

United States District Court

Nov 6 4 12

FOR THE

DISTRICT OF MARYLAND

CIVIL ACTION FILE NO. 15952

KERIK HEINE

Plaintiff
JURI AUG
5103 13rd Avenue
Hyattsville, Maryland
United States of America

SUMMONS IN CIVIL ACTION

SUMMONS

1420

To the above named Defendant:

You are hereby summoned and required to answer the complaint of the Plaintiff, **Ernest C. Raskauskas, Esquire**

(a) or

to

plaintiff's attorney whose address is

1416 Ray Road
Hyattsville, Maryland
District of Columbia

within

20

days after service of this summons upon you, unless you file a motion for judgment by default. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.

TRUE COPY

WILFRED W. BURSONKY
Clerk of Court

GARY SAPPENSTEIN
Deputy Clerk

WILFRED W. BURSONKY
Clerk

Date: November 6, 1964

By *[Signature]*
Clerk

[Seal of Court]

I received this summons and believe it to be true and correct and I will answer the same as follows:

Section 4 of the Federal Rules of Civil Procedure

DECLASSIFIED AND RELEASED BY
CENTRAL INTELLIGENCE AGENCY
SOURCE METHODS EXEMPTION 3B2B
NAZI WAR CRIMES DISCLOSURE ACT
DATE 2003 2006

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND

BERIK HEINE
131 Mount Olive Drive
Rendale, Ontario
Canada

Plaintiff

vs.

Civil Action No. 15952

JURI RAUS
5103 43rd Avenue
Hyattsville, Maryland
United States of America

Defendant

COMPLAINT IN DAMAGES FOR SLANDER

Jurisdiction of this cause is founded under the United States Code, Title 28, Section 1332, Paragraph (a), and subsection (a), (2). The matter in controversy herein exceeds the sum or value of Ten Thousand Dollars (\$10,000.00), exclusive of interest and cost, and is between a citizen and resident of the Dominion of Canada and a citizen and resident of the State of Maryland and of the United States.

1. The plaintiff, Berik Heine, is a citizen of Canada and a resident of the town of Rendale, Province of Ontario, Dominion of Canada.

2. The defendant, Juri Raus, is a citizen of the United States and of the State of Maryland, and is a resident of the town of Hyattsville, County of Prince George's, State of Maryland, residing at 5103 43rd Avenue.

3. The plaintiff is a good, true, honest and virtuous citizen of said town, province, and Dominion, and such, during his entire life, has demeaned and behaved himself, and during his entire life has remained free and unsuspected of Communism, being a Communist or a Communist Agent, and being a member of the Communist Party of the United States, Canada, or any other country, or any other organization whose object or purpose is to overthrow the Federal and State Governments of the United States and of other countries, by force and violence, and any other such crimes. The

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plaintiff was esteemed and reputed as a person of good name, credit and reputation, by reason of which he gained the respect, good will and esteem of all of his neighbors and divers other good people of the Dominion of Canada and of the United States of America.

4. The plaintiff for a long time past and before the speaking and uttering of the false and defamatory words hereinafter mentioned, followed and carried on the avocation of a lecturer and exhibitor of a certain motion picture titled "Creators of Legend", by means of which he partially earned his livelihood and acquired certain sums of money. Said lectures of the plaintiff were based on his experiences as a prisoner in Russian prison camps and on his personal Guerrilla fighter activities in Occupied Estonia. Said motion picture portrays in detail the brutalities committed by the Communist in Occupied Estonia. Said lectures and said motion picture which was produced by the plaintiff, were well received and attended by thousands and thousands of persons of Estonian extraction, and others, because the plaintiff is an Estonian by birth, and said lectures and motion picture were based on his personal experiences and his known vigorous anti-communist activities.

5. The defendant, Juri Saas, contriving to deprive plaintiff of his good name, credit and reputation and to bring him into disrepute among his neighbors, and amongst people of Estonian extraction both in the United States and in Canada, and further to bring him into disrepute in the various organizations in which plaintiff is a member, did on November 9, 1943, in New York, at a special meeting of the Board of the Legion of Estonian Liberation in New York, in the presence and hearing of one Aleksander Allikas and one Elmar Koort and other persons, maliciously speak and publish the following defamatory words: "Kerik Heine is a Communist" and "Kerik Heine is a KGB Agent", and that by said words "KGB Agent" defendant meant, and was understood by said persons to whom said

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words were communicated to mean, that plaintiff was a Communist Secret Agent, and was unlawfully, willfully, and feloniously conducting illegal activities in the United States and in Canada. By said defamatory statements, defendant Juri Raus, meant and intended to charge plaintiff with the crimes of being a party to an International Revolutionary Communist Conspiracy which is committed to overthrow by force and violence the Governments of Canada, of the United States and of the several states, including those of the States of New York and of Maryland, and for being a member of the Communist Party whose object and purpose is to overthrow Governments of Canada and the United States by force and violence, and for knowingly participating in the revolutionary activities of the Communist Party, knowing the revolutionary object or purpose thereof.

6. On or about July 4, 1964, at an Estonian gathering at Laurel Acres, Pasadena, Maryland, the defendant, Juri Raus, repeated, uttered and published the said malicious, false, slanderous and defamatory statements hereinabove alleged, and by said words defendant meant, and was understood by said August Kuklane to whom said words were communicated to mean, that plaintiff was a Communist and a Communist Agent, and that he was unlawfully, willfully, and feloniously engaged in illegal and revolutionary activities, all designed to overthrow the Governments of the United States and Canada by force and violence.

7. On or about September 6, 1964, at an Estonian gathering at Estonian House, 1932 Belair Road, Baltimore, Maryland, at a reception in honor of Estonian Colonel Alfons Rabane, the defendant, Juri Raus, repeated, uttered and published the said malicious, false, slanderous and defamatory statements hereinabove alleged, and by said words defendant meant, and was understood by said August Kuklane to whom said words were communicated to mean, that plaintiff was a Communist and a Communist Agent, and that he was unlawfully, willfully, and feloniously engaged in illegal and revolutionary activities, all designed to overthrow the Governments

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of the United States and Canada by force and violence.

8. The plaintiff, Erik Meine, is nowise guilty of said crimes so falsely and maliciously charged by defendant, but said words uttered by defendant were and are untrue and were known by the defendant to be untrue when uttered and published, on all three occasions hereinabove alleged.

9. The defendant, Juri Raus, is a person of apparent responsibility whose position in life and whose position in various Estonian organizations is calculated to give credit to the utterances and charges aforesaid.

10. By reason of the aforesaid defamatory and slanderous utterances of the defendant, plaintiff has not only been greatly injured and damaged in his good name, fame, credit, and reputation, but also has been brought into general scandal, disgrace and disrepute amongst members of the Estonian Community both in the United States and in Canada, and amongst others, who, ever since the speaking and uttering of said false, scandalous, and defamatory words and criminal allegations, has made plaintiff suspect of having been guilty of said crimes.

11. Plaintiff has been injured in his reputation and good standing in the community where he lives, and amongst people of the Estonian community both in the United States and in Canada in the amount of Ten Thousand Dollars (\$10,000.00).

12. Plaintiff alleges that the utterances and publications of the defendant hereinabove alleged were slanderous and defamatory, and that said utterances and publications thereof were willful, malicious, false, and designed to injure and damage plaintiff, and that plaintiff is entitled to recover punitive and exemplary damages in the sum of One Hundred Thousand Dollars (\$100,000.00).

WHEREFORE, plaintiff, Erik Meine, demands judgment against defendant, Juri Raus, in the sum of Ten Thousand Dollars (\$10,000.00) as general damages.

WHEREFORE, plaintiff, Erik Meine, demands judgment against

the defendant, Juri Raus, in the sum of One Hundred Thousand Dollars (\$100,000.00), as exemplary and punitive damages, together with interest and the cost of this suit.

Ernest C. Raskauskas

Ernest C. Raskauskas
Attorney for the Plaintiff
1418 Bay Road
Bryettsville, Maryland

PLAINTIFF DEMANDS A TRIAL BY JURY ON ALL ISSUES SO TRIABLE

Ernest C. Raskauskas

Ernest C. Raskauskas
Attorney for the Plaintiff

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