

IN THE CIRCUIT COURT OF THE EIGHTEENTH JUDICIAL CIRCUIT  
IN AND FOR SEMINOLE COUNTY, FLORIDA.

CASE NO.: 2014-CA-000613-16-W

ROBERT ZIMMERMAN AND  
GLADYS ZIMMERMAN,

Plaintiffs,

vs.

ROSEANNE BARR,

Defendant.

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**COMPLAINT**

Plaintiffs, Robert Zimmerman and Gladys Zimmerman, sues Defendant, Roseanne Barr and alleges as follows:

**COMMON ALLEGATIONS**

1. This is an action for damages in excess of Fifteen Thousand Dollars (\$15,000.00).
2. The first initial damage in this matter occurred in Lake Mary, Seminole County and all subsequent damages also have occurred in Seminole County, Florida. Venue is proper in Seminole County pursuant to *Weinberg v Weinberg* 936 So2d 707 (Fla 4<sup>th</sup> DCA 2006) and *Florida Gameco, Inc. v Fontaine* 68 So3d 923 (Fla 4<sup>th</sup> DCA 2011).
3. Robert Zimmerman and Gladys Zimmerman are the natural parents of George Zimmerman.
4. George Zimmerman was involved in an incident on February 26, 2012 which gained national attention and resulted in a highly publicized trial.
5. Robert Zimmerman and Gladys Zimmerman were in no way involved in any of the incidents occurring on February 26, 2012.
6. Robert Zimmerman and Gladys Zimmerman had purchased their home in Lake Mary Florida in 2001.
7. George Zimmerman resided in the home from 2001 through 2006, his name remained on the title until removed in 2008.

8. In 2012, Robert Zimmerman and Gladys Zimmerman were residents of their Lake Mary home.
9. On March 29, 2012 Roseanne Barr posted a tweet on her twitter account, which had approximately 110,000 followers, listing their names, their telephone number and address.
10. Roseanne Barr's tweet violated the terms and conditions of Twitter which state:  
"You may not publish or post other people's private and confidential information, such as credit card numbers, street address or social security/National Identity numbers, without their express authorization and permission"  
Roseanne Barr had agreed to these terms prior to being allowed to use a Twitter account and prior to this tweet.
11. Roseanne Barr later tweeted:  
"At first I thought it was good to let ppl know that no one can hide anymore"
12. Later Roseanne Barr once again tweeted:  
"If Zimmerman isn't arrested I'll rt his address again- maybe go 2 his house myself."
13. Robert Zimmerman and Gladys Zimmerman had not given their permission for this information to be published by Roseanne Barr or anyone else.
14. Immediately after the initial tweet members of the news media descended on Robert Zimmerman and Gladys Zimmerman's home.
15. Robert Zimmerman and Gladys Zimmerman were forced to flee their home as a direct result of the Roseanne Barr tweets.
16. Robert Zimmerman and Gladys Zimmerman were forced into hiding by the disclosure of their address and have not been able to return to live in the house since the initial tweet.
17. Prior to the tweet there had not been any incidents in the 31 days between the incident

involving George Zimmerman and the Roseanne Barr tweet.

**COUNT I – INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS**

18. Plaintiffs reallege paragraphs 1 through 17.
19. Roseanne Barr knew at the time of her tweets and her threat to personally come to the Zimmerman's home that it was an open and obvious call for vigilante justice and were intended by Roseanne Barr to cause a lynch mob to descend on Robert Zimmerman and Gladys Zimmerman's home.
20. Roseanne Barr's acted extremely and outrageously in making the tweets which were intended to cause severe emotional distress to Robert and Gladys Zimmerman and possible great physical harm, if not death.
21. The behavior of Roseanne Barr under the circumstances went beyond all possible bounds of decency and is utterly intolerable in a civilized community.
22. Robert and Gladys Zimmerman have had to endure the emotional distress from the date of the initial tweet on the night of March 29, 2012 to the present, a time period that no ordinary person should be expected to endure.
23. It was foreseeable that the tweets would cause Robert and Gladys Zimmerman to have to flee their house in the middle of the night and never to be able to return, have to face a descent of media and others who would seek to do harm to Robert and Gladys Zimmerman to their home, and have to live in seclusion to protect their personal and emotional well being.
24. Robert Zimmerman and Gladys Zimmerman, suffered emotional pain and suffering, mental anguish, loss of the capacity for the enjoyment of life, incurred additional living expenses due to the inability to live in their home and have suffered a loss in value of their home. These losses are permanent and continuing in nature and Robert and Gladys Zimmerman will continue to suffer these losses in the future.

WHEREFORE, Robert Zimmerman and Gladys Zimmerman, demand judgment for damages against Roseanne Barr and request a trial by jury on all issues so triable.

## COUNT II – INVASION OF PRIVACY

25. Plaintiffs reallege paragraphs 1 through 17.
26. Robert Zimmerman and Gladys Zimmerman had no connection with the incident which occurred involving their son.
27. George Zimmerman had not resided in the home for 6 years at the time of the tweets.
28. There was no legitimate concern of the public to the location of Robert Zimmerman and Gladys Zimmerman residence and their telephone number.
29. Robert Zimmerman and Gladys Zimmerman did wish nor give their permission for such information to be disseminated.
30. Neither Robert Zimmerman and Gladys Zimmerman are public figures.
31. Robert and Gladys Zimmerman have had to endure the emotional distress from the date of the initial tweet on the night of March 29, 2012 to the present.
32. It was foreseeable that the tweets would cause Robert and Gladys Zimmerman to have to flee their house in the middle of the night and never to be able to return, have to face a descent of media and others who would seek to do harm to Robert and Gladys Zimmerman to their home, and have to live in seclusion to protect their personal and emotional well being.
33. Roseanne Barr's tweets constituted an invasion of Robert Zimmerman and Gladys Zimmerman's privacy.
34. Robert Zimmerman and Gladys Zimmerman, suffered emotional pain and suffering, mental anguish, loss of the capacity for the enjoyment of life, incurred additional living expenses due to the inability to live in their home and have suffered a loss in value of their home. These losses are permanent and continuing in nature and Robert and Gladys Zimmerman will continue to suffer these losses in the future.

WHEREFORE, Robert Zimmerman and Gladys Zimmerman, demands judgment for damages

against Roseanne Barr and request a trial by jury on all issues so triable.

**S/David R. Heil**  
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**David R. Heil, ESQUIRE**  
**David R. HEIL, P.A.**  
2324 Lee Road  
Winter Park, FL 32789  
(407) 599-2100  
Florida Bar No.: 0435422  
David@heil-law.com  
Chrissy@heil-law.com  
Attorney for Plaintiffs

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PERSONAL SERVICE ON AN INDIVIDUAL

THE STATE OF FLORIDA:  
TO EACH SHERIFF OF THE STATE:

**IMPORTANT**

You are commanded to serve this Summons and a copy of the Complaint filed in this lawsuit on:

**Roseanne Barr  
66-1655 Kawaihae Road  
Kamuela, Hawaii 96743-8302**

A lawsuit has been filed against you. You have twenty (20) calendar days after this Summons is served on you to file a written response to the attached Complaint filed in this Court. You have forty-five (45) calendar days after this Summons is served upon you to file a written response to the attached Request for Production, Interrogatories, and Request for Admissions filed in this Court. A telephone call will not protect you; your written response, including the above case number and named parties, must be filed if you want the Court to hear your case. If you do not file your response on time, you may lose the case, and your wages, money, and property may thereafter be taken without further warning from the Court. There are other legal requirements. You may want to call an attorney right away. If you do not know an attorney, you may call an attorney referral service or a legal aid office (listed in the telephone book).

If you choose to file a written response yourself, at the same time you file your written response to the Court, you must also mail or take a carbon copy or photocopy of your written response to the Plaintiffs' attorney, David R. Heil, Esquire, David R. HEIL, P.A., 2324 Lee Road, Winter Park, Florida 32789

DATED this 10<sup>th</sup> day of MARCH, 2014.

**Maryanne Morse**  
As Clerk of said Court

(COURT SEAL)



BY: Deborah Conant  
AS DEPUTY CLERK

If you are a person with a disability who needs any accommodation in order to participate in this proceeding, you are entitled, at no cost to you, to the provision of certain assistance. Please contact Court Administration at The Seminole Civil Courthouse, 301 North Park Avenue, Suite 301, Sanford, Florida 32771-1292, telephone (407)665-4227, within 2 working days of your receipt of this notice. If hearing impaired, (TDD) 1-800-955-8771, or Voice (V) 1-800-955-8770 via Florida Relay Service