

VIRGINIA:
IN THE CIRCUIT COURT OF HENRICO COUNTY

ARMANDO SOTO,

Plaintiff,

v.

Case No. CL 11-3439

JOHN DOES 1-10,

Defendants.

COMES NOW Plaintiff ARMANDO SOTO (hereinafter "Dr. Soto") and for his Complaint respectfully represents as follows:

1. Dr. Soto is a resident of the State of Florida with a business address in Orlando, Florida.
2. Defendants John Does 1 through 10 are unknown persons, firms, entities, or corporations that have engaged in various illegal, unauthorized, and wrongful actions against Dr. Soto as hereinafter described. Defendants' identities, locations, and residences are currently unknown to Dr. Soto because Defendants, in perpetrating their illegal, unauthorized, and wrongful actions, have intentionally hidden their identities to evade detection. However, upon information and belief, some Defendants may be located within the Commonwealth of Virginia.
3. In order to perpetrate their unlawful actions against Dr. Soto, Defendants have utilized multiple Internet websites, including but not limited to "www.ratemds.com", that are widely accessible and utilized throughout the Commonwealth of Virginia.
4. Defendants have engaged in a malicious campaign of unlawfully defaming and spreading lies about Dr. Soto and his business practice and have utilized the aforementioned Internet websites to advance their campaign against him.

12-6-11
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Jamie Owens
Deputy Clerk, Henrico Circuit Court

5. As part of their campaign, Defendants have directly and indirectly contacted Dr. Soto's patients and potential future patients to spread false and defamatory information about him and his business practice.

6. Defendants' actions have damaged Dr. Soto in his good name and reputation.

7. Defendants have conspired together, acted as an agent for each other, and joined together in this misconduct through a meeting of the minds in an agreement, understanding, and effort to carry out the acts alleged herein.

8. Defendants' conduct is negligent, reckless, intentional, malicious, wanton, and/or represents a conscious and total disregard for Dr. Soto's rights. Defendants' conduct caused, and continues to cause, Dr. Soto to be seriously damaged.

9. Defendants have utilized the Internet website "www.ratemds.com" to post false and defamatory statements regarding Dr. Soto and his business practice. Some of these statements include, but are not limited to: "I had two procedures. One was a redo breast augmentation. I had no visible scars, they were the appropriate size, but needed to be redone. My first surgeon was amazing, but retired. Dr. Soto made them much too large (against my desire) and the 9" scars are HORRIFIC. Frightening and unnecessary. My breasts are uneven and I was charged for a procedure which two other surgeons have said was not done. I am also in chronic discomfort on one side, and am saving to either have an explant or have them redone. I would have to agree that he is after the money and not a skilled nor caring surgeon. I am writing only to encourage you to get referrals from other doctors, friends etc. and weigh your options carefully." A true and correct copy of some of these false statements is attached hereto and made a part hereof as Exhibit A.

10. Defendants are working under an agenda to cause irreparable harm to Dr. Soto and his reputation.

COUNT I
DEFAMATION

11. The allegations contained in paragraphs 1 through 10 and all subsequent allegations are adopted and incorporated by reference as if set forth fully in this paragraph.

12. As described herein, Defendants have authored, published, and distributed materially false and defamatory statements about Dr. Soto.

13. Defendants knew that said statements were false or acted negligently in failing to determine the facts on which the statements were based.

14. Dr. Soto has been seriously damaged as a direct and proximate cause of this defamation by Defendants.

COUNT II
TORTIOUS INTERFERENCE WITH CONTRACT RIGHTS

15. The allegations contained in paragraphs 1 through 14 and all subsequent allegations are adopted and incorporated by reference as if set forth fully in this paragraph.

16. Defendants knew of the existence of multiple contractual relationships between Dr. Soto and his patients.

17. Defendants, through the misconduct alleged herein, intentionally and materially induced Dr. Soto's patients to end their contractual relationships with Dr. Soto.

18. Dr. Soto has been seriously damaged as a direct and proximate cause of this tortious interference with contract by Defendants.

COUNT III
TORTIOUS INTERFERENCE WITH BUSINESS EXPECTANCIES

19. The allegations contained in paragraphs 1 through 18 and all subsequent allegations are adopted and incorporated by reference as if set forth fully in this paragraph.

20. Defendants knew that Dr. Soto had a reasonable expectation of entering into valid business relationships with new patients, with the probability of future economic benefit to Dr. Soto.

21. Defendants intentionally and materially interfered with Dr. Soto's prospective business relationships by wrongfully acting as alleged herein.

22. Dr. Soto has been seriously damaged as a direct and proximate cause of this tortious interference with prospective business relationships by Defendants.

COUNT IV
CONSPIRACY TO INJURE IN TRADE, BUSINESS AND REPUTATION
UNDER VA. CODE § 18.2-499

23. The allegations contained in paragraphs 1 through 22 and all subsequent allegations are adopted and incorporated by reference as if set forth fully in this paragraph.

24. Defendants have combined, associated, agreed, mutually undertook, or concerted together, and with others not presently known to Dr. Soto, and acted as agents of each other, for the purpose of willfully and maliciously injuring Dr. Soto in his reputation, trade, business, and profession by committing the tortious acts alleged herein.

25. Defendants' defamatory actions tend to injure Dr. Soto with respect to his trade and impair confidence in his character or ability.

26. Dr. Soto has been seriously damaged as a direct and proximate cause of this conspiracy of Defendants and those with whom they are acting in concert.

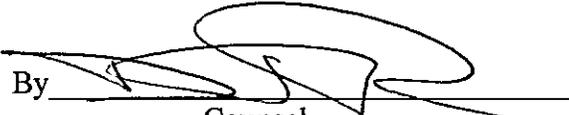
PRAYER FOR RELIEF

WHEREFORE, Plaintiff Dr. Soto moves for judgment against Defendants:

- (a) Granting preliminary and permanent injunctive relief against Defendants, and their agents, servants, and employees, and against any and all persons, firms, or corporations with whom Defendants have acted in concert who receive actual notice of the order by personal service or otherwise, enjoining them from directly or indirectly engaging in any of the illegal, unauthorized, and wrongful acts complained of herein and granting such other injunctive relief which the circumstances may require in order to protect Dr. Soto's interests;
- (b) An award of compensatory damages in the amount of Forty-Nine Thousand Dollars (\$49,000.00);
- (c) An award of exemplary and punitive damages;
- (d) An award of attorneys' fees and court costs expended; and
- (e) Such other and further relief as this Court deems proper and just.

JURY DEMAND

Dr. Soto hereby demands trial by jury.

ARMANDO SOTO

By _____
Counsel

Domingo J. Rivera, Esq. (VSB # 71407)
Domingo J. Rivera, Attorney at Law, PLC
8527 Mayland Drive, Suite 107
Richmond, VA 23294
Phone: (804) 332-6585
Fax: (866) 651-2004

EXHIBIT A

se my
/ (Short,
ailed

Feedback
Bogoch
40)

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YOUR DOCTOR

Dr. Armando Soto

Orlando, FL
Gender: M
Specialty: **Surgeon (General)**
Webpage:
Practice:
Hospital:
Answers Email: Y
Online Appt. Scheduling:
Accepting New Patients:
Phone:
Med. School:
Grad. Year:

Rating: **1.0** out of 5 based on **1** reviews.
Dr. Soto has a **poor** overall rating, based on
the helpfulness and knowledge ratings of this
doctor.

Correct above doctor info

Recommend

RATE THIS DOCTOR

The following ratings and comments have not been substantiated by RateMDs.com.

Date	STAFF	PUNCTUAL	HELPFUL	KNOWLEDGE	Comments
5/8/11					SYSTEM: 1 negative spam ratings automatically removed

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in Your Zip Code
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# Ratings:	1
Avg Punctuality:	2.0
Avg Helpfulness:	1.0
Avg Knowledge:	1.0
Overall Quality*:	1.0



SAVE

Range: 1-5 (5 is best)
* Helpfulness & Knowledge on

5/5/11 2 2 1 1 Do not reccomend him.He suggested I get an areola reduction along with a lift.I trusted him and he re-assured me they would end up looking great. He did not reduce the areolas completely but instead just cut some of the top part and left the bottom like it was and it looks deformed.he also did an extra scar on the bottom of the breast through where he inserted the implant, instead of just inserting it through the areola area to prevent additional scars.I told him it was never my idea to get my areolas reduced;it was suggested by him I trusted his knowledge.Had he mentioned that he was not going to be able to keep them a perfect circle prior to surgery, I would have not allowed him to do that.Now I have weird looking areolas and I am very self conscous about them.I found another doctor that agrees Dr. Soto did a poor job and will have to reconstruct my BA. Please choose a different doctor.All Dr. Soto cares about is the money and once you've paid him his attitude changes.

Logged-in users can respond to this rating

* - Rating left by a registered user

Rate this Doctor

Best Rated Surgeon (General)s near Orlando, FL

Dr. Sarah Willard - ORLANDO

Dr. Michael Cheatham - ORLANDO

Dr. Thomas Mahan - WINTER PARK

Diagnose my Mystery (Short, but detailed read)

- Rating Feedback for Dr. Bogoch (1403440)

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YOUR DOCTOR

Dr. Armando Soto

Orlando, MD

Gender: M

Specialty: **Cosmetic / Plastic Surgeon**

Webpage: drarmandosoto.com

Practice:

Hospital:

Answers Email: **Y**

Online Appt. Scheduling: **Y**

Accepting New Patients: **Y**

Phone: **800-636-3729**

Med. School: **Johns Hopkins Univ Sch Of Med, Baltimore Md 21205**

Grad. Year: **1995**

Rating: **3.0** out of 5 based on **13** reviews.

Dr. Soto has a fair overall rating, based on the helpfulness and knowledge ratings of this doctor.

Correct above doctor info

Recommend

+1 -1

RATE THIS DOCTOR

The following ratings and comments have not been substantiated by RateMDs.com.

Date	STAFF	PUNCTUAL	HELPFUL	KNOWLEDGE	Comments
11/8/11	2	3	2	2	I had two procedures. One was a redo breast augmentation. I had no visible scars, they were the appropriate size, but needed to be redone. My first surgeon was amazing, but retired. Dr. Soto made them much too large (against my desire) and the 9" scars are

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Add a picture of this doctor



# Ratings:	13
Avg Punctuality:	3.8
Avg Helpfulness:	2.9
Avg Knowledge:	3.1
Overall Quality*:	3.0

Range: 1-5 (5 is best)

* Helpfulness & Knowledge only

SAVE

HORRIFIC, Frightening and unnecessary. My breasts are uneven and I was charged for a procedure which two other surgeons have said was not done. I am also in chronic discomfort on one side, and am saving to either have an explant or have them redone. I would have to agree that he is after the money and not a skilled nor caring surgeon. I am writing only to encourage you to get referrals from other doctors, friends etc. and weigh your options carefully.

Logged-in users can respond to this rating

9/15/11 5 4 1 1 I paid for Vaser HD and had very little fat around my abdomen. I just wanted the sculpting look that is advertised. Got all the "yes we can's" before surgery. The worst wake up in recovery EVER. I was fished on a Friday afternoon to wake up and I remember how bad it was. The biggest concern. I paid almost 8k with misc stuff and I see absolutely "no results" and feel that my love handles actually look bigger. Wasted money, bad experience!

Logged-in users can respond to this rating

8/21/11 5 4 5 5 Words cannot describe how happy I am with the results of my tummy tuck. Dr. Soto did an amazing job, he treated me with respect, and was never in a rush to answer any of my questions. His staff was excellent as well. After surgery, I got very sick from the mess and both Dr. Soto & his nurses took very good care of me... Immediately! I'm not sure what went wrong with the other ladies that commented negatively, but I will never go to any other Dr. But him! I recommend him highly. I had my surgery a year ago and I feel AMAZING!!!! Not to mention how hot I now look in a bikini!!! I'm 35 years old... The only regret I have is not doing it sooner!!!

Logged-in users can respond to this rating

8/11/11 5 5 5 5 Ever since I had both of my children I developed this "pouch" in my abdomen that I could not get rid of. Exercise helped but I still wasn't able to get my pre-pregnancy baby belly back so I decided to look into the surgical options. I did a lot of research and found the perfect surgeon in Orlando. I was a little hesitant going under for cosmetic surgery until I met with him. He made me feel at ease and spent a lot of time answering my questions and showing me his work. I had some reservation spending this kind of money on myself but both of my kids are now on their own and I decided it was time to invest in me. I have a better tummy now then I did even before my children!!!! My scars have faded to a very thin white line and for the first time in a VERY long time I was in a tankini!!!! My doctor is amazing and I can't thank him enough for giving me the tummy I dreamed of!

Logged-in users can respond to this rating

6/25/11 3 3 1 1 At first he acts nice but after the surgery is over it is Dr. Jekyll, Mr. Hyde. He dismisses any concern and is very defensive about his work. I find him cold, uncaring and rude. I was very uncomfortable in his presence. He is all about money. Would not listen to my

concerns and you are in and out of there so fast. Had to find a new surgeon to fix my problems and he is so caring and warm. Wished I had gone to him first. Very sad experience with my breast augmentation. Complications developed 4 weeks after surgery which possibly related to bleeding in the pocket. He never once called to see how I was doing after complication was diagnosed by him. He wanted more money to fix it and alot of money. Before complication developed I told him about some concerns I had and he dismiss me. Would not recommend him to my worst enemy if I had one. Do not go to him.

Logged-in users can respond to this rating

5/19/11 4 3 2 2 Went to Dr. Soto to inquire about a breast lift. He talked me into having a tummy tuck as well after telling me how bad I needed one. I too warned him of my skin to keloid. He said that would not be an issue. He also suggested I cut down the size of my areola. I have terrible "rope-like" scars around my areola and under my breasts. As for my tummy tuck scar, it looks awful. It is not symmetrical and comes up high in the middle. I can't even wear a bikini anymore because the incision is so high and snake like. The ends of the incision line are puckered. When I complained, he said he could fix them but would need to cut several more inches around towards my hips to close them flat. He also ruined my belly button. The keloid around my belly button is bright reddish purple. He has injected it over five times with cortisone as well as lasered it. The worst of all? He has left me unsymmetrical from one side of my body to the other. He claims I was like that before. Run from him.

Logged-in users can respond to this rating

5/5/11 2 2 1 1 I do not recommend him at all for a BA. My end result is horrible. He said there was nothing he could do about it unless I wanted to go bigger. He suggested I get an areola reduction along with a lift. I trusted him and he re-assured me they would end up looking great. He did not reduce the areolas completely but instead just cut some of the top part and left the bottom like it was and it looks deformed. He also did an extra scar on the bottom of the breast through where he inserted the implant, instead of just inserting it all through the areola. I told him it was never my idea to get my areolas reduced. It was suggested by him and I trusted his knowledge. Had he mentioned that he was not going to be able to keep them a perfect circle prior to surgery, I would have never allowed him to do that. Now I have weird looking areolas and I am very self conscious about them. I found another doctor that agrees that Dr. Soto did a poor job and will have to reconstruct my BA. All he cares about is the \$\$\$.

Logged-in users can respond to this rating

2/26/11 5 5 5 5 I had Vaser Lipo of hips, waist and abs on 12/09/2010. The entire experience has been tremendous; Dr. Soto is a very skilled surgeon; I am thrilled with my new body. I am 50 years old and feel like I am 25. My husband of 15 years calls me skinny!! :) The after care was

very professional and even included 2 dermatologic massages to aid in healing. I will be going back to him in the future!! I highly recommend him!

Logged-in users can respond to this rating

2/8/11 5 5 1 1 Had breast implants done by Dr. Soto. He and staff were very attentive and polite. Dr. Soto talked me into going under the muscle which I did not want. The scars around my nipples are very big and uneven. Also my left breast looks like a bowling ball in a pillow case. There is an indentation right on the cleavage line that looks terrible and is extremely sensitive to the touch, sometimes painful to be honest. I am so disappointed in the results and it is too expensive for me to fix so I have to live with it. I would run, not walk away from Dr. Soto. There are many other doctors who charge a whole lot less!

Logged-in users can respond to this rating

10/29/10 5 4 5 5 I had rhinoplasty and breast augmentation. I found that Dr. Soto and his staff were very attentive and willing to discuss any questions or concerns. I did not go into surgery thinking it was no big deal. I had several visits with Dr. Soto before and after my surgery and the entire staff was always supportive, friendly and helpful.

Logged-in users can respond to this rating

9/1/10 2 3 1 3 he was always in a hurry and barely gave me time to talk or address any of my concerns. However, on my last follow up, two and a half months after surgery, I have a "double bubble" on my right breast and the areola looks horrible from the areola reduction. As far as the double bubble, he says its like that because of the way my breasts were prior to surgery and there was nothing he could do about that. I visited two different surgeons and they have both confirmed it's in fact a double bubble and one of them offered to do a revision on me for a discounted price as long as he could use my story. As far as the areola, he said he couldn't make a perfect beautiful circle because then I would not have the roundness I desired. I am very disappointed with Dr. Soto for performing such a poor job and just said to go get a bleach cream. at no point prior to surgery did he ever mention the possibility of my areola's being deformed, had I known that I would have never gotten them reduced.

Logged-in users can respond to this rating

6/7/10 3 3 4 4 had a breast reduction over 4 years ago. I still have horrible scars. I warned him that i keloid. I still can not wear a bra that puts any pressure on the scars. sad

Insurance: Blue Cross / Blue Shield

Logged-in users can respond to this rating

5/13/09 5 5 5 5 I had abdominoplasty (tummy tuck) done in February. I am pleased with the results, so far. My scar is thin and flat. The scar is also very low. I can wear low cut panties without it showing. Dr. Soto's staff is wonderful. They are all really sweet and polite. Dr. Soto himself is very knowledgeable and has a wonderful bedside manner. This may

not be important to some but, the reception room at Dr. Soto's is really clean and crisp looking. I am a bit OCD and dingy looking waiting rooms make me twitchy and suspicious. The rooms where Dr. Soto sees patients are also nice and clean. Overall I have had a great experience with Dr. Soto, I would not hesitate to recommend him to anyone.

Logged-in users can respond to this rating

Rate this Doctor

Best Rated Cosmetic / Plastic Surgeons near MD

Dr. Mark Mausner - BETHESDA

Dr. Franklin Richards - BETHESDA

Dr. Thomas Le - Baltimore

