultants Since 1932

April 4, 2017

Nathan Hansen
Attorney at Law
2440 Charles Street N. Suite 242
North St. Paul, MN 55109

Re: Cease and Desist
Your Client: Michael Brodkorb
Our File No.: 281559 MN

Dear Mr. Hansen:

We are in receipt of your email dated March 17, 2017. In that correspondence you have declined to have your client remove all references to Ms. MacDonald. You claimed that Ms. MacDonald admitted in her book to being a "person of interest" in the case. However, the enclosed excerpt of the book supports the contention that Ms. MacDonald does not admit to being a "person of interest" or a "suspect". She clearly states that upon discussion with the Lakeville police, she was told that "person of interest" is a media term and that she is not and was not a suspect in this matter.

Furthermore, you did not address the unflattering photograph of Ms. MacDonald.

This letter is formal demand for Mr. Brodkorb to remove the unflattering photograph of Ms. MacDonald from any and all of his media sites and delete any reference to Ms. MacDonald being "a person of interest" in any criminal felony case and any indication that Ms. MacDonald was "not cooperating with police". Furthermore that Mr. Brodkorb print a retraction explaining that the only interest Ms. MacDonald had in this case was as the attorney for Ms. Sandra Grazzini-Rucki and that the term "person of interest" is a meaningless media term. Finally, that Mr. Brodkorb CEASE AND DESIST from making any further mention of Ms. MacDonald on any of his media outlets.

If Mr. Brodkorb fails to immediately comply with these demands, we will advise Ms. MacDonald to seek remedies to the fullest extent allowed by law including but not limited to filing a civil lawsuit seeking damages in excess of \$50,000 as well as punitive damages. Please send your response to this letter by April 13, 2017. This will be your final letter from our firm on this issue. You may send your response to the undersigned firm, referencing our file number, or *directly* to Ms. MacDonald at the following address:

Michelle MacDonald
1069 So. Robert Street
West St. Paul, MN 55118

EX. 10.3

Please be advised that the undersigned firm has not been formally retained for the ongoing representation of Ms. MacDonald. Accordingly, you have my express permission to communicate directly with her. If

100 South Fifth Street, Suite 800
Minneapolis, Minnesota 55402
Phone: 800.697.8955

325 North Corporate Drive Suite 100
Brookfield, Wisconsin 53045
Phone: 800.697.8960

4301 West 57th Street North, Suite 130
Sioux Falls, SD 57108
Phone: 866.224.7232 SD
Phone: 800.506.7267 ND

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you prefer to respond to the undersigned firm, you may as she has authorized our firm to further communicate with you regarding this matter. My email address is mndocs@wfilawfirm.com. Please reference my file number in any response.

Thank you for your anticipated cooperation.

Sincerely,

WAGNER, FALCONER & JUDD, LTD.



Kammey M. K. Mahowald
Attorney at Law

KMKM/ph

cc: Michelle MacDonald

Enclosures

EX.10.4