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**IN THE THIRD JUDICIAL DISTRICT COURT
SALT LAKE COUNTY, STATE OF UTAH**

CELESTE BORYS AND MICHAEL
BORYS,

Plaintiffs,

v.

TIMOTHY BALLARD, an individual;
KATHERINE BALLARD, an individual;
OPERATION UNDERGROUND
RAILROAD, INC., a Utah Non-Profit
Corporation; RADD BERRETT, an
individual; THE SPEAR FUND, a dba for a
Utah Non-Profit Corporation; NAZARENE
FUND, INC. dba THE NAZARENE FUND,
a Utah corporation; ROCKWELL GROUP,
INC., a Utah Corporation; LIBERTY AND

**FIRST AMENDED COMPLAINT
AND
JURY DEMAND
(Tier 3)**

Civil No.: 230907663

Judge: Todd M. Shaughnessy

LIGHT, a Utah Corporation; SLAVE STEALERS, LLC, a Utah Limited Liability Company; CHILDREN NEED FAMILIES FOUNDATION, a Utah Non-Profit Corporation; DEACON, INC., a Nevada Corporation; JANET RUSSON, an individual; CRAIG ANDERSON, an individual; MARK BLAKE, an individual; WES MORTENSON, an individual; BENJAMIN PACK, an individual; MARC REYNOLDS, an individual; STEPHAN FAIRBANKS, an individual; and DOES 1 through 100.

Defendants.

Plaintiffs Celeste Borys and Michael Borys, by and through their counsel, hereby complain against Defendants and allege as follows:

PARTIES, JURISDICTION, AND VENUE

1. Plaintiff Celeste Borys is a female adult citizen and resident of the State of Utah.
2. Plaintiff Michael Borys is a male adult citizen and resident of the State of Utah and the spouse of Celeste Borys.
3. Defendant Timothy Ballard, aka Tim Ballard ("Ballard") is an adult citizen and resident of the State of Utah.
4. Defendant Katherine Ballard is an adult citizen and resident of the State of Utah and the spouse of Ballard.
5. Defendant Operation Underground Railroad, Inc. ("OUR") is a Utah non-profit corporation.
6. Defendant Radd Berrett is an adult citizen and resident of the State of Utah

7. Defendant The Spear Fund is a Utah corporation.
8. Defendant Nazarene Fund, Inc. dba The Nazarene Fund is a Utah corporation.
9. Defendant Rockwell Group, Inc. is a Utah corporation.
10. Defendant Liberty and Light is a Utah corporation.
11. Defendant Slave Stealers, LLC is a Utah Limited Liability Company.
12. Defendant Children Need Families Foundation is a Utah Limited Liability Company.
13. Defendant Deacon, Inc. is a Nevada corporation.
14. Defendant Ballard is the alter-ego and the face of all the said defendant corporate and company entities as Ballard wore many hats within said companies and no material distinction between the companies was made; accordingly, said defendant entities hereinafter collectively referred to as "OUR".
15. Defendant Janet Russon is an adult citizen and resident of the State of Utah.
16. Defendant Craig Anderson is a member of OUR's board and is an adult citizen and resident of the State of Utah.
17. Defendant Mark Blake is a member of OUR's board and is an adult citizen and resident of the State of Utah.
18. Defendant Wes Mortenson is a member of OUR's board and is an adult citizen and resident of the State of Utah,
19. Defendant Benjamin Pack is a member of OUR's board and is an adult citizen and resident of the State of Utah.

20. Defendant Mark Reynolds is a member of OUR's board and is an adult citizen and resident of the State of Utah.

21. Defendant Stephan Fairbanks is a member of OUR's board and is an adult citizen and resident of the State of Utah.

22. The Third Judicial District Court in and for Salt Lake County, State of Utah, has jurisdiction of the claims asserted below pursuant to the provisions of §78A-5-102, Utah Code Ann. (1953 as amended).

23. Venue is properly laid before the Third Judicial District Court in and for Salt Lake County, State of Utah, pursuant to §78B-3-307, Utah Code Ann. (1953 as amended), Utah Code Ann. §78B-6-401 (as amended) and Utah Code Ann. § 16-6a-1414 et seq (as amended).

24. Pursuant to Rule 26(c)(3), of the Utah Rules of Civil Procedure, the amount in controversy exceeds \$300,000 qualifying this claim for Tier 3 discovery.

FACTUAL ALLEGATIONS

General Background

25. This case involves the horrible irony of OUR—a well-recognized anti-trafficking organization who claims to "lead the fight against human trafficking and sexual exploitation worldwide"—trafficking, abusing, and re-abusing women.

26. OUR did so by knowingly enabling a serial predator (Timothy Ballard) to operate with impunity within its organization through the use of non-disclosure agreements, the COUPLES RUSE, separation agreements, withholding critical information, and attempting to pit sex assault victims against other sex assault victims.

27. Timothy Ballard is an American activist, speaker, and author.

28. Ballard claims to have worked for the Central Intelligence Agency (CIA) and as a special agent in the United States Department of Homeland Security.

29. Ballard founded the non-profit organization Operation Underground Railroad ("OUR") in 2013.

30. OUR claims on its webpage that "supporting individuals who have experienced severe trauma often requires sustained effort and resources. Unfortunately, many survivors lack access to the necessary resources crucial to their healing and success. O.U.R. aims to help bridge that gap." See <https://ourrescue.org/aftercare>.

31. Ballard took over the non-profit Spear corporation as a landing spot for him after being fired by OUR.

32. The other corporate defendant entities were created or used by Ballard to funnel the donations coming into OUR into corporate profits and shareholder distributions.

33. At all relevant times, Ballard was the CEO and/or manager/member of the above consortium of companies, and Ballard was the alter-ego and face of these companies.

34. At all relevant points in time, Defendants Anderson, Blake, Mortenson, Pack, Reynolds, and Fairbanks are and were members of OUR's board (collectively "The Board") and owed fiduciary duties to Plaintiffs and donors.

35. OUR raised money in order to conduct sting operations outside the United States to purportedly rescue trafficked women and children ("OPS").

36. Many of these OPS included wealthy men (with no background, experience, or training in law enforcement, military combat, or social work) who wanted an "experience

vacation" wherein they traveled to third-world countries to attempt to rescue trafficked children, with photo opportunities and stories in the local newspapers of their heroics.

37. While promotional and media materials made the OPS appear to be legitimate paramilitary drop-ins to arrest traffickers and rescue children, what most OPS consisted of was going to strip clubs and massage parlors across the world, after flying first class to get there, and staying at 5-star hotels, on luxury yachts, or at beach-front VRBOs.

38. These OPS were a fund-raising machine, and the entire OUR enterprise was funded by donors, many of whom held bake sales and literally donated their "widow's mite" to OUR and Tim Ballard.

39. Ballard became the most recognized face of anti-child trafficking, which everyone agrees is a most noble of causes.

40. Ballard became a character of mythical proportions with unquestioned legitimacy.

41. Ballard was appointed as a special advisor to Ivanka Trump in October 2017.

42. Ballard was invited by President Trump to join a White House anti-trafficking advisory board.

43. Ballard was appointed to the White House Public-Private Partnership Advisory Council to End Human Trafficking in 2019.

44. One of Ballard's closest friends is Utah Attorney General Sean Reyes, and Reyes was promoting Ballard, until just recently, to be the next United States Senator from the State of Utah.

45. According to General Reyes' web page, Reyes is the top law enforcement official in Utah, charged with protecting "consumers from those who abuse the law", again providing credibility to Ballard and OUR that was not warranted.

46. Tim Ballard became friends with Glenn Beck, an American conservative political commentator, radio host, entrepreneur, and television producer. Glenn Beck donated significant amounts of money to begin OUR.

47. Tim Ballard and Glenn Beck formed Defendant company Nazarene to fight Christian causes across the globe, and Beck gave Ballard almost unlimited access to the Glenn Beck media network, which further contributed to Ballard's credibility.

48. Tim Ballard became friends with Tony Robbins, an American author, life coach, and speaker, who raised staggering amounts of money for Ballard. *See* emails attached hereto as Exhibit A, which show \$4 million was raised at Tony Robbins' birthday party.

49. Documentaries were made of Tim Ballard and OUR, and in 2023, a feature film produced by Angel Studios called, *Sound of Freedom*, was released.

50. The film claimed to portray the work Tim Ballard has done, and the movie has been hugely successful across the globe, adding to the myth of Tim Ballard.

51. OUR reported to the IRS \$6.9 million in revenue in 2016, \$22.3 million in 2019, \$45 million in 2020, \$52.930 million in 2021 and \$56.773 million in 2022.

52. In the IRS 990 form, it is reported that Tim Ballard received a salary of \$525,958 in 2022, yet former employees claim that Ballard earned over \$14,000,000 through his for-profit companies (some of which was funneled from the non-profit entity).

53. OUR and Ballard were making staggering profits through Ballard's "for profit" companies, which were alter-egos of OUR and Ballard.

54. One of the primary methods which OUR and Ballard employed to attempt to locate and save trafficked children, was by relying on psychic information received from defendant Janet Russon (a salaried OUR employee) who claims to speak directly with a dead Mormon prophet named Nephi.

55. Through "Nephi," Russon would inform Ballard about how and where the OPS should occur, along with providing reassurance and justification of everything Ballard did.

56. Ballard used OUR and its OPS to fund his personal fantasies of grandeur.

57. At some point after founding OUR, Ballard initiated an alleged "anti-trafficking" technique called the "COUPLES RUSE" that required women who Ballard found attractive to partner with and accompany him on his OPS.

58. Ballard claims that the COUPLES RUSE is an undercover technique designed to prevent the suspicion of traffickers when Ballard or other undercover operators would not engage in sexual touching of trafficked individuals offered during OPS.

59. As part of the COUPLES RUSE, Ballard would choose a woman who worked at or with OUR, or would invite a well-intentioned volunteer, to be trained in the COUPLES RUSE.

60. The women he chose had no experience or training in law enforcement, undercover work, combat, or any form of paramilitary activities or operations.

61. Ballard selected these individuals because he was attracted to them and he knew they were devoted to the OUR mission of saving women and children from trafficking.

62. Ballard also knew that these individuals did not have the knowledge or experience to question him on his unorthodox tactics.

63. Ballard claims that he implemented strict rules regarding the COUPLES RUSE: no kissing on the lips and no touching or exposing private parts.

64. However, as has been stated by multiple legitimate sources, the COUPLES RUSE is no way, shape, or form, a legitimate, effective, or ethical method for conducting anti-child trafficking operations.

65. Ballard appears to have invented this "technique" purely for the opportunity it provided him to select, groom, manipulate, coerce, and exert control over women for his own devious desires of sexual pleasure and gratification.

66. Unsurprisingly, Ballard began almost immediately to break his own "rules" with each of his COUPLES RUSE partners by aggressively, and at times violently, forcing them into various forms of sexual contact.

67. Upon selecting a potential COUPLES RUSE partner, Ballard would almost immediately begin his grooming tactics through aggressively and relentlessly pressuring his COUPLES RUSE partner to engage in sexual touching or acts, to engage in graphic sexual discussions with him, to share a bed with him or to shower in his bathroom.

68. Before they ever went undercover together, Ballard insisted that he first needed to ensure that he and his female counterparts in the COUPLES RUSE had physical "chemistry" that would be obvious to those they would meet during an operation.

69. Ballard claimed to be so concerned about the believability of the COUPLES RUSE that he frequently asked women to "practice" their COUPLES RUSE long before a mission ever took place.

70. To that end, Ballard flew women across the country, where they would "practice" their sexual chemistry through tantric yoga, couple's massages with escorts, and lap dancing on Ballard's lap.

71. At the strip clubs, Ballard would pay for and receive lap dances, and ingest alcohol and pills at these practice "Ruse Ruses" on OUR's dime with donor monies.

72. Ballard was consuming excessive amounts of alcohol (tequila) of his own volition, which he drank at strip clubs, massage parlors, and on trips, to the point of passing out.

73. For example, he missed a \$250,000 speaking engagement because he was drunk and missed his flight.



74. Through these COUPLES RUSES, both in the office and in the field, Ballard eventually engaged in coerced sexual contact with several women and propositioned multiple others.

75. Ballard participated in several sexual acts while on OPS missions and in purported trainings for OPS that occurred at strip clubs in Utah and Salt Lake Counties.

76. Ballard even developed a sexual position and often required his COUPLES RUSE partner to practice it, where it appeared he was having full on sexual intercourse with his COUPLES RUSE victims, while not actually penetrating.

77. While inside private accommodations, when no one else was around that they needed to fool, Ballard would claim that he and his female partner had to maintain the appearance of a romantic relationship at all times in case suspicious traffickers might be surveilling them at any moment.

78. Ballard requested the women he invited to act as his significant other, to first have a Brazilian wax.

79. Ballard would ask each woman, "Is there anything you wouldn't do to save a child?"

80. To further convince the women of his need for them on the next OPS mission, Ballard would disparage previous female partners, claiming that the women who had allegedly gone on COUPLES RUSES in the past were "crazy," and claiming that they had fallen in love with him along the way.

81. Ballard used these lies to further manipulate his COUPLES RUSE partners into believing that they should not get offended by, be critical of, or report to others Ballard's aggressive sexual advances as they were simply a "necessary part of saving children."

82. Ballard also used these lies to further manipulate his COUPLES RUSE partners into proving their mettle and their devotion to the cause by trying to outdo their supposed predecessors.

83. When these women found themselves questioning the legitimacy of tactics involving sexual contact, they often doubted their own instincts, relying on Ballard's prestige and breadth of knowledge about rescue missions to convince themselves that such tactics were normal and necessary.

84. Ballard and other employees of OUR would warn these women not to question Ballard or their lives would be put in danger.

85. OUR management adopted and accepted the COUPLES RUSE as a standard policy and procedure of the company and allowed Ballard unrestrained authority to conduct the COUPLES RUSE how he wished.

86. Ballard would also tell the women that engaging in sex play with him would improve their marriage, even as he also told them not to tell their husbands about what they were doing (or it would compromise the mission, children, their lives, and other informants' lives).¹

¹ In the mind of the victims, this was very real and serious, as Ballard frequently and vehemently described the cartel as essentially all knowing and seeing.

87. Ballard would repeatedly warn these women that if they failed in their COUPLES RUSE mission, they would have wasted the hard-earned money that honest donors had entrusted to OUR; or worse, that they would be exposed to and killed by the cartel.

88. Ballard would also tell these women that Janet Russon and/or Katherine had chosen them to be part of the COUPLES RUSE.

89. Many of Ballard's victims shared his religious faith, and Ballard would often use spiritual manipulation to coerce COUPLES RUSE partners into sexual contact.

90. Ballard even began to claim that President M. Russell Ballard of The Church of Jesus Christ of Latter-Day Saints had given Ballard permission to do the COUPLES RUSE as long as there was no sexual intercourse or kissing on the lips and had given him a special priesthood blessing to do so.

91. Ballard would also claim to the women that Defendant Janet Russon told him that he had been married to them in a previous life, and so their conduct was appropriate.

92. Ballard even began getting ketamine treatments and having a scribe come in with him while he would talk to a deceased person named Nephi² and issue prophecies about Ballard's greatness and future as a United States Senator, President of the United States, and ultimately the Prophet of the Mormon Church, to usher in the second coming of Jesus Christ.

93. Ballard would also claim to his female Ruse partners that if his wife Katherine were to die, he would immediately marry them.

² It is unknown if Nephi is the Mormon prophet Nephi or Ballard's deceased ancestor Nephi.

94. Ballard told one of his victims that when his wife would question what Ballard was doing with these women, Ballard would tell his wife that his female partners kept falling in love with him and wanted to kill Katherine so that they could be together.

95. Ballard would insist that the women stay silent about their alleged sexual encounters with him because if they told anyone, it would put everyone's lives at risk on the OPS mission, it was necessary to save the trafficked children, and because he was blessed by President Ballard to be a future President of the United States and then the Prophet of the Mormon Church.

96. After the women were coerced into engaging in sexual activity with Ballard, he used their encounters to his advantage, sending threatening texts to some of the women stating that "We will have so much s*** on each other....we will be deterred into silence on all things forever."

97. Ballard often gave the women burner phones to use and had them use Signal, a messaging app that keeps communication private, and he frequently demanded that the women erase the digital traces of his conversations with them each night.

98. Ballard also threatened the women that he was tracking them with their burner phones and company phones he provided.

99. Additionally, he required the women he asked to go on OPS as part of the COUPLES RUSE to sign Non-Disclosure Agreements (NDAs), claiming it was required to protect the safety of the children and the participants.

100. Ballard would then threaten to sue the women if they ever disclosed anything about his tactics, practice OPS, or the COUPLES RUSE.

Plaintiffs' Involvement with Tim Ballard and OUR

101. In October of 2022, Plaintiff Celeste Borys was an Executive Assistant ("EA") at OUR.

102. Ballard, after attending a meeting where Plaintiff Celeste Borys was present, approached Celeste Borys and asked if she would be interested in doing undercover operations.

103. Plaintiff Celeste Borys initially dismissed the suggestion as she had no education, training, or experience in combat, law enforcement, or undercover operations and primarily wanted to work in aftercare.

104. Plaintiff Celeste Borys laughed, saying, "I don't picture myself breaking down doors in combat boots," as that is the impression she always had with OPS.

105. Ballard assured Plaintiff Celeste Borys that as there were a lot of female operators and that some of the best operators were female.

106. Ballard elaborated that he was in the middle of planning an operation, needed help in that operation, and thought Plaintiff Celeste Borys could be of assistance.

107. This was the first one-on-one conversation Plaintiff Celeste Borys ever had with Ballard.

108. Ballard eventually moved Plaintiff Celeste Borys into the position of his personal Executive Assistant whereby she was provided a salary and benefits.

109. Ballard also designated Plaintiff Celeste Borys as an Operator who would accompany Ballard on OPS via the COUPLES RUSE.

110. OUR approved of Ballard designating Celeste Borys as Ballard's COUPLES RUSE partner despite her lack of experience and despite knowledge that Ballard had inappropriately used the COUPLES RUSE with other partners.

111. In fact, by February 14, 2023, OUR and its attorney, Brent A. Andrews of the law firm of Holland and Hart, was aware that Ballard had been accused of engaging in sexual affairs with at least eight different women consisting primarily of Ballard's former COUPLES RUSE partners.

112. Upon information and belief, neither OUR nor Brent Andrews did anything to alert potential victims, including Plaintiff Celeste Borys, of the risks associated with participating in the COUPLES RUSE with Ballard.

113. In April of 2023, OUR began another bizarre and misguided OPS program called "Operation Bodyguard" where Ballard would frequent as many strip clubs and escort services as possible in Miami, Florida with the purported purpose of trying to find children that are being trafficked. *See* Exhibit B for a copy of the escort list Ballard prepared using donor money.

114. Ballard was unveiling this new program in Miami, Florida, at the same time as he was attending a premier of *Sound of Freedom* and a Gala that was being held there.

115. Ballard sent Plaintiff Celeste Borys to Miami before him to prepare the OUR beach-front condo by stocking it with food, alcohol, and sexy clothing.

116. Ballard arrived intoxicated to Miami the next day and began preparing for the Gala, the screening, and to meet as many escorts as possible in Miami.

117. At the same time, back at the home base in Utah, unbeknownst to Plaintiff Celeste Borys, a female operator at OUR who had previously accompanied Ballard on these COUPLES

RUSE OPS (“JJ”)³, had come forward to OUR management and reported that Ballard had used the COUPLES RUSE to deceive, groom, and manipulate her into participating in sexual acts with him.

118. OUR’s attorney, Brent A. Andrews, immediately jumped on a plane to fly to Miami, not to warn Plaintiff Celeste Borys that Ballard had been accused of abusing the COUPLES RUSE for his own sexual deviancy and gratification, but rather to warn Ballard about JJ’s allegations against him.

119. After warning Ballard, Brent Andrews flew back to Salt Lake City without ever warning Plaintiff Celeste Borys that she was in OUR’s condo with an accused predator.

120. Shortly thereafter, OUR’s law firm, Holland & Hart, conducted an "external" investigation which included gathering evidence and interviewing multiple women who had either been approached about participating in or who had engaged with Ballard in the COUPLES RUSE.

121. Through this investigation, Holland and Hart concluded that the allegations against Ballard were true and subsequently informed OUR that Ballard was sexually assaulting and trafficking women using the COUPLES RUSE as an excuse.⁴

122. Ballard, upon learning that JJ had reported his manipulation and abuse to OUR, immediately began efforts to discredit JJ to Plaintiff Celeste Borys and to hide the true nature of JJ’s allegations from Plaintiff.

123. Specifically, in March of 2023, Ballard began lying to Plaintiff Celeste Borys by stating that JJ had misinterpreted the purpose of the COUPLES RUSE, had developed feelings for

³ To protect the privacy of this individual, the pseudonym “JJ” will be used instead of her real name and initials.

⁴ Despite repeated requests, OUR will not provide copies of the statements of these victims to the actual victims who gave the statements.

him, was inappropriately asking to go on another OP with Ballard so that they could further pursue their relationship, and that he (Ballard) needed to set the record straight with JJ:

"She wants to go on ops so we can reconnect Wtf!! That's not why we go undercover.....it's about the mission. The chemistry stuff is important and helpful on many fronts....but it had to be about mission. And she's not good at it. She said she will learn how to, and then admits that she wants to do it for other benefits.

...

I don't want to hurt her ..but I need help to contain t[h]is
Without the mission being first, we can't easily compartmentalize"

124. Ballard later expanded on this lie by telling Plaintiff Celeste that JJ, feeling stilted from Ballard's rejection of her advances, had improperly reported Ballard to OUR personnel and was making false statements about their prior contact:

"[JJ] Fd me over !!!!

Been with DJ this am. When they were in London DJ, who is working off old school model, pulled out the "rules list"---what can and can't be done, etc. And she started crying and got emotionaldidn't say anything....but was like "oh no, I may have broken rules in Mexico" Now DJ is all over my ass like "what did u do!?"

...

This is Exactly why she can't be an operator

...

DJ is with her now

I warned DJ

If he sides with her"

125. Over the course of several months, Ballard continued to repeat and expand upon this lie and manipulation with Plaintiff Celeste Borys and to hide the true nature of the allegations and OUR's investigation against him.

126. For instance, when OUR's board confronted Ballard with prior text messages between Ballard and JJ clearly showing that it was *Ballard* who had aggressively pursued an inappropriate relationship with JJ, Ballard texted the following to Plaintiff in May 2023:

"My board read texts which saved my life....and they are using them to judge me as a sinner

And maybe fire me over it
I have a hundred holes in my brain from watching 10k plus hours of footage of children being raped....crying, bleeding....nobody on my board can possibly understand that; they can't possibly understand what this drives me to do...I will do anything to save children or trafficked women. ANYTHING. I would fuck a goat or a pig or even a gold fish if it meant a child would be saved.

...
Boards don't know shit
They have day jobs
What JJ did was horrible. I allow[ed] her in. I allowed her to see what the point of the spear looks like, even while never ever doing anything to her sexually! Ever!!!!
She took the invite: fell in love (apparently has been infatuated for 10 years), and thrashes everything"

127. These texts also show another common tactic used by Ballard, which is that when he is confronted with damning evidence of his bad actions, he resorts to claiming that the nature of his work has damaged him and/or emboldened him enough to do anything necessary to "save a child", and that this somehow excuses his conduct.

128. During this same time (March-July 2023), OUR walled off Plaintiff Celeste Borys from the rest of the company, leaving her to work alone with Ballard without warning her of the true nature of the allegations against him and without advising her that other women were coming forward with similar stories as JJ.

129. Also, during this same time, the movie *Sound of Freedom* was being released across the world, and Ballard was using Plaintiff Celeste Borys almost exclusively to coordinate his schedule and travel to these locations to promote the movie.

130. Rather than intervene to protect Plaintiff Celeste Borys, OUR instructed her that she would have to use vacation or unpaid time off to work with Ballard on the *Sound of Freedom* release.

131. This action made it even more difficult for Plaintiff to gather accurate information as to what was occurring between Ballard and OUR as she was only receiving one-sided and inaccurate information from Ballard.

132. Ballard began to tell Plaintiff Celeste Borys that his uncle Craig (Defendant Craig Anderson), who was the chairman of the board of OUR, was planning on dissolving OUR due to "fraud and misconduct of upper management" and that all OUR employees would be receiving two months' severance and that the employees that OUR truly valued would be moving over to the Defendant Spear Fund.

133. A joint plan was hatched between OUR and Ballard, whereby he would resign ostensibly because of the appearance of a conflict of interest with the release of *Sound of Freedom*, in which he has a financial interest.

134. Ballard would take a very lucrative severance agreement and remain the face of OUR so that OUR could continue to raise money off the movie and Ballard's image.

135. OUR and Ballard separated in late June 2023, without any public announcement that OUR was firing Ballard or that Ballard's actions had been inappropriate on the COUPLES RUSE.

136. In fact, OUR failed to notify its own employees as to the true nature of its separation with Tim Ballard and instead provided the following explanation to employees, including Celeste:

Hey Team. I'll be Quick. I love this organization. And I love this team that I've been blessed to work with here each day. And by "here," I mean this amazing team around the world. I also love my friend Tim. And I love Katherine and those 9 amazing kids that I know well. I am so grateful to Tim and Katherine for the sacrifices they've made for this organization. With the release of SOF next week, I'm grateful that Tim gets to focus his time on this amazing project and the many opportunities that are being presented to him. Team: OUR is stronger than ever. We've never had so many rescues and recovery opportunities than we do today. On

a stronger than ever! We've never had so many rescues and recovery opportunities than we do today. On a daily basis, lives around the world are being blessed because of our efforts! With any change like this there will be occasional questions and even some bumps in the road. And that's fine! Let's ask questions and get over those bumps. But then let's quickly get back to work. Just remember that we should all be confident that our future is bright. These aren't just words. I truly believe that our best days are ahead as we move forward strategically and professionally. Every day we will continue to ease the suffering of our brothers and sisters around the world. Let's always keep that our main focus. Much love and gratitude to you all.

137. This email, along with Ballard's repeated lies, confirmed Plaintiff Celeste Borys' mistaken understanding that Ballard had resigned from OUR to pursue other opportunities rather than being fired for sexual manipulation, abuse, and misconduct.

138. Just as Ballard had told Plaintiff Celeste Borys that valued employees would move over to Defendant Spear Fund, OUR came to her to offer her a severance of two months' salary.

139. At this point in time, OUR emailed Plaintiff Celeste Borys a severance and release agreement.

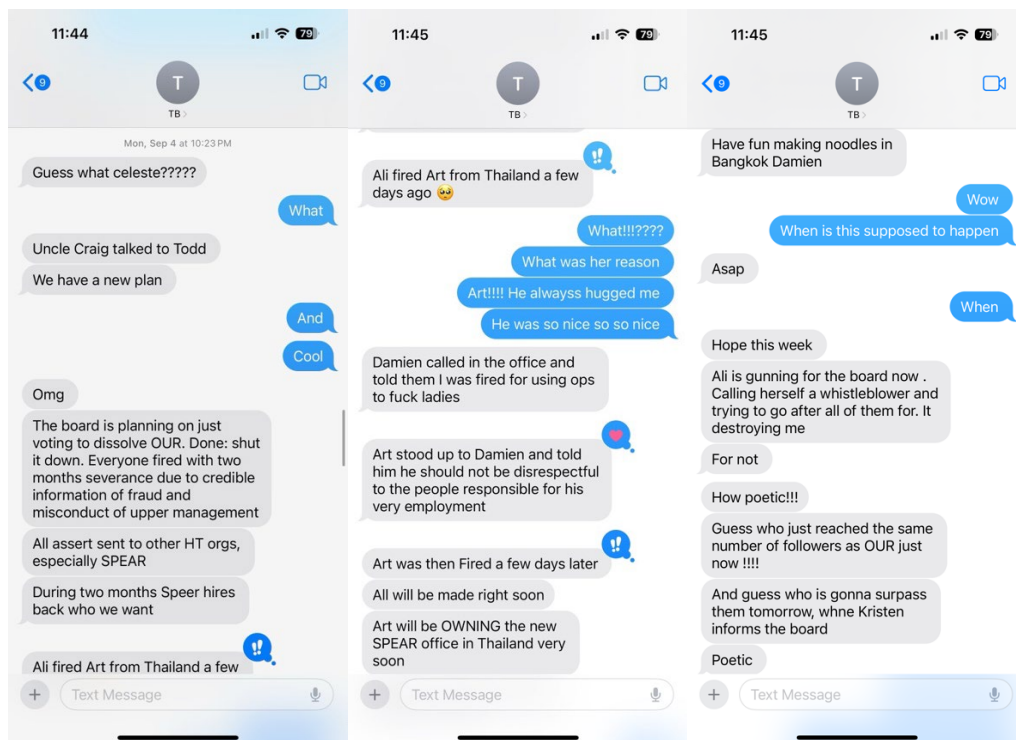
140. Plaintiff Celeste Borys did not understand the terms of the agreement or even why she was being provided with a severance agreement.

141. When Celeste raised these questions with Ballard, he again lied to and deceived her about the nature of his and her separation from OUR by stating that it was just the way OUR needed to do it so they could provide Celeste with severance pay:

"After I (Ballard) told the board I was resigning, they asked me if my team was to come with me. I said I would like that.
They said they would offer a severance and then send grant over to cover our new team for a year
The severance language is boiler plate and certainly could be negotiated
Well...you have NOT been disciplined at all, and the reason they gave was simply budget But I know the inside
They wanted to give you a severance! And then the grant"

142. OUR never had an exit interview with Plaintiff Celeste Borys before she left OUR nor provided her with any information or context as to why she was being asked to sign a severance agreement.

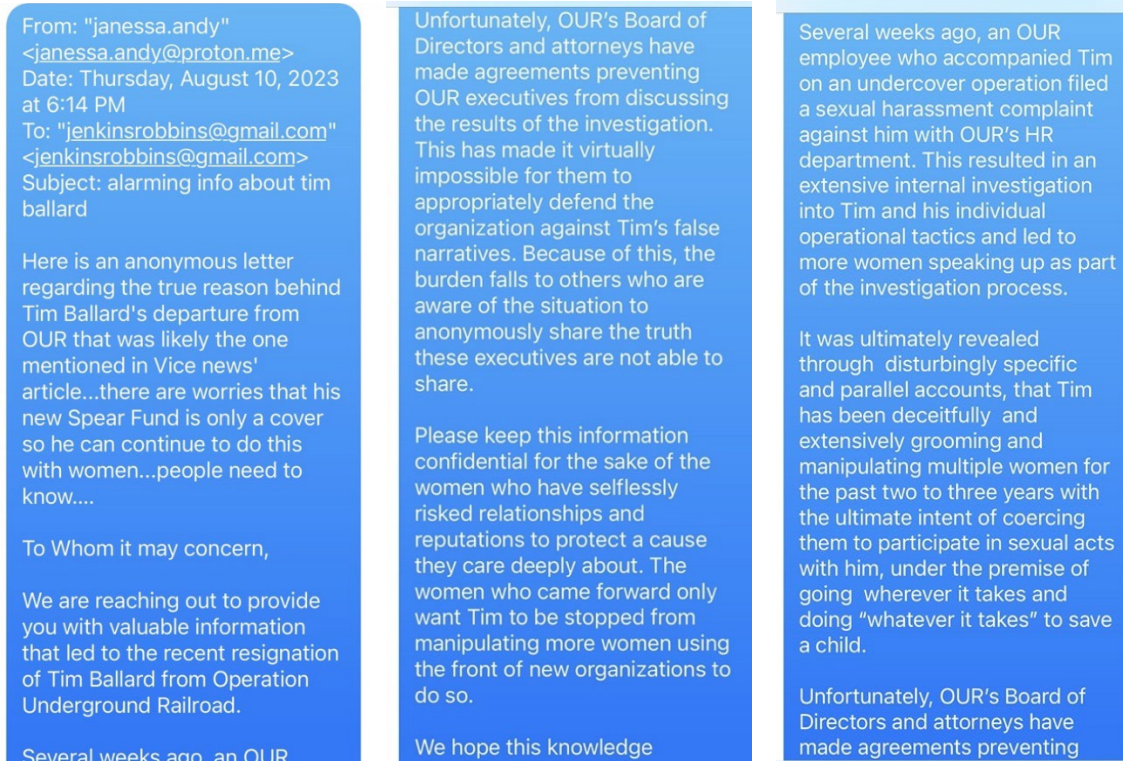
143. Ballard told her to just sign and return it because it was not a big deal because OUR was becoming The SPEAR Fund.



144. With his image intact, Ballard began The SPEAR Fund, where he can continue raising money from well-intentioned people wanting to end human trafficking.

145. OUR remained silent, using his face and the world-wide opening tour of *Sound of Freedom* to raise money, and allowing Ballard to continue his grooming, alcoholism, and sexual deviancy; all on the donors' dime.

146. Others inside OUR were angry that OUR hid what Ballard was doing and sent out an anonymous letter to wealthy donors, including Tony Robbins.



147. Plaintiff Celeste Borys began paying for Ballard's expenses to travel to the *Sound of Freedom*, across the globe, maxing out her credit cards on behalf of Defendants Ballard and The SPEAR Fund, for which she has to date not been reimbursed for.

148. The SPEAR Fund has never paid Plaintiff Celeste Borys her salary or bonuses that she was promised.

149. At several points of time during her employment with Ballard, Ballard violently abused and assaulted Plaintiff Celeste Borys under the false pretense of the COUPLES RUSE and Operation Bodyguard, in locations across the United States and in other countries.

150. At the last of these violent sexual assaults, Ballard ejaculated onto the clothing of Plaintiff Celeste Borys, which piece of clothing has been turned over to law enforcement.

151. Ballard frequently employed multiple grooming tactics with Plaintiff and other victims, including the claim that "this [his conduct] is all for the New Covenant;" and that "these aren't our real bodies. Jesus gave us our bodies to use like this."

152. Ballard often told Plaintiff Celeste Borys that before she became his Executive Assistant, he had wanted to "put a bullet in his brain".

153. He also threatened Plaintiff Celeste Borys that he would "put a bullet in [his] brain if you ever leave me."

154. Eventually, Plaintiff Celeste Borys' husband, Plaintiff Michael Borys, grew frustrated that his wife was always gone with Ballard and that Ballard's texts to her were too familiar and unprofessional.

155. Plaintiffs eventually separated over the wedge that Ballard put into their marriage.

156. Ballard enjoyed the discord he caused and offered to pay for the divorce attorney for Celeste Borys.

157. Ballard even had one of his favorite henchmen, Defendant Radd Berrett, call and threaten Plaintiff Michael Borys on voice message, resulting in the police being called and a report being filed.



158. During this time (July to September 2023) OUR continued to remain silent to the public that it knew that Ballard was a serial sex predator so that people would continue to donate to the organization.

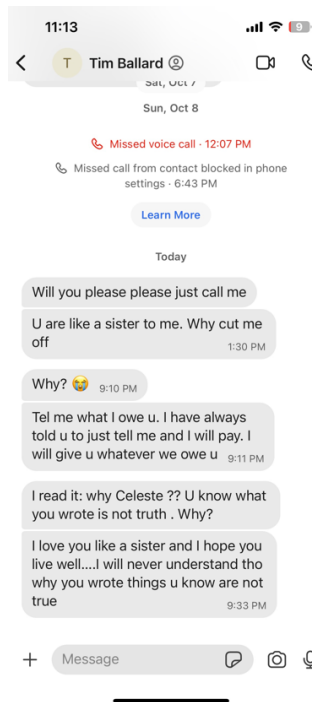
159. Finally, unsatisfied with OUR complicit silence regarding Ballard's actions, some of the victims of Ballard's sexual exploits boldly came forward and made the sexual deviancy of Ballard known to the Mormon Church, to one of OUR's and Ballard's significant donors (Glenn Beck), and to the public in a press conference on the Utah State Capitol steps.

160. Several of these women have now also brought legal claims.

161. After these public revelations, Plaintiff Celeste Borys realized that OUR had allowed her to leave OUR with a known sex predator, and that Ballard's use of the COUPLES RUSE and Operation Bodyguard was all to gratify Ballard and that it had no utility to rescue trafficked children.

162. Plaintiff Celeste Borys resigned from The SPEAR Fund.

163. After learning that Plaintiff Celeste Borys had filed this lawsuit, which was filed under a pseudonym, Ballard contacted Plaintiff Celeste Borys in an attempt to further manipulate her into releasing her claims against him.



164. Upon learning of the COUPLES RUSE and how Ballard used it, the Mormon Church excommunicated Ballard after a disciplinary counsel where Ballard claimed that he did nothing wrong in acting out the COUPLES RUSE.

165. The Defendants engaged in a fraud that allowed Ballard to repeatedly sexually assault Plaintiff Celeste Borys.

166. Plaintiff Celeste Borys has not been paid since joining Ballard at Spear, nor has she been reimbursed for the thousands of dollars she has put on her personal credit cards to fund Ballard's travels, leaving her financially devastated, along with the trauma of realizing she was groomed, deceived, manipulated, and sexually abused by Ballard.

167. Plaintiff Celeste Borys, along with other victims, have reported to law enforcement the sex assaults that Ballard inflicted upon them, and it is believed that criminal investigations are underway and will be initiated.

168. Despite representing an organization that claims to be all about rescuing and saving women and children, OUR's attorney Gregory Saylin recently sent Plaintiff Celeste Borys a letter, demanding that, pursuant to the Separation and Release Agreement that she was fraudulently induced to sign, that she cooperate with OUR in defeating the claims of the other sex abuse victims who are fighting together for justice and accountability, which OUR continues to deny.

169. Mr. Saylin's letter is revictimizing and retraumatizing Plaintiffs.

170. The Separation and Release Agreement is void ab initio in that it was entered into by the fraud of OUR's leading spokesman and money maker, Defendant Tim Ballard, assuring Plaintiff that this was just a way to turn OUR into The SPEAR FUND, and by OUR's conduct in never announcing why Ballard was leaving OUR.

171. The Separation and Release Agreement is void ab initio in that it was entered into by the fraud of OUR by remaining silent about why it separated from Ballard.

172. The Separation and Release Agreement is also void ab initio in that it was entered into under extreme duress as Plaintiff Celeste Borys had been isolated from her employer OUR and kept in the dark by her employer OUR about Ballard's illegal conduct.

173. The Separation and Release Agreement is also void ab initio in that an agreement that is entered into to hide the crimes of Ballard and possibly OUR's involvement and ratification of those crimes, is unconscionable.

174. The Separation and Release Agreement is also void ab initio in that an agreement that is entered into to hide the crimes of Ballard and possibly OUR's involvement and ratification of those crimes, is illegal.

175. The Separation and Release Agreement is also void ab initio in that an agreement that is entered into to pit one sexual assault victim against another sexual assault victim, is unconscionable.

176. The Separation and Release Agreement is also void ab initio in that an agreement that is entered into to pit one sexual assault victim against another sexual assault victim, is illegal.

177. The Separation and Release Agreement is also void ab initio in that an agreement that is entered into to hide the crimes of Ballard and possibly OUR's involvement and ratification of those crimes, is absolutely void as against public policy.

178. The Separation and Release Agreement is also void ab initio in that an agreement that is entered into by a 501(c)(3) non-profit to hide the crimes of its founder Tim Ballard and possibly OUR's involvement and ratification of those crimes, harms the general public from which donations (in this case over \$20 million annually) are made.

179. The Separation and Release Agreement is also void ab initio in that an agreement that it violates the duty of good faith and fair dealing inherent in all employment contracts (including at-will) and in this case, the employment contract between Plaintiff Celeste Borys and OUR.

180. The Separation and Release Agreement is also void ab initio in that an agreement that Plaintiff was not represented by independent counsel nor advised to obtain independent counsel, is absolutely void as against public policy.

181. As a result of OUR's outrageous and tortious conduct, Plaintiffs' counsel requested that the Attorney General of the State of Utah, pursuant to Utah Code Ann. § 16-6a-1414, dissolve OUR in that OUR has since its inception, exceeded, and abused the authority conferred upon it.

182. That request remains pending.

183. Since this and other cases have become public, it is apparent that Katherine Ballard, an employee of OUR who made over \$100,000 annually, has been conspiring with her husband Tim Ballard to promote the COUPLES RUSE and lie about the women he sexually assaulted, all for her financial gain, adding further injury to Plaintiffs.

184. Specifically, on September 25, 2023, while Plaintiff Celeste Borys was still employed by Ballard and Spear, Katherine Ballard appeared on the *Rod Arquette Show* and provided multiple statements that explicitly and/or impliedly disparaged Tim Ballard's victims and their allegations against him and that promoted the COUPLES RUSE as a legitimate and ethical anti-child trafficking tactic.

185. For instance, Katherine promoted the false narrative that the reason these victims are coming forward is because Tim is a public figure who fights the evil of child sex trafficking, and that action inexplicably invites unwarranted criticism.

"For some reason, when you decide to go against sex trafficking, people come out to attack you on that. We didn't think that would be such a divisive venture. But it has been."

186. Katherine promoted the false narrative that, due to the nature of Tim's work, he has sacrificed everything, including his own mental and emotional health, to the cause of "saving children".

187. Katherine promoted the false narratives that, she and Tim were "blindsided" by the victims' allegations,⁵ that the victims have made these allegations without providing any evidence,

⁵ Tim and Katherine had known about these allegations no later than March 2023 and Tim had been fired by OUR for his conduct in June of 2023.

and that the victims have been "vicious" and "unkindly" in their approach to bringing Tim's actions to light.

188. Katherine promoted the false narrative that Tim is a "hero" and that he "can't put himself first."

189. Katherine stated she is "very aware of" the COUPLES RUSE, was aware that Tim developed and used the COUPLES RUSE, and promoted the false narrative that the COUPLES RUSE is a legitimate, effective, and ethical method of protecting the undercover men from having to participate in lascivious conduct during operations.

190. Katherine promoted the false narrative that the victims all "knew what they were doing," implying they were all properly trained on the COUPLES RUSE prior to going on operations.

191. Katherine promoted the false narrative that thousands of children have been saved from sex trafficking due to Tim Ballard and OUR's "method and means" including the COUPLES RUSE.

192. On September 27, 2023, while Plaintiff Celeste Borys was still employed by Ballard and Spear, Katherine Ballard appeared on the *Adam Corolla Show* and provided multiple statements similar to those described above, including and promoting the false narratives that Tim has dedicated his life to saving children, has conducted his operations in a way that was necessary to save children, that the COUPLES RUSE is a legitimate anti-child trafficking tactic, and that his conduct was "completely faithful" to Katherine.

193. On or around October 2023, Ballard posted a statement by Katherine on social media that they [Ballard and Katherine] have a "specific strategy", further showing her involvement in the fraud and furthering traumatizing the victims.



FIRST CAUSE OF ACTION
**(SEXUAL ASSAULT AND BATTERY BY PLAINTIFF CELESTE BORYS AGAINST
DEFENDANT TIM BALLARD)**

194. Plaintiffs incorporate the preceding allegations and the attachments to this complaint, as if fully set forth herein.

195. Defendant Ballard, intentionally, knowingly, or recklessly, committed battery and sexual assault or had others commit sexual assaults of Plaintiff Celeste Borys, as all sexual touching was done under the COUPLES RUSE in order to help save trafficked children and women.

196. As a direct and proximate result of the wrongful conduct of Ballard, Plaintiff Celeste Borys suffered severe emotional distress, permanent injury, loss of self-esteem and other

injuries, all to her general damages in reasonable sums.

197. As a direct and proximate result of the wrongful conduct of Ballard, Plaintiff Celeste Borys has incurred and will yet incur medical and therapy expenses, and lost wages all to her special damages in a reasonable sum.

SECOND CAUSE OF ACTION
**(CONSPIRACY TO COMMIT BATTERY AND SEXUAL ASSAULT BY PLAINTIFF
CELESTE BORYS AGAINST ALL DEFENDANTS)**

198. Plaintiff Celeste Borys incorporates the preceding allegations and the attachments to this complaint, as if fully set forth herein.

199. The COUPLES RUSE was an institutional doctrine of OUR and its affiliated companies and was done with the knowledge of Defendants' management and board members.

200. The Defendants intentionally, knowingly, or recklessly, solicited, instructed, commanded, encouraged and/or intentionally committed, or was complicit in allowing it to be committed, battery and sexual assault of Plaintiff Celeste Borys, all for the sexual gratification of Tim Ballard.

201. The Defendants conspired and combined for the purpose of Ballard and/or others being allowed to have sexual relations with the Plaintiff Celeste Borys.

202. The object of the conspiracy was illegal and carried out as the result of a calculated plan between the Defendants.

203. There was a meeting of the minds among the defendants regarding the COUPLES RUSE and how to allow Ballard and others to sexually abuse the Plaintiff Celeste Borys.

204. As a direct and proximate result of the wrongful conduct of Defendants, Plaintiff Celeste Borys has suffered severe emotional distress, permanent injury, loss of self-esteem and

other injuries, all to her general damages in reasonable sums.

205. As a direct and proximate result of the wrongful conduct of Defendants, Plaintiff Celeste Borys has incurred and will yet incur medical and therapy expenses, and lost wages all to her special damages in a reasonable sum.

THIRD CAUSE OF ACTION
(FRAUD BY ALL PLAINTIFFS AGAINST DEFENDANT BALLARD)

206. Plaintiffs incorporate the preceding allegations and the attachments to this complaint, as if fully set forth herein and more specifically, incorporate the statements attached hereto for the specificity of the fraud.

207. Defendant Ballard made fraudulent statements and actions based upon the COUPLES RUSE.

208. Defendant Ballard's actions and statements towards Plaintiffs were fraudulent and were done for Ballard's sexual gratification and pleasure.

209. Defendant Ballard made representation(s) about the COUPLES RUSE, who approved it and how it helps in fighting human trafficking, which were false, and the Defendant Ballard knew to be false, for the purposes of inducing the Plaintiff Celeste Borys into participating or attempting to have her participate, in the COUPLES RUSE, and so that Plaintiff Celeste Borys would not object to the COUPLES RUSE so that Ballard could act out his sexual proclivities.

210. Defendant Ballard knew that the Plaintiffs would act on his representations in ignorance of their falsity and the Plaintiffs did rely upon said representations and were induced to act, all to their injury and damage for over two years.

211. As a direct and proximate result of the wrongful conduct and frauds of Defendant Ballard, Plaintiffs have suffered severe emotional distress, permanent injury, loss of self-esteem

and other injuries, all to their general damages in reasonable sums.

212. As a direct and proximate result of the wrongful conduct of Defendant Ballard, Plaintiffs have incurred and will yet incur medical and therapy expenses, and lost wages, all to their special damages in a reasonable sum.

FOURTH CAUSE OF ACTION
(CIVIL CONSPIRACY TO DEFRAUD BY ALL PLAINTIFFS AGAINST ALL DEFENDANTS)

213. Plaintiffs incorporate the preceding allegations and the attachments to this complaint, as if fully set forth herein and more specifically, incorporate the statements attached hereto for the specificity of the fraud.

214. Defendants developed the COUPLES RUSE and had a meeting of the minds with each other to allow Ballard to make fraudulent statements and actions based upon the COUPLES RUSE.

215. There was a meeting of the minds between the defendants to carry out this fraud upon Plaintiffs and others.

216. The sexual actions of Ballard set forth in the Exhibit to this complaint are based upon false pretense and outright lies, are illegal, criminal, and immoral.

217. Defendants knew that the Plaintiffs would act on their fraudulent representations in ignorance of their falsity and the Plaintiffs did rely upon said representations and were induced to act, all to their injury and damage.

218. As a direct and proximate result of the wrongful conduct and frauds of Defendant Ballard, Plaintiffs have suffered severe emotional distress, permanent injury, loss of self-esteem and other injuries, all to their general damages in reasonable sums.

219. As a direct and proximate result of the wrongful conduct of Defendant Ballard, Plaintiffs have incurred and will yet incur medical and therapy expenses, and lost wages, all to their special damages in a reasonable sum.

FIFTH CAUSE OF ACTION
(INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS AGAINST ALL DEFENDANTS)

220. Plaintiffs incorporate the preceding allegations and the attachments to this complaint, as if fully set forth herein.

221. The COUPLES RUSE was an institutional doctrine of OUR and its affiliated companies and was done with the knowledge and Defendants' management and board members.

222. Threatening Plaintiff Michael Borys was not only a pathetic display of insecurity and frail ego, but it was an outrageous and intolerable action that a jury should punish.

223. The conduct of the Defendants, as set forth herein, was outrageous and intolerable in that it offended the generally accepted standards of decency and morality.

224. As a direct and proximate result of the wrongful conduct of Defendants, Plaintiffs have suffered severe emotional distress, permanent injury, loss of self-esteem and other injuries, all to their general damages in reasonable sums.

225. As a direct and proximate result of the wrongful conduct of Defendants, Plaintiffs have incurred and will yet incur medical and therapy expenses, and lost wages, all to their special damages in a reasonable sum.

SIXTH CAUSE OF ACTION
(OUTRAGE AGAINST ALL DEFENDANTS)

226. Plaintiffs incorporate the preceding allegations and the attachments to this complaint, as if fully set forth herein.

227. The conduct of the Defendants, as set forth herein, was so extreme that it went beyond all possible bounds of decency and is regarded as atrocious and utterly intolerable in a civilized society.

228. As a direct and proximate result of the wrongful conduct of Defendants, Plaintiffs have suffered severe emotional distress, permanent injury, loss of self-esteem and other injuries, all to their general damages in reasonable sums.

229. As a direct and proximate result of the wrongful conduct of Defendants, Plaintiffs have incurred and will yet incur medical and therapy expenses, and lost wages, all to their special damages in a reasonable sum.

SEVENTH CAUSE OF ACTION
(NEGLIGENT INFLICTION OF EMOTIONAL DISTRESS AGAINST ALL
DEFENDANTS EXCEPT BALLARD)

230. Plaintiffs incorporate the preceding allegations and the attachments to this complaint, as if fully set forth herein.

231. The COUPLES RUSE was an institutional doctrine of OUR and its affiliated companies and was done with the knowledge and Defendants' management and board members.

232. The conduct of the Defendants, as set forth herein, was negligent and violated the standards of care required to protect the plaintiffs.

233. As a direct and proximate result of the wrongful conduct of Defendants, Plaintiffs have suffered severe emotional distress, permanent injury, loss of self-esteem and other injuries, all to their general damages in reasonable sums.

234. As a direct and proximate result of the wrongful conduct of Defendants, Plaintiffs have incurred and will yet incur medical and therapy expenses, and lost wages, all to their special

damages in a reasonable sum.

EIGHTH CAUSE OF ACTION
**(NEGLIGENT SUPERVISION AND RETENTION OF BALLARD BY ALL
PLAINTIFFS AGAINST "OUR" DEFENDANTS)**

235. Plaintiffs incorporate the preceding allegations and the attachments to this complaint, as if fully set forth herein.

236. At the time the sexual assaults by Ballard were performed under the guise of the COUPLES RUSE, the OUR defendants were responsible for hiring, appointing, retaining and supervising Ballard.

237. Said defendants negligently allowed Ballard to continue and develop The COUPLES RUSE as an institutional doctrine of OUR and its affiliated companies and was done with the knowledge by Defendants' management and board members.

238. The conduct of the Defendants in retaining and supervising Ballard after it became aware of how Ballard was abusing the COUPLES RUSE, as set forth herein, was negligent and violated the standards of care required to protect the Plaintiffs.

239. As a direct and proximate result of the wrongful conduct of Defendants, Plaintiffs have suffered severe emotional distress, permanent injury, loss of self-esteem and other injuries, all to their general damages in reasonable sums.

240. As a direct and proximate result of the wrongful conduct of Defendants, Plaintiffs have incurred and will yet incur medical and therapy expenses, and lost wages, all to their special damages in a reasonable sum.

NINTH CAUSE OF ACTION
(NEGLIGENCE BY ALL PLAINTIFFS AGAINST ALL DEFENDANTS)

241. Plaintiffs incorporate the preceding allegations and the attachments to this

complaint, as if fully set forth herein.

242. The Defendants owed duties of care to Plaintiffs that they negligently breached by allowing the COUPLES RUSE in the first place and by allowing Ballard to use the COUPLES RUSE to abuse women.

243. As a direct and proximate result of the wrongful conduct of Defendants, Plaintiffs have suffered severe emotional distress, permanent injury, loss of self-esteem and other injuries, all to their general damages in reasonable sums.

244. As a direct and proximate result of the wrongful conduct of Defendants, Plaintiffs have incurred and will yet incur medical and therapy expenses, and lost wages, all to their special damages in a reasonable sum.

TENTH CAUSE OF ACTION
(PREMISES LIABILITY BY ALL PLAINTIFFS v. OPERATION UNDERGROUND RAILROAD AND SPEAR)

245. Plaintiffs incorporate the preceding allegations and the attachments to this complaint, as if fully set forth herein.

246. Plaintiffs were business invitees upon Operation Underground Railroad's premises and at OUR's Ops and were owed duties of care to care for Plaintiffs' well-being and safety.

247. Defendant Operation Underground Railroad, by allowing the COUPLES RUSE to knowingly occur on its premises, violated the duties owed to Plaintiffs.

248. As a direct and proximate result of the wrongful conduct of Defendant Operation Underground Railroad, Plaintiffs have suffered severe emotional distress, permanent injury, loss of self-esteem and other injuries, all to their general damages in reasonable sums.

249. As a direct and proximate result of the wrongful conduct of Defendant Operation

Underground Railroad, Plaintiffs have incurred and will yet incur medical and therapy expenses, and lost wages, all to their special damages in a reasonable sum.

ELEVENTH CAUSE OF ACTION
(BREACH OF FIDUCIARY DUTIES BY ALL PLAINTIFFS AGAINST THE BOARD DEFENDANTS)

250. Plaintiffs incorporate the preceding allegations and the attachments to this complaint, as if fully set forth herein.

251. The Board Defendant are members of the board of Defendant Operation Underground Railroad.

252. The Board Defendants owed the Plaintiffs a duty of protection, loyalty, duty of care, and utmost good faith, as this is a non-profit organization.

253. The Board Defendants breached these duties by directing company assets and permission to Tim Ballard to carry out the COUPLES RUSE and sexually assault his female victims using the indicia and resources of OUR.

254. As a direct and proximate result of the wrongful conduct of Defendant Operation Underground Railroad, Plaintiffs have suffered severe emotional distress, permanent injury, loss of self-esteem and other injuries, all to their general damages in reasonable sums.

255. As a direct and proximate result of the wrongful conduct of Defendant Operation Underground Railroad, Plaintiffs have incurred and will yet incur medical and therapy expenses, and lost wages, all to their special damages in a reasonable sum.

TWELFTH CAUSE OF ACTION
(ALIENATION OF AFFECTION BY PLAINTIFF MICHAEL BORYS v. TIM BALLARD)

256. Plaintiff Michael Borys incorporates the preceding allegations and the attachments to this complaint, as if fully set forth herein.

257. Defendant Ballard purposely alienated Michael Borys's spouse's (Celeste Borys) affections from Michael Borys and is subject to liability for the harm he caused to Plaintiff Michael Borys's legally protected marital interests.

258. As a direct and proximate result of the wrongful conduct of Ballard, Plaintiff Michael Borys suffered severe emotional distress, permanent injury, loss of self-esteem and other injuries, all to her general damages in reasonable sums.

259. As a direct and proximate result of the wrongful conduct of Ballard, Plaintiff Michael Borys has incurred and will yet incur medical and therapy expenses, and lost wages all to his special damages in a reasonable sum.

THIRTEENTH CAUSE OF ACTION
(BREACH OF DUTY OF GOOD FAITH AND FAIR DEALING AGAINST OUR)

260. Plaintiffs incorporate the preceding allegations and the attachments to this complaint, as if fully set forth herein.

261. Defendant OUR owed Plaintiff Celeste Borys a duty of good faith and fair dealing based upon their employment contract with Plaintiff Celeste Borys.

262. Defendant OUR breached that duty when it knew of Defendant Ballard's sexual deviancy and violation of proper operations policies and procedures, yet OUR did not inform Plaintiff Celeste Borys of Ballard's deviancy.

263. Defendant OUR breached that duty when it sent a letter to Plaintiff Celeste Borys, a victim of Tim Ballard's sexual assaults, demanding that she assist OUR to defeat OUR's and Ballard's other sexual assault victims' claims against them.

264. As a direct and proximate result of the wrongful conduct of OUR, Plaintiff Celeste Borys suffered severe emotional distress, permanent injury, loss of self-esteem and other injuries, all to her general damages in reasonable sums.

265. As a direct and proximate result of the wrongful conduct of OUR, Plaintiff Celeste Borys has incurred and will yet incur medical and therapy expenses, and lost wages all to her special damages in a reasonable sum.

FOURTEENTH CAUSE OF ACTION
(PIERCING THE CORPORATE VEIL AGAINST ALL CORPORATE DEFENDANTS)

266. Plaintiffs incorporate the preceding allegations and the attachments to this complaint, as if fully set forth herein.

267. Defendant Tim Ballard and the Corporate Defendants are alter egos of each other.

268. The Corporate Defendants and Defendant Tim Ballard should all be treated as one entity to prevent Defendants from using the corporate fiction as a tool to inflict civil harm upon Plaintiffs.

193. The corporate fiction of the Corporate Defendants should be disregarded because they have been used as part of an unfair device to achieve an inequitable result.

194. The corporate structures of the Corporate Defendants should not shield fraud, evasion of existing obligations, circumvention of statute, and the like. As a result, the corporate veil should be pierced to provide that all Corporate Defendants are jointly and severally liable for

the damages.

FIFTEENTH CAUSE OF ACTION
(DECLARATORY RELIEF)

269. Plaintiffs incorporate the preceding allegations and the attachments to this complaint, as if fully set forth herein.

270. Plaintiffs are entitled to a declaration from this Court that the Separation and Release Agreement is void ab initio.

SIXTEENTH CAUSE OF ACTION
(JUDICIAL DISSOLUTION OF OUR)

271. Plaintiffs incorporate the preceding allegations and the attachments to this complaint, as if fully set forth herein.

272. OUR has been exceeding and abusing its authority as a 501(c)(3) corporation in the following manners:

- i. Allowing the COUPLES RUSE in the first instance;
- ii. Failing to inform donors that Tim Ballard is a sexual deviant;
- iii. Demanding that sex assault victims help it defeat the claims of other sex assault victims;
- iv. Failing to inform its own employees and operators that Tim Ballard is a sexual deviant; and
- v. Other facts that discovery may reveal.

273. There remains no valid reason, given OUR's past and present conduct, to remain in business, and its corporate assets across the world are being wasted and misapplied.

274. Pursuant to Utah Code Ann. § 16-6a-1414 et seq., this Court should order the State

of Utah Attorney General's Office to intervene in this matter and appoint a special receiver to protect the assets of OUR from being diverted to prevent the sex assault victims and donors from recovery against OUR.

PRAYER FOR RELIEF

WHEREFORE, Plaintiffs pray for judgment against Defendants as follows:

1. For general damages in an amount to be proved at trial;
2. For special damages in an amount to be proved at trial, including Plaintiff Celeste Borys's lost wages trebled (\$600,000).
3. For punitive damages against all defendants in an amount sufficient to punish them and to deter them and others in similar situations from engaging in such conduct in the future;
4. For a declaration that the Separation and Release Agreement is void ab initio;
5. Judicial dissolution of OUR and an appointment of receiver of OUR's assets;
6. For such other costs, interest, expenses, attorney's fees, and other relief the Court finds appropriate under the circumstances.

JURY DEMAND

Pursuant to Rule 38(b) of the Utah Rules of Civil Procedure, Plaintiffs hereby demand a trial by jury in this case and submit herewith the applicable fee.

DATED this 6th day of December 2023.

ALL UTAH LAW PLLC

/s/ Suzette Rasmussen
Suzette Rasmussen

GREEN LAW PLLC

/s/ Michael K. Green
Michael K. Green

MORTENSEN MILNE

/s/ Alan W. Mortensen
Alan W. Mortensen
Christopher J. Cheney

Plaintiffs' Address:
c/o MORTENSEN/MILNE
68 South Main Street, Suite 700
Salt Lake City, UT 84101

Exhibit A



Tim Ballard [REDACTED]

Fwd: OUR: \$4M DONORS AND ALLOCATION OF FUNDS

Tim Ballard [REDACTED]

Wed, Dec 22, 2021 at 8:01 PM

To: [REDACTED]

Sent from my iPhone

Begin forwarded message:

From: Tim Ballard [REDACTED]
Date: March 26, 2020 at 5:16:36 PM MDT
To: [REDACTED]
Cc: [REDACTED]
Subject: Re: OUR: \$4M DONORS AND ALLOCATION OF FUNDS

This is right on! Thanks [REDACTED]

I will be meeting with my team Monday morning after which I will send the wiring instructions to you.

As you know, it will be very important for OUR that each donor is very specific in writing that they want the money going to OUR, but designated specifically to OUR's CNF and TNF projects, as detailed in your very helpful spread sheet.

Perhaps you can let [REDACTED] know that we will have wiring instructions on Monday.

I will be making a short selfie-video for each, just to say thank you [REDACTED] and I are working on that. I won't be giving any wiring instructions, rather I will just be saying a quick thank you.

Thanks again Team!! 🙏🙏

Sent from my iPhone



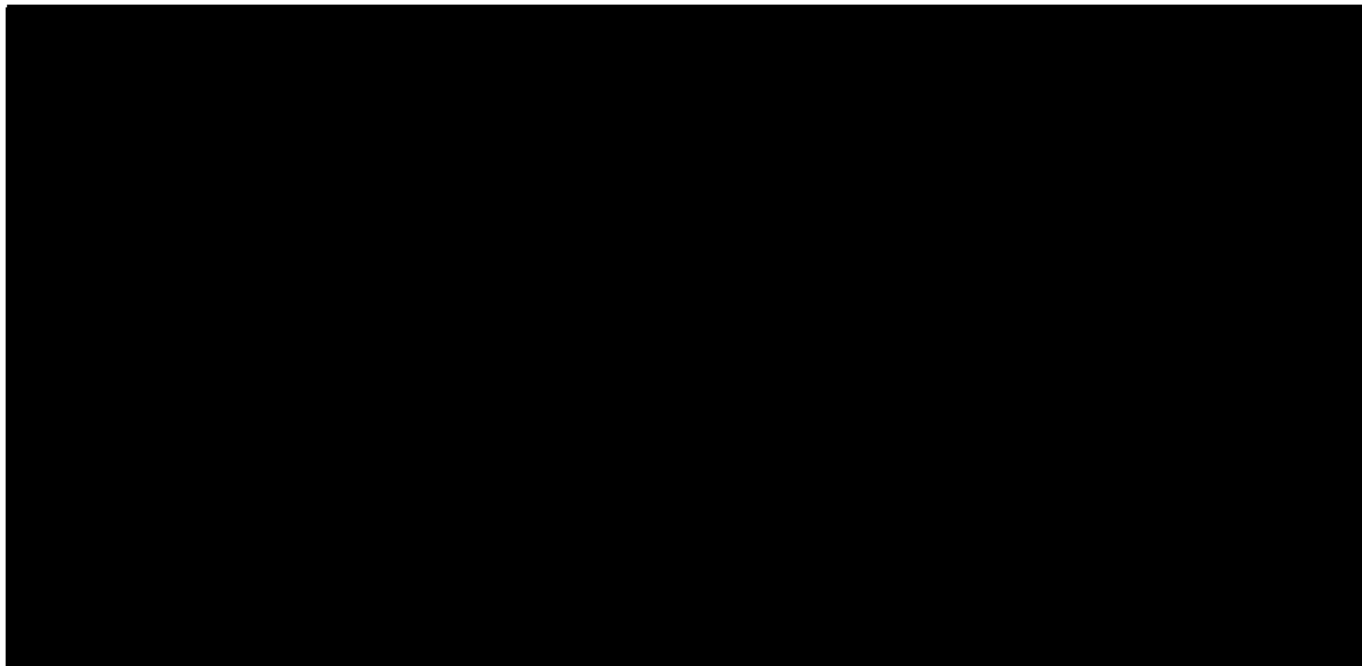


Exhibit B

| Name | Address | Phone/GFE | Backgr | Social Accounts | Crimi/VehiclNotes |
|--------------|-------------------------------------|-----------------------------------------------|---------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------|
| Katie | Miami | (954) :yes | possibl | hernamekatie@icloud.com https://www.faxylists.com/katie https://medium.com/@katiefranky2/best-kpale-independent-escorts-in-fort-lauderdale-5060f5c9d18c | Highly reviewed and meets all of the necessary psych traits except that she is in her 20s. During the background checks, Darren c |
| Amber Ada | Miami and FMTY | (305) :yes | no | bookmberadams@gmail.com https://tryst.link/escort/amberadamsvip http://amberadams.ch/ https://twitter.com/AmberAdamsVIP | Amber hits alot of boxes but does have an assistant that picks up her calls. Seems to be well reviewed but has a lot of "gates" to c |
| Jessica Jon | Miami and FMTY | :yes | no | jessicajonesbookings@gmail.com https://www.slixa.com/florida/miami/jessica-jones-5 https://jessicaljones.ch/ https://twitter.com/MissesJonesVIP | Jessica like Amber hits alot of boxes and is reviewed and hits most of the boxes. She is more about the longer visits, minimum 4 F |
| Layla Haye | Miami // in Boston from | (201) :yes | some | laylahayek@protonmail.com http://laylahayek.com | Playboy cover twice and FHM. Unsure if she would be willing to participate but she is high profile and would be a perfect asset to b |
| Geovana S. | Miami and FMTY | :yes | no | modelgeovana@protonmail.com http://www.geovanasadod.com | Playboy cover. Well reviewed and has a lot of properties that meet the psych profile needed. |
| Amanda W. | Miami and Tennessee | :yes | no | howamondowecover@gmail.com https://lamadawecover.ch/ https://www.bonnet.com/escorts/amanda-w https://tryst.link/escort/lorena-latina2022 https://tryst.link/massage/giselle-fox | Model that meets the psych profile and is very well reviewed. She travels a lot but seems to be in Miami during your trip. |
| Brazilian L. | Miami but travels alot... | (305) :yes (786) 674-3999 | possibl | brazilianlorena2020@gmail.com https://brazilianlorena.sixt/ https://tryst.link/escort/lorena-latina2022 https://tryst.link/massage/giselle-fox | Well reviewed and fits the psych profile. She is traveling in palm springs until the 26th. |
| Tahlia / Gis | Atlanta but last reviews | (470) :More masno | possibl | GiuliaBazzoli@SafeOffice.com https://www.models-world.com/pennsylvania/giulia-bazzoli-from-italy/ | Her reviews are very interesting. I think she meets the psycho profile, she is well reviewed, and she travels. Her "model" like look |
| Giulia Bazz | Miami but travels alot | (305) :yes | possibl | GiuliaBazzoli@SafeOffice.com https://www.models-world.com/pennsylvania/giulia-bazzoli-from-italy/ | Reviews are good and she fits the psych profile. Another potential asset. |
| Riana | Miami but travels alot | (646) :yes | yes | rianasite1@gmail.com background check found this IG https://www.instagram.com/enkeeva_ya/ | She travels a lot but she fits the psych profile perfectly, russian origin, the correct age and if you can find her in the same city. I b |
| Alana Bays | Miami | (669) :yes | no | https://www.alanabay.com/rates/ bookalanabay@gmail.com cmarr@protonmail.ch https://shopcara.nl/ | Her reviews are great, not so many in the last month or so. She seems to travel a little but her profile meets are requirements. I |
| Cara Marr / | Travels alot but Miami seems to yes | | | cmarr@protonmail.ch https://shopcara.nl/ | She says that her booker answers her emails but you never know. She fits the profile and could be a great asset because she doe |
| Brenda / C. | Miami | (786) :yes and npossibl (305) 697-8993 old | possibl | brenda.9001.01@gmail.com colombianhoney84@gmail.com https://www.prefetred411.com/P374303 | Columbian woman that fits the profile. Could be a great asset especially based on her services cost and reviews. |
| Gaby Mello | Miami and other cities in | (786) :yes | no | gaby.mellovip@proton.me https://twitter.com/GabyMellovip https://preferred411.com/P374630 | Her reviews and profile make her a perfect asset. |
| Dolce Isabr | Miami but travels all over | (786) :yes (786) 258-6787 | no | bellavipbella@gmail.com https://preferred411.com/P99592 | She travels a lot and I do not think she is in Miami while you are there but she seems to fit the profile perfectly and would be a gi |
| Natasha C | Miami but travels all over | (786) :yes | no | RafaeliaCapri@protonmail.com https://www.xorfaella.com/traveling https://www.trpfenestra.com/P269020 | Based on her reviews, I would say that theres a strong possibility that she is currently being trafficked... worth the message, Son |
| Ariana Cruz | Miami is her home but tr | (516) :yes | no | Jhelen995@gmail.com Arianacruz718@gmail.com cgoddess03@gmail.com https://twitter.com/Arianacruz95 https://preferred411.com/P345982 | Another potential asset that travels a ton. But she fits the psych profile. |
| Gianna Dal | Miami and travels alot | :yes | no | giannadallon@yahoo.com http://www.giannadallon.com/ https://preferred411.com/P52206 | Great asset that fits the psych profile but does travel some. |
| Sexy Franc | Miami/Fort Lauderdale | (954) :yes | no | essentialfrancheska@protonmail.com serenitybookingll@protonmail.com https://twitter.com/SashaDaSilva14 | She is interesting... some of the cheaper guys do not like her because she upsells but she seems to have a more mature busines |