

COMMONWEALTH OF KENTUCKY  
FAYETTE CIRCUIT COURT  
CIVIL DIVISION 5th  
CASE NO. 05-CF-2740

FILED AND ENTERED  
ATTEST, WILMA F. LYNCH, CLERK  
JUN 22 2005  
FAYETTE CIRCUIT CLERK  
BY [Signature] DEPUTY  
PLAINTIFF

NORREASHA GILL

vs.

COMPLAINT

CUMULUS MEDIA, INC.

DEFENDANT

\*\*\*\*\*

1. On or about the 25th day of May, 2005, defendant operated a radio station, WLTO-FM (Hot102) in Lexington, Kentucky. Said radio station is owned and operated by Cumulus Media Inc. Its offices are located at the Central Bank Building, 300 West Vine Street, 3rd floor.
2. On such date, an on air personality known as "DJ Slick", controlled the broadcast from approximately 8:00 p.m. to 10:00 p.m.
3. Said DJ Slick, was the agent of Cumulus Media Inc. and WLTO-FM (Hot102), authorized to conduct on-air contests and give away prizes.
4. A reasonable listener would have believed DJ Slick was the agent of Cumulus Media Inc. and WLTO-FM (Hot102), authorized to conduct on-air contests and give away prizes.
5. On or about the 25th day of May, 2005 said DJ Slick announced a contest in which Cumulus Media Inc. and WLTO-FM (Hot102) would give "100 Grand" to the 10th caller.
6. Said DJ Slick spoke of the "100 Grand" in such a manner as to lead a reasonable listener to falsely believe the prize for the contest was \$100,000. Plaintiff reasonably believed she would receive \$100,000 if she were the 10th caller.
7. In truth and in fact the said DJ Slick, knew the prize was not \$100,000, but a "100 Grand" candy bar.

8. Said false representations were made with intent then and there to cheat, defraud, and play a malicious joke upon plaintiff before the entire listening audience due to her reasonable reliance upon the on air representations of DJ Slick.

9. Relying on the representations of DJ Slick, plaintiff Norreasha Gill was induced to call the radio station, and was the 10th caller. Plaintiff was told on air by DJ Slick, she had won "100 Grand."

10. Plaintiff Norreasha Gill reasonably believed she had entered into a contract wherein she was to receive \$100,000 in consideration for being the 10th caller.

11. Pursuant to DJ Slick's instructions, Plaintiff went to the Central Bank building the next day to receive her prize. She subsequently discovered she would not then receive the money for which she had contracted and reasonably believed she had contracted.

12. Plaintiff was subsequently informed by an executive of WLTO-FM (Hot102) that the contest was a "joke" and she would not receive the funds for which she had contracted or reasonably believed she had contracted.

13. By reason of the above false representations, plaintiff has suffered damage of \$100,000 due to defendant's breach of contract. Plaintiff requests enforcement of said contract.

14. By reason of the defendant's fraud, defendant is liable to plaintiff for punitive damages under KRS 411.184 through KRS 411.186.

WHEREFORE, plaintiff demands judgment against defendant for \$100,00, plus interest, punitive damages, her costs herein, a trial by jury, and all other proper relief.

**VERIFICATION**

I, Norreasha Gill, after first being sworn, do verify under oath that those matters set out for which I have personal knowledge are true, and those matters that are not within my personal knowledge, I believe to be true.

*Norreasha Gill*  
NORREASHA GILL

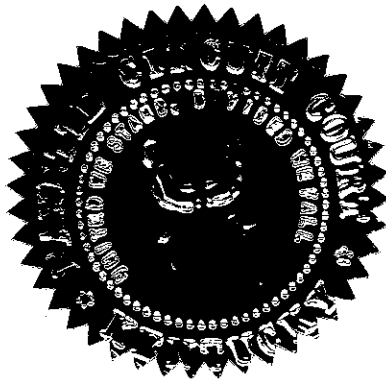
Subscribed and sworn to before me by Norreasha Gill this 2<sup>nd</sup> day of June 2005.

STATE OF KENTUCKY  
COUNTY OF FAYETTE  
I, Wilma F. Lynch, Clerk of the  
Circuit Court for the County and  
State aforesaid, do hereby certify  
that the foregoing is a true and  
correct copy as same appears of  
record and remains on file in my  
office.

Witness my hand and seal this \_\_\_\_\_ day  
of July 13, 2005.

Wilma F. Lynch, Clerk

*Tammie Couch* D.C.



*Lee Van Horn*  
NOTARY PUBLIC  
KENTUCKY STATE AT LARGE  
Commission Expires: December 20, 2005.

*Lee Van Horn*  
LEE VAN HORN  
ATTORNEY FOR PLAINTIFF  
206 Lexington Building  
201 West Short Street  
Lexington, Kentucky 40507  
Telephone: 859-254-7730

AOC-105 Doc. Code: CI  
Rev. 5-03  
Page 1 of 1  
Commonwealth of Kentucky  
Court of Justice www.kycourts.net  
CR 4.02; CR Official Form 1



CIVIL SUMMONS

Case No. 05-CI-  
Court  Circuit  District  
County Fayette

NORREASHA GILL

PLAINTIFF

VS.

CUMULUS MEDIA, INC.

DEFENDANT

Service of Process Agent for Defendant:

CT CORPORATION SYSTEM,  
KY. Home Life Building  
Louisville, Ky. 40202

THE COMMONWEALTH OF KENTUCKY  
TO THE ABOVE-NAMED DEFENDANT(S):

You are hereby notified a **legal action has been filed against you** in this Court demanding relief as shown on the document delivered to you with this Summons. **Unless a written defense is made by you or by an attorney on your behalf** and filed in the Clerk's Office within 20 days following the day this paper is delivered to you, judgment by default may be taken against you for the relief demanded in the attached Complaint.

The name(s) and address(es) of the party or parties demanding relief against you are shown on the document delivered to you with this Summons.

Date: JUN 22 2005

WILMA F. LYNCH, CLERK  
FAYETTE CIRCUIT COURT  
FAYETTE COUNTY  
120 N. LIMESTONE STREET C103  
LEXINGTON, KENTUCKY 40507

By: *Carrie Seft* Clerk  
D.C.

Proof of Service

This Summons was served by delivering a true copy and the Complaint (or other initiating document) to:

this \_\_\_\_\_ day of \_\_\_\_\_, 2\_\_\_\_\_.

Served by: \_\_\_\_\_  
Title \_\_\_\_\_

Automatic Judge Selection for: Fayette Circuit Court - Civil Cases (Select\*6)

Requestor:

Reference/Case: 05-CI-2740 CS

This Case is assigned to 5th Division

Judge Mary Noble

622034

Control:06-22-2005|09:46:28|000660063 4|

5th ...5th ...5th ...5th ...5th ...5th ...5th ...5th ...5th ...5th ...

PREPARER JESSICA BARKER

CHECK NUMBER PAY TO AMOUNT

COMMONWEALTH OF KENTUCKY  
FAYETTE CO/CIRCUIT CIVIL  
CIRCUIT CLERK

DATE: 06/22/05  
TIME: 08:48

RECEIPT NUMBER  
1-0012193

COURT CASE

CASE/CIT NO: 05-CI-02740

RECEIVED FROM: LEE VAN HORN

ACCOUNT OF: S


PARTIAL PAYMT/BAIL BOND C J  
(BOND FACE AMOUNT)  
(CHG FOR SRV)

(C) CT TECH	(K) COL FOR OTHR	10.00
	(D) CIVIL FEES	80.00
	(1) A. T. J. FEES	20.00
	(L) LIBRARY FEES	6.00
	(E) CT FACIL FEE	25.00
	(W) CHG FOR SRV	30.00

TOTAL:	171.00
CASH:	.00
CHECK:	171.00
DIFF:	.00

PREPARER C. SERFINI, DEPUTY CLERK

CHECK NUMBER 1508 PAY TO AMOUNT

AOC-105 Rev. 5-03 Page 1 of 1 Commonwealth of Kentucky Court of Justice www.kycourts.net CR 4.02; CR Official Form 1	Doc. Code: CI		Case No. <u>05-CI-2746</u> Court <input checked="" type="checkbox"/> Circuit <input type="checkbox"/> District County <u>Fayette</u>
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CIVIL SUMMONS

NORREASHA GILL

PLAINTIFF

VS.  
CUMULUS MEDIA, INC.

FILED AND ENTERED  
 ATTEST, WILMA F. LYNCH, CLERK  
 JUN 28 2005  
 FAYETTE COUNTY CLERK  
 BY: *[Signature]* DEPUTY

RECEIVED  
 JUN 29 2005 11:36 AM  
 FAYETTE COUNTY CLERK  
 DEFENDANT

Service of Process Agent for Defendant:

CT CORPORATION SYSTEM,  
KY. Home Life Building  
Louisville, Ky. 40202

THE COMMONWEALTH OF KENTUCKY TO THE ABOVE-NAMED DEFENDANT(S):

You are hereby notified a **legal action has been filed against you** in this Court demanding relief as shown on the document delivered to you with this Summons. **Unless a written defense is made by you or by an attorney on your behalf** and filed in the Clerk's Office within 20 days following the day this paper is delivered to you, judgment by default may be taken against you for the relief demanded in the attached Complaint.

The name(s) and address(es) of the party or parties demanding relief against you shown on the document delivered to you with this Summons.

Date: JUN 22 2005, 2

WILMA F. LYNCH, CLERK  
 CLERK OF THE CIRCUIT COURT  
 FAYETTE COUNTY  
 120 N. LIMESTONE STREET C103  
 LEXINGTON, KENTUCKY 40507  
 Clerk  
 D.C.

By: *[Signature]*

*6-24-05*

Proof of Service

This Summons was served by delivering a true copy and the Complaint (or other initiating document) to  
 this \_\_\_\_\_ day of \_\_\_\_\_, 2005  
 of said Company, and being its chief officer or agent  
 residing in this county at this time.

SHERIFF, Jefferson County, KY

By: *[Signature]*