



FORM 32 (RULE 8-1 (4))

No. S-240157  
Vancouver Registry

*In the Supreme Court of British Columbia*

BETWEEN:

**Masood Masjoody**

Plaintiff

AND:

**Reza Pahlavi, X Corporation, John Doe 1, John Doe 2, John Doe 3, John Doe 4, John Doe 5, John Doe 6, John Doe 7, John Doe 8, John Doe 9, John Doe 10, John Doe 11, Arash Kamancheh, Maryam Lagertha, Sedigheh Minachi, Azar Khorramshahi**

Defendants

**NOTICE OF APPLICATION**

**Name of Applicant:** MASOOD MASJOODY (the "Plaintiff")

**To:** John Doe 1, John Doe 2, John Doe 3, John Doe 4, John Doe 5, John Doe 6, John Doe 7, John Doe 8, John Doe 9, John Doe 10, John Doe 11 (collectively, "JD Defendants")

TAKE NOTICE that an application will be made by the applicant to the presiding judge or associate judge at **800 Smithe Street, Vancouver, British Columbia V6Z2E1**, on **July 10, 2024 at 9:45 AM** for the order(s) set out in Part 1 below.

The applicant estimates that the application will take: 2 hours.

This matter is not within the jurisdiction of an associate judge.

**Part 1: ORDER(S) SOUGHT**

1. Each of the JD Defendants file an affidavit in this matter affirming his or her full legal name, address for service, and e-mail address for service; and serve that filed affidavit on the Plaintiff within 3 days after this order has been pronounced.
2. Any other order that the Court deems just.
3. Costs.

## **Part 2: FACTUAL BASIS**

1. Each of the JD Defendants owns an account on **X** (formerly **Twitter**) and can be directly notified by X Corp. through email or in-app notifications
2. The JD Defendants have been using the Internet to advance their conspiracy against the plaintiff by way of defamation, inciting defamation, inciting hatred, inciting violence, willfully promoting hatred, disseminating profanities and sexual slurs, uttering threats to cause death to the plaintiff and the plaintiff's relatives, and causing the Plaintiff to receive such threats of death and other bodily harms.
3. Since the commencement of this action, the defendants, particularly the JD defendants intensified their vilification campaign against the Plaintiff.
4. Despite diligent efforts, the Plaintiff has been unable to ascertain the true identity of the JD Defendants, except for JD#11, whom the Plaintiff identified in the current notice of claim.

## **Part 3: LEGAL BASIS**

1. The Plaintiff brings this application pursuant to the inherent jurisdiction of the Court, which grants the Court the authority to make orders necessary to ensure the just and efficient resolution of a proceeding.
2. The identification of the JD Defendants is crucial for the Plaintiff to properly pursue legal action for defamation and conspiracy and seek appropriate remedies under the law.
3. It is well-established in Canadian jurisprudence that individuals have the right to defend themselves against defamatory statements and to seek redress for harm caused by such statements. However, the effectiveness of these rights is dependent on the ability to identify the perpetrators of defamation.
4. Furthermore, the JD Defendants cannot have any reasonable expectation of protection of their identity or right to privacy when they have been misusing the internet to defame and harass the Plaintiff.

## **Part 4: MATERIAL TO BE RELIED ON**

1. Pleadings and material filed herein,
2. Affidavit #1 of Masood Masjoody, made May 6, 2023
3. Other material that the Court deems just.

**TO THE PERSONS RECEIVING THIS NOTICE OF APPLICATION:** If you wish to respond to this notice of application, you must, within 5 business days after service of this notice of application or, if

this application is brought under Rule 9-7, within 8 business days after service of this notice of application,

- (a) file an application response in Form 33,
- (b) file the original of every affidavit, and of every other document, that
  - i. you intend to refer to at the hearing of this application, and
  - ii. has not already been filed in the proceeding, and
- (c) serve on the applicant 2 copies of the following, and on every other party of record one copy of the following:
  - i. a copy of the filed application response;
  - ii. a copy of each of the filed affidavits and other documents that you intend to refer to at the hearing of this application and that has not already been served on that person;
  - iii. if this application is brought under Rule 9-7, any notice that you are required to give under Rule 9-7 (9).

Date: 07/May/2024  
[dd/mm/yyyy]

Masood Masjoody  
Signature of  
☒ Applicant ☐ Lawyer for  
applicant(s)  
MASOOD MASJOODY

**To be completed by the court only:**

**Order made**

- ☐ in the terms requested in paragraphs \_\_\_\_\_ of Part 1 of this notice of application
- ☐ with the following variations and additional terms:

Date: \_\_\_\_\_  
[dd/mm/yyyy]

Signature of ☐ Judge ☐ Associate Judge

## **APPENDIX**

**THIS APPLICATION INVOLVES THE FOLLOWING:**

none of the above