

WV-100

Petition for Workplace Violence Restraining Orders

Clerk stamps date here when form is filed.

FILED
 JAN 20 2022
 M. SORUM
 Clerk of the Court
 Superior Court of CA County of Santa Clara
 DEPUTY

Fill in court name and street address:
 Superior Court of California, County of Santa Clara
 Downtown San Jose Courthouse
 191 N. First Street
 San Jose, CA 95113

Court fills in case number when form is filed.
 Case Number:
22CH010523

WV-100

Read *How Do I Get an Order to Prohibit Workplace Violence* (form WV-100-INFO) before completing this form. **NOTE: Petitioner must be an employer with standing to bring this action under Code of Civil Procedure section 527.8.** Also fill out *Confidential CLETS Information* (form CLETS-001) with as much information as you know.

1 Petitioner (Employer)

a. Name: Apple Inc.
 is a corporation sole proprietorship
 (specify): _____
 and is filing this suit on behalf of the employee identified in item 2.

b. Lawyer for Petitioner (if any for this case)
 Name: Todd Boyer State Bar No.: 203132
 Firm Name: Boyer Wenter LLP

Petitioner's Address (If the petitioner has a lawyer, give the lawyer's information.)

c. Address: 1585 North Fourth Street, Suite N
 City: San Jose State: CA Zip: 95112
 Telephone: 669.296.0323 Fax: _____
 E-Mail Address: tboyer@boyerwenter.com

2 Employee in Need of Protection

Full Name: Jose Barrera
 Sex: M F Age: 51

3 Respondent (Person From Whom Protection Is Sought)

Full Name: Julia Lee Choi Age: 45
 Address (if known): 7902 Tyson One Place #615
 City: McLean State: VA Zip: 22102

4 Additional Protected Persons

a. Are you asking for protection for any family or household members of the employee or for any other employees at the employee's workplace or at other workplaces of the petitioner?

Yes No (If yes, list them):

Full Name	Sex	Age	Household Member?	Relationship to Employee
See attachment 4a			<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	None; subject to/victims
_____	_____	_____	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	_____
_____	_____	_____	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	_____

Additional protected persons are listed in Attachment 4a.

This is not a Court Order.

FAXED



Case Number:

4 b. Why do these people need protection? (Explain):

Response is stated in Attachment 4b.

See attachment 8c describing Respondent's conduct and the reasons protection is needed.

5 Relationship of Employee and Respondent

a. How does the employee know the respondent? (Describe): Response is stated in Attachment 5a.

Respondent is an individual who has made threats, harassed, and stalked Apple's CEO and other employees.

She has no relationship to Apple or its employees.

b. Respondent is is not a current employee of petitioner. (Explain any decision to retain, terminate, or otherwise discipline the respondent): Response is stated in Attachment 5b.

6 Venue

Why are you filing in this county? (Check all that apply):

a. The respondent lives in this county.

b. The respondent has caused physical or emotional injury to the petitioner's employee in this county.

c. Other (specify): Respondent continues to unlawfully harass and stalk Apple employees in this county.

7 Other Court Cases

a. Has the employee or any of the persons named in 4 been involved in another court case with the respondent?

No Yes If yes, check each kind of case and indicate where and when each was filed:

	Kind of Case	Filed in (County/State)	Year Filed	Case Number (if known)
(1)	<input type="checkbox"/> Workplace Violence	_____	_____	_____
(2)	<input type="checkbox"/> Civil Harassment	_____	_____	_____
(3)	<input type="checkbox"/> Domestic Violence	_____	_____	_____
(4)	<input type="checkbox"/> Divorce, Nullity, Legal Separation	_____	_____	_____
(5)	<input type="checkbox"/> Paternity, Parentage, Child Support	_____	_____	_____
(6)	<input type="checkbox"/> Eviction	_____	_____	_____
(7)	<input type="checkbox"/> Guardianship	_____	_____	_____
(8)	<input type="checkbox"/> Small Claims	_____	_____	_____
(9)	<input type="checkbox"/> Postsecondary School Violence	_____	_____	_____
(10)	<input type="checkbox"/> Criminal	_____	_____	_____
(11)	<input type="checkbox"/> Other (specify):	_____	_____	_____

b. Are any restraining orders or criminal protective orders now in effect relating to the employee or any of the persons in 4 and the respondent? No Yes (If yes, attach a copy if you have one.)

This is not a Court Order.



Case Number:

8 Description of Respondent's Conduct

a. Respondent has *(check one or more)*:

- (1) Assaulted, battered, or stalked the employee
- (2) Made a credible threat of violence against the employee by making knowing or willful statements or engaging in a course of conduct that would place a reasonable person in fear for his or her safety or the safety of his or her immediate family.

b. One or more of these acts *(check either or both)*:

- (1) Took place at the employee's workplace
- (2) Can reasonably be construed to be carried out in the future at the employee's workplace

Address of workplace: See addresses and locations on Attachment 4(a).

c. Describe what happened. *(Provide details; include the dates of all incidents beginning with the most recent; tell who did what to whom; identify any witnesses):*

- Response is stated in Attachment 8c.
See Attachment 8c.

d. Was the employee harmed or injured? Yes No *(If yes, describe harm or injuries):*

Response is stated in Attachment 8d.

e. Did the respondent use or threaten to use a gun or any other weapon? Yes No *(If yes, describe):*

Response is stated in Attachment 8e.

See narrative in Attachment 8c.

This is not a Court Order.



Case Number:

- 8 f. For any of the incidents described above, did the police come? Yes No I don't know
 If yes, did the employee or the respondent receive an Emergency Protective Order?
 Yes No I don't know
 If yes, the order protects (*check all that apply*):
 the employee the respondent one or more of the persons in 4.
 (*Attach a copy of the order if you have one.*)

Check the orders you want

9 **Personal Conduct Orders**

I ask the court to order the respondent **not** to do any of the following things to the employee or to any person to be protected listed in 4:

- a. Harass, intimidate, molest, attack, strike, stalk, threaten, assault (sexually or otherwise), hit, abuse, destroy personal property of, or disturb the peace of the person.
- b. Commit acts of unlawful violence on or make threats of violence to the person.
- c. Follow or stalk the person during work hours or to or from the place of work.
- d. Contact the person, either directly or indirectly, by **any** means, including, but not limited to, in person, by telephone, in writing, by public or private mail, by interoffice mail, by e-mail, by text message, by fax, or by other electronic means.
- e. Enter the person's workplace.
- f. Other (*specify*):
 As stated in Attachment 9f.
Contact any person listed in (4) by any electronic means, including any attempt to directly message or "tag" a person listed in (4) on social media or any messaging service, including but not limited to, LinkedIn, Twitter, Facebook, Snapchat, WhatsApp, Instagram, WeChat, or TikTok.

The respondent will be ordered not to take any action to get the addresses or locations of any protected person unless the court finds good cause not to make the order.

10 **Stay-Away Order**

- a. I ask the court to order the respondent to stay at least 200 yards away from (*check all that apply*):
- (1) The employee.
 - (2) The other persons listed in 4.
 - (3) The employee's workplace.
 - (4) The employee's home.
 - (5) The employee's school.
 - (6) The school of the employee's children.
 - (7) The place of child care of the employee's children.
 - (8) The employee's vehicle.
 - (9) Other (*specify*):
The persons and locations listed in Attachment 4a and 10a, including the personal residences of those individuals.

This is not a Court Order.



Case Number: _____

- 10 b. If the court orders the respondent to stay away from all the places listed above, will he or she still be able to get to his or her home, school, or job? Yes No (If no, explain):
 Response is stated on Attachment 10b.

11 **Guns or Other Firearms and Ammunition**

Does the respondent own or possess any guns or other firearms? Yes No I don't know

If the judge grants a protective order, the respondent will be prohibited from owning, possessing, purchasing, receiving, or attempting to purchase or receive a gun, other firearm, and ammunition while the protective order is in effect. The respondent will also be ordered to turn in to law enforcement, or sell to or store with a licensed gun dealer, any guns or firearms within his or her immediate possession or control.

12 **Temporary Restraining Order**

I request that a Temporary Restraining Order (TRO) be issued against the Respondent to last until the hearing. I am presenting form WV-110, *Temporary Restraining Order*, for the court's signature together with this Petition.

Has the Respondent been told that you were going to go to court to seek a TRO against him/her?

Yes No (If you answered no, explain why below):

Reasons are stated in Attachment 12.

13 **Request for Less Than Five Days' Notice of Hearing**

You must have your papers personally served on the respondent at least five days before the hearing, unless the court orders a shorter time for service. (Form WV-200-INFO explains what is proof of personal service. Form WV-200, Proof of Personal Service, may be used to show the court that the papers have been served.)

If you want there to be fewer than five days between service and the hearing, explain why:

Reasons are stated in Attachment 13.

14 **No Fee for Filing**

I ask that there be no filing fee because the respondent has threatened violence against the employee, or stalked the employee, or acted or spoken in a manner that has placed the employee in reasonable fear of violence.

This is not a Court Order.



Case Number:

15 **No Fee to Serve Orders**

I ask the court to order the sheriff or marshal to serve the respondent with the others for free because this request for orders is based on a credible threat of violence or stalking.

16 **Court Costs**

I ask the court to order the respondent to pay my court costs.

17 **Additional Orders Requested**

I ask the court to make the following additional orders (*specify*):

Additional orders requested are stated in Attachment 17.

Respondent has created dozens of false corporations in California, Virginia, and New York using Apple or Apple's CEO's name and/or naming Apple's CEO as an officer, member of the board of directors, or agent for service of process of the false corporations. Respondent has also listed Apple's CEO's home address or Apple's headquarters as the corporation's address or address for service of process. Apple requests that the Court order Respondent to take all action needed to immediately remove reference to Apple, Apple's CEO, any of Apple's corporate or retail addresses, and/or Apple's CEO's home address from any corporation filed in any jurisdiction. Apple also requests that this Court issue an order precluding Respondent from naming Apple or Apple's CEO as associated with Respondent's corporate entities or using Apple's or Apple's CEO's address in any future filing.

18 Number of pages attached to this form, if any: 6

Date: Jan 18, 2022

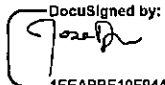
Todd K. Boyer
Lawyer's name (if any)


Lawyer's signature

I declare under penalty of perjury under the laws of the State of California that the information above and on all attachments is true and correct.

Date: Jan 18, 2022

Jose Berrera
Name of petitioner


Signature

Global Security Specialist, Executive Protection
Title

This is not a Court Order.

SHORT TITLE: Apple Inc. v. Julia Lee Choi	CASE NUMBER:
--	--------------

ATTACHMENT (Number): 4a*(This Attachment may be used with any Judicial Council form.)*

Attachment 4. Additional Protected Persons and Locations:

(1) All individuals whom Respondent knows is a current Apple employee, including, but not limited to any and all employees working at or for Apple's corporate groups, including, but not limited to, those who work at Apple's corporate campuses located at 1 Apple Park Way, Cupertino, CA, 1 Infinite Loop, Cupertino, CA, 20525 Mariani Ave, Cupertino, CA.

(a) Apple requests that Respondent be prohibited from entering any real property owned or possessed by Apple, including but not limited to, the corporate locations listed herein.

(2) Apple's CEO individually, all his work locations, and personal residence at 745 Webster Street, Palo Alto, CA.

(If the item that this Attachment concerns is made under penalty of perjury, all statements in this Attachment are made under penalty of perjury.)

Page 1 of 1*(Add pages as required)*

SHORT TITLE: Apple Inc. v. Julia Lee Choi	CASE NUMBER:
--	--------------

ATTACHMENT (Number): 4b.*(This Attachment may be used with any Judicial Council form.)***Attachment 4b - Reasons Additional Persons Need Protection:**

Apple incorporates Attachment 8c herein to avoid duplicative narratives. As described in detail in attachment 8c, Respondent has made threatening statements to and about Apple employees, including but not limited to, Apple's CEO. These threats were made directly using electronic means such as email and Twitter and included a reference to the use of firearms and photographs of loaded firearms in Respondent's possession.

Furthermore, Respondent drove across the country from her residence in McLean, Virginia to attempt to make personal contact with Apple's CEO and trespassed on Apple's CEO's personal residence on at least two separate occasions on October 22, 2021, requiring the response of the Palo Alto Police Department (PAPD). Respondent indicated that she "could be violent" to the PAPD when she was detained near Apple's CEO's residence. Respondent recently sent Apple's CEO emails warning him to vacate his residence, including providing a "final warning."

Given Respondent's erratic, threatening, and bizarre behavior, including her direct contact with Apple's Executive Team, Apple's CEO, and with Apple's Corporate and Security teams, all Apple employees should be protected by this restraining order.

(If the item that this Attachment concerns is made under penalty of perjury, all statements in this Attachment are made under penalty of perjury.)

Page 1 of 1*(Add pages as required)*

SHORT TITLE: Apple Inc. v. Julia Lee Choi	CASE NUMBER:
--	--------------

ATTACHMENT (Number): 4b.*(This Attachment may be used with any Judicial Council form.)*

Attachment 4b - Reasons Additional Persons Need Protection:

Apple incorporates Attachment 8c herein to avoid duplicative narratives. As described in detail in attachment 8c, Respondent has made threatening statements to and about Apple employees, including but not limited to, Apple's CEO. These threats were made directly using electronic means such as email and Twitter and included a reference to the use of firearms and photographs of loaded firearms in Respondent's possession.

Furthermore, Respondent drove across the country from her residence in McLean, Virginia to attempt to make personal contact with Apple's CEO and trespassed on Apple's CEO's personal residence on at least two separate occasions on October 22, 2021, requiring the response of the Palo Alto Police Department (PAPD). Respondent indicated that she "could be violent" to the PAPD when she was detained near Apple's CEO's residence. Respondent recently sent Apple's CEO emails warning him to vacate his residence, including providing a "final warning."

Given Respondent's erratic, threatening, and bizarre behavior, including her direct contact with Apple's Executive Team, Apple's CEO, and with Apple's Corporate and Security teams, all Apple employees should be protected by this retraining order.

(If the item that this Attachment concerns is made under penalty of perjury, all statements in this Attachment are made under penalty of perjury.)

Page 1 of 1*(Add pages as required)*

SHORT TITLE: Apple Inc. v. Julia Choi	CASE NUMBER:
--	--------------

ATTACHMENT (Number): 8c*(This Attachment may be used with any Judicial Council form.)*

General Background

Respondent has harassed and stalked Apple's Chief Executive Officer ("CEO"), Tim Cook, from late October or early November 2020 through the present. Apple first became aware of Respondent's conduct after Respondent tweeted that she was Apple's CEO's wife, claimed he was the father of her twin children, and "tagged" Apple's CEO in the tweet using the account @JuliaLeeChoi1 where her name is "Julia Lee Cook." Apple's CEO receives notifications when someone tags him in posts on Twitter. Respondent tweeted about her alleged relationship with Apple's CEO approximately a dozen times on October 31, 2020. Attached as Exhibit A to the Declaration of Jose Barrera is a true and correct copy of Respondent's JuliaLeeChoi1 twitter feed from October and November 2020. On November 2, 2020, Respondent tweeted "I'll see you at 3 PM."

Respondent emailed Apple's CEO approximately 200 times from late October 2020 through mid-November 2020. Respondent's emails showed a significant escalation in tone, becoming threatening and highly disturbing. For example, on November 2, 2020, Respondent sent Apple's CEO an email stating, "what you have done is criminal defense, murdered" and "I have to take mental medicine because of you." (See Barrera Decl., Ex. B).

Even more disturbing though, were the emails Respondent sent on November 3 and 4, 2020. On November 3, 2020, Respondent sent Apple's CEO a series of emails with photographs showing a loaded handgun that Respondent stated she purchased along with a package of ammunition. (See Barrera Decl., Exs. C-D). In her November 3, 2020, email Respondent states "My new gun will never return it at this time before I shoot!" In another email that day, Respondent sent a photograph showing a package of ammunition. The following day, November 4, 2020, Respondent emailed Apple's CEO stating, "I warned and told you stop trying to kill me. You made me to buy this instead of going for Christmas. I will NEVER forget forgive you." (Id., Ex. E). The email also contained a photograph of what appears to be the same handgun Respondent had emailed a photograph of the day prior with all of the chambers of the gun loaded with ammunition. (Id.)

On November 9, 2020, Respondent sent an email to Apple's CEO indicating her desire to have a personal and sexual relationship with him and stated that she "cannot live any longer" and that her "patience are [sic] almost done." (Exhibit F).

Fraudulent Corporations

During this time, Respondent was also opening fraudulent corporations, some with highly offensive corporate names in various states, including California, New York, and Virginia. In the corporate formation documents, Respondent would name Apple's CEO as a corporate officer, director, or registered agent for service of process and/or would use Apple's CEO's home address or one of Apple's corporate addresses as a contact address for the corporation Respondent created. Examples of the corporations Respondent created include "Timothy Anal Safe Sexclinic, Cook HIV," registered with the California Secretary of State and using Apple's corporate addresses at One Infinite Loop, Cupertino CA, and "TIMOTHYLO & VEJULIA FOREVERMORE PHILANCLUB CORPORATION." (See Exhibits G-H). The State of California sent a number of letters regarding the corporate entity to Apple until the State finally canceled the corporation. In another corporation, still active with the New York Secretary of State, Respondent listed Apple's CEO as the agent for service of process at Respondent's home address in McLean, Virginia. (See Barrera Decl., Ex. I).

(If the item that this Attachment concerns is made under penalty of perjury, all statements in this Attachment are made under penalty of perjury.)

Page 1 of 3*(Add pages as required)*

SHORT TITLE: Apple Inc. v. Julia Choi	CASE NUMBER:
--	--------------

ATTACHMENT (Number): 8c*(This Attachment may be used with any Judicial Council form.)*

Attachment 8c, continued:

Apple's CEO received a number of emails from the New York Secretary of State regarding this and other entities Respondent created and engaged outside counsel to have these corporations canceled. However, due to a lack of response from the New York Secretary of State, these corporations are still in existence. In Virginia, Respondent filed dozens of corporations indicating some connection to Apple's CEO on the corporate documents. For Respondent's corporation named "Billionaire & Julia's Secrete Gard, Co., Ltd." Respondent lists Apple's CEO as a director and the registered agent for service of process at Respondent's Virginia residence. (Barrera Decl., Ex. I). These fraudulent listings are a small sample of the dozens of corporations Respondent has filed using Apple's CEO's name and/or personal address or Apple's corporate addresses as part of the filing documents.

Respondent Appears At Apple's CEO's Residence in Palo Alto.

By September 2021, Respondent became obsessed with Apple's CEO's residence in Palo Alto. On September 19, 2021, she sent Apple's CEO an email stating, "I'm applying your roommate in palo alto." (See Barrera Decl., Ex. J). Sometime in the fall of 2021, Respondent apparently drove her personal vehicle from her residence in Virginia to California to stalk Apple's CEO.

On October 22, 2021, at 6:16 p.m., Respondent appeared at Apple's CEO's residence and informed security that she wanted to speak with Apple's CEO. Security asked Respondent to leave; Respondent left the residence in a Porsche Macan with Virginia license plates. Apple's security team confirmed that it was Respondent that appeared at Apple's CEO's residence.

On October 22, 2021, at 6:37 p.m., Respondent returned to Apple's CEO's Palo Alto residence but after entering the property, turned around and went to her car and waited. The Palo Alto Police Department ("PAPD") responded and arrived at 6:45 p.m. As a PAPD unit pulled up, Respondent attempted to flee and was stopped by PAPD. PAPD identified Respondent and towed her vehicle because she had an expired Virginia driver's license. Respondent informed the PAPD that she was staying in Palo Alto and that she "could get violent." Her vehicle was searched, but no weapons were found. It is unknown whether Respondent brought the firearm depicted in her November 3 and 4 photos to California.

Respondent continued to send emails to Apple's CEO. On November 20, 2021, Respondent emailed Apple's CEO stating "You physically appear!" (See Barrera Decl., Ex. K). On December 14, 2021, Respondent sent two emails to Apple's CEO one of which stated, ". . . forgive me I did bad because targeted killing Please help me forgive me" and "I do not have anything and I broken my leg I can no do anything by myself Please help me. I love you all." (Id., Ex. L). Respondent also provided an address in San Jose. (Id.) San Jose Police were notified and attempted to perform a welfare check at the address but were notified that it was an Airbnb and Respondent was not there.

On December 18, 2021, Respondent sent Apple's CEO another email stating, "we do not have to meet. give me 500 millions cash. then I will forget and forgive all better listen to me." (Barrera Decl., Ex. M).

(If the item that this Attachment concerns is made under penalty of perjury, all statements in this Attachment are made under penalty of perjury.)

Page 2 of 3*(Add pages as required)*

SHORT TITLE: Apple Inc. v. Julia Choi	CASE NUMBER:
--	--------------

ATTACHMENT (Number): 8c*(This Attachment may be used with any Judicial Council form.)*

Attachment 8c, continued:

On January 1, 2022, Respondent created a new Twitter account (“@noone75253951”) and tweeted, “Tim cook will be suicided in his condo 745 Webster Street, Palo Alto, CA after Killing Kristine Timerson by any weapon, both has HIV positive, please send contact precaution to burn the condo after 23!59PM 1/1/2021.” (See Barrera Decl., Ex. A).

On January 4, 2022, Respondent sent two emails to Apple’s CEO the second of which stated: You must empty the condo. 745 Webster Street. Palo alto I will move in next week 2nd waring.” (Barrera Decl., Ex. N).

Apple believes that Respondent may be armed and is still in the South Bay Area and intends to return to Apple’s CEO’s residence or locate him otherwise in the near future.

(If the item that this Attachment concerns is made under penalty of perjury, all statements in this Attachment are made under penalty of perjury.)

Page 3 of 3*(Add pages as required)*

SHORT TITLE: Apple Inc. v. Julia Lee Choi	CASE NUMBER:
--	--------------

ATTACHMENT (Number): 10a.

(This Attachment may be used with any Judicial Council form.)

Attachment Sheet 10a - Additional locations for Stay Away Order

Apple corporate locations, including, but not limited to, 1 Apple Park Way, Cupertino, CA, 1 Infinite Loop, Cupertino, CA, and all corporate locations in Cupertino, Santa Clara, Sunnyvale and San Jose.

All Apple retail locations, including but not limited to, Apple retail stores in San Francisco, Los Gatos, San Jose, Cupertino, and Palo Alto.

Any residence or personal real property of any of Apple's Executive Team, including Apple's CEO. The stay away order would include the residence of Apple's CEO at 745 Webster Street, Palo Alto, CA.

(If the item that this Attachment concerns is made under penalty of perjury, all statements in this Attachment are made under penalty of perjury.)

Page 1 of 1

(Add pages as required)