

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF INDIANA**

MALIBU MEDIA, LLC)	
)	
	Plaintiff,)	
vs.)	Case No. 1:12-cv-00845-TWP-MJD
)	
ANDREW LEIGHTNER, ET AL)	
)	
	Defendants.)	

**DEFENDANT KENNETH REESE'S
ANSWER TO PLAINTIFF'S AMENDED COMPLAINT**

Comes now Defendant, Kenneth Reese, by counsel, and for his Answer to Plaintiff's Amended Complaint states as follows:

Introduction

1. Defendant admits the allegation contained in paragraph 1 of Plaintiff's Amended Complaint.
2. Defendant admits that Plaintiffs make such allegations, but otherwise denies the remaining allegations in paragraph 2 of Plaintiff's Amended Complaint.

Jurisdiction

3. The allegations contained in paragraph 3 of Plaintiff's Amended Complaint are legal conclusions and not averments of fact and therefore, do not require a response from Defendant.
4. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 4 of Plaintiff's Amended Complaint.
5. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 5 of Plaintiff's Amended Complaint.

Parties

6. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 6 of Plaintiff's Amended Complaint.
7. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 7 of Plaintiff's Amended Complaint.
8. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 8 of Plaintiff's Amended Complaint.
9. Defendant admits the allegation contained in paragraph 9 of Plaintiff's Amended Complaint.
10. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 10 of Plaintiff's Amended Complaint.
11. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 11 of Plaintiff's Amended Complaint.
12. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 12 of Plaintiff's Amended Complaint.
13. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 13 of Plaintiff's Amended Complaint.
14. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 14 of Plaintiff's Amended Complaint.
15. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 15 of Plaintiff's Amended Complaint.
16. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 16 of Plaintiff's Amended Complaint.

17. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 17 of Plaintiff's Amended Complaint.
18. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 18 of Plaintiff's Amended Complaint.
19. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 19 of Plaintiff's Amended Complaint.
20. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 20 of Plaintiff's Amended Complaint.
21. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 21 of Plaintiff's Amended Complaint.
22. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 22 of Plaintiff's Amended Complaint.
23. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 23 of Plaintiff's Amended Complaint.
24. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 24 of Plaintiff's Amended Complaint.
25. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 25 of Plaintiff's Amended Complaint.
26. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 26 of Plaintiff's Amended Complaint.
27. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 27 of Plaintiff's Amended Complaint.

Joinder

28. Defendant denies the allegations contained in paragraph 28 of Plaintiff's Amended Complaint.

Factual Background

29. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 29 of Plaintiff's Amended Complaint.

30. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 30 of Plaintiff's Amended Complaint.

31. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 31 of Plaintiff's Amended Complaint.

32. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 32 of Plaintiff's Amended Complaint.

33. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 33 of Plaintiff's Amended Complaint.

34. Defendant denies the allegations contained in paragraph 34 of Plaintiff's Amended Complaint as to Kenneth Reese; otherwise, Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 34 of Plaintiff's Amended Complaint.

35. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 35 of Plaintiff's Amended Complaint.

36. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 36 of Plaintiff's Amended Complaint.

37. Defendant is without sufficient information or knowledge to form a belief as to the

- truth of the allegations contained in paragraph 37 of Plaintiff's Amended Complaint.
38. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 38 of Plaintiff's Amended Complaint.
39. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 39 of Plaintiff's Amended Complaint.
40. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 40 of Plaintiff's Amended Complaint.
41. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 41 of Plaintiff's Amended Complaint.
42. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 42 of Plaintiff's Amended Complaint.
43. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 43 of Plaintiff's Amended Complaint.
44. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 44 of Plaintiff's Amended Complaint.
45. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 45 of Plaintiff's Amended Complaint.
46. Defendant denies the allegations contained in paragraph 46 of Plaintiff's Amended Complaint as to Kenneth Reese; otherwise, Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 46 of Plaintiff's Amended Complaint.
47. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 47 of Plaintiff's Amended Complaint.

48. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 48 of Plaintiff's Amended Complaint.
49. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 49 of Plaintiff's Amended Complaint.
50. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 50 of Plaintiff's Amended Complaint.
51. Defendant denies the allegations contained in paragraph 51 of Plaintiff's Amended Complaint as to Kenneth Reese; otherwise, Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 51 of Plaintiff's Amended Complaint.
52. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 52 of Plaintiff's Amended Complaint.
53. Defendant denies the allegations contained in paragraph 53 of Plaintiff's Amended Complaint as to Kenneth Reese; otherwise, Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 53 of Plaintiff's Amended Complaint.
54. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 54 of Plaintiff's Amended Complaint.
55. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 55 of Plaintiff's Amended Complaint.
56. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 56 of Plaintiff's Amended Complaint.
57. Defendant denies the allegations contained in paragraph 57 of Plaintiff's Amended

Complaint as to Kenneth Reese; otherwise, Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 57 of Plaintiff's Amended Complaint.

58. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 58 of Plaintiff's Amended Complaint.

59. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 59 of Plaintiff's Amended Complaint.

60. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 60 of Plaintiff's Amended Complaint.

Miscellaneous

61. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 61 of Plaintiff's Amended Complaint.

62. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 62 of Plaintiff's Amended Complaint.

Count I

63. Defendant reasserts his responses to paragraphs 1 through 62 as if fully set forth herein.

64. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 64 of Plaintiff's Amended Complaint.

65. Defendant denies the allegations contained in paragraph 65 of Plaintiff's Amended Complaint as to Kenneth Reese; otherwise, Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 65 of Plaintiff's Amended Complaint.

66. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 66 of Plaintiff's Amended Complaint.

67. Defendant denies the allegations contained in paragraph 67 of Plaintiff's Amended Complaint as to Kenneth Reese; otherwise, Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 67 of Plaintiff's Amended Complaint.

68. Defendant denies the allegations contained in paragraph 68 of Plaintiff's Amended Complaint as to Kenneth Reese; otherwise, Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 68 of Plaintiff's Amended Complaint.

69. Defendant denies the allegations contained in paragraph 69 of Plaintiff's Amended Complaint as to Kenneth Reese; otherwise, Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 69 of Plaintiff's Amended Complaint.

WHEREFORE, Defendant, Kenneth Reese, by counsel, respectfully requests the Court enter judgment against Plaintiff, and for all other relief just and proper in the premises.

Count II

70. Defendant reasserts his responses to paragraphs 1 through 69 as if fully set forth herein.

71. Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 71 of Plaintiff's Amended Complaint.

72. Defendant denies the allegations contained in paragraph 72 of Plaintiff's Amended Complaint as to Kenneth Reese; otherwise, Defendant is without sufficient

- information or knowledge to form a belief as to the truth of the allegations contained in paragraph 72 of Plaintiff's Amended Complaint.
73. Defendant denies the allegations contained in paragraph 73 of Plaintiff's Amended Complaint as to Kenneth Reese; otherwise, Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 73 of Plaintiff's Amended Complaint.
74. Defendant denies the allegations contained in paragraph 74 of Plaintiff's Amended Complaint as to Kenneth Reese; otherwise, Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 74 of Plaintiff's Amended Complaint.
75. Defendant denies the allegations contained in paragraph 75 of Plaintiff's Amended Complaint as to Kenneth Reese; otherwise, Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 75 of Plaintiff's Amended Complaint.
76. Defendant denies the allegations contained in paragraph 76 of Plaintiff's Amended Complaint as to Kenneth Reese; otherwise, Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 76 of Plaintiff's Amended Complaint.
77. Defendant denies the allegations contained in paragraph 77 of Plaintiff's Amended Complaint as to Kenneth Reese; otherwise, Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 77 of Plaintiff's Amended Complaint.
78. Defendant denies the allegations contained in paragraph 78 of Plaintiff's Amended

Complaint as to Kenneth Reese; otherwise, Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 78 of Plaintiff's Amended Complaint.

79. Defendant denies the allegations contained in paragraph 79 of Plaintiff's Amended Complaint as to Kenneth Reese; otherwise, Defendant is without sufficient information or knowledge to form a belief as to the truth of the allegations contained in paragraph 79 of Plaintiff's Amended Complaint.

WHEREFORE, Defendant, Kenneth Reese, by counsel, respectfully requests the Court enter judgment against Plaintiff, and for all other relief just and proper in the premises.

AFFIRMATIVE DEFENSES

Defendant, Kenneth Reese, by counsel, for its affirmative defenses to Plaintiff's Amended Complaint, states as follows:

80. Plaintiffs have failed to state a claim upon which relief may be granted in its Amended Complaint as to Defendant, Kenneth Reese.

81. Defendant is not liable for the acts or omissions of other parties.

82. Defendant reserves the right to amend his answer and set forth any additional affirmative defenses as Defendant investigates Plaintiff's claims in this case.

WHEREFORE, Defendant, Kenneth Reese, by counsel, respectfully requests that the Court enter judgment against Plaintiff, and for all other relief just and proper in the premises.

Respectfully submitted,

CAMPBELL KYLE PROFFITT LLP

By /s/William E. Wendling, Jr. .

William E. Wendling, Jr., #2004-49

Matthew T. Lees, #27929-49

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Attorneys for Defendant

CERTIFICATE OF SERVICE

I hereby certify that on December 12, 2012, a copy of the foregoing *Answer to Plaintiff's Amended Complaint* was filed electronically. Notice of this filing will be sent to the following parties by operation of the Court's electronic filing system. Parties may access this filing through the Court's system.

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I hereby certify that on December 12, 2012, a copy of the foregoing *Answer to Plaintiff's Amended Complaint* was mailed, by first-class U.S. Mail, postage prepaid, and properly addressed to the following:

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Respectfully Submitted,

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