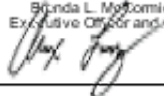


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11 JANE DOE; J.R., a minor,
12 *by and through*
13 *her Guardian ad litem,*
14 JANET DOE

ELECTRONICALLY FILED
Superior Court of California
County of Ventura
12/11/2024

Brinda L. Mottomick
Executive Officer and Clerk
By:  Deputy Clerk
Alex Lopez

13 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
14 **COUNTY OF VENTURA**

15 Y.V., a minor individual, by and through
16 her guardian ad litem, JANE DOE; J.R., a
17 minor individual, by and through her
18 Guardian ad litem, JANET DOE;

18 Plaintiff,

19 v.

20 JORGE RUIZ, an individual; OXNARD
21 SCHOOL DISTRICT; a public entity, and
22 DOES 1 through 100 Inclusive,

23 Defendants

CASE NO.: 2024CUPP034301

COMPLAINT FOR DAMAGES:

1. **SEXUAL HARASSMENT OF A MINOR – VIOLATION OF CIV. CODE § 340.11, et seq.**
2. **SEXUAL HARASSMENT OF A MINOR – VIOLATION OF CIV. CODE § 52, et seq.**
3. **SEXUAL HARASSMENT OF A MINOR - VIOLATION OF CIV. CODE § 51.9, et seq.**
4. **DISTRIBUTION OF PRIVATE SEXUALLY EXPLICIT MATERIALS OF A MINOR – VIOLATION OF CIV. CODE § 1708.85**
5. **INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS**
6. **NEGLIGENT HIRING, SUPERVISION & RETENTION OF AN UNFIT EMPLOYEE**

JURY TRIAL DEMANDED

[UNLIMITED CIVIL CASE]

1 Plaintiff Y.V., a minor, by and through her Guardian ad Litem, JANE DOE, and Plaintiff
2 J.R., a minor, by and through her Guardian ad Litem, JANET DOE, complain and allege against
3 Defendants JORGE RUIZ, an individual; and OXNARD SCHOOL DISTRICT, a governmental
4 entity; and DOES 1 through 100, as follows:

5 **INTRODUCTION**

6 1. This Complaint revolves around Defendant OXNARD SCHOOL DISTRICT
7 ("OSD") employee, Defendant 30-year-old JORGE RUIZ ("RUIZ") **who posed as a teenage boy**
8 **on social media and sent child pornography to Y.V., a 12-year-old student at OSD, before**
9 **texting her "I want those milkers tonight before going to bed." RUIZ harassed Y.V.'s**
10 **relatives so that Y.V. would send him sexually explicit and graphic media of herself to him.**
11 RUIZ then threatened to send the media to Y.V.'s classmates if she refused to provide him with a
12 steady stream of sexually explicit materials of herself. RUIZ, over the course of three years, sent,
13 received, and extorted, sexually explicit materials to and from OSD's minor students, including
14 but not limited to Plaintiffs, Y.V. and J.R.

15 2. The police called OSD and told them that RUIZ was under investigation for
16 sexually abusing OSD students. OSD chose to cover up his behavior, allowing him to continue
17 his abuse of OSD's students.

18 3. RUIZ confessed to his crimes and was arrested at OSD headquarters. OSD chose
19 to maintain RUIZ's employment at OSD for an entire year afterward, allowing him to resign.

20 **PARTIES**

21 4. Plaintiff Y.V., a minor individual, is and at all relevant times was, a resident of the
22 County of Ventura, State of California. Y.V.'s full identity has been concealed from public court
23 filings to prevent public disclosure of her identity and the subsequent harm that would result in
24 further harm to her and her family.

25 5. JANE DOE is Plaintiff Y.V.'s mother. She is and at all relevant times was, a
26 resident of Ventura County, California. JANE DOE is Y.V.'s guardian ad litem for purposes of
27 this lawsuit.

1 6. Plaintiff J.R., a minor individual, is and at all relevant times was, a resident of
2 Ventura County, California. J.R.'s full identity has been concealed from public court filings to
3 prevent public disclosure of her identity and the subsequent harm that would result in further
4 harm to her and her family.

5 7. JANET DOE is Plaintiff J.R.'s mother. She is and at all relevant times was, a
6 resident of Ventura County, California. JANET DOE is J.R.'s guardian ad litem for purposes of
7 this lawsuit.

8 8. Defendant JORGE RUIZ and DOES 1-5, was at all relevant times a resident
9 within Ventura County, California. RUIZ was 30 years old, when he began sexually abusing
10 Plaintiffs, who were between the ages of 10-12 years old.

11 9. Defendant OXNARD SCHOOL DISTRICT and DOES 6-50, collectively referred
12 to as OSD, are public entities headquartered at 1051 South A Street, OSD, CA 93030, which is
13 located in Ventura County, California.

14 10. DOES 51-100, (referred to as "OXNARD") are individuals, businesses, or entities
15 that owed a duty of care to Plaintiff or had a duty to control the conduct of Defendant RUIZ and
16 were at all relevant times doing business in Ventura County.

17 11. The true names and capacities, whether individual, corporate, associate or
18 otherwise, of Defendants DOES 1 through 100, inclusive, are unknown to Plaintiffs who
19 therefore sue Defendants by such fictitious names. Said DOES Defendants may include, but do
20 not necessarily include, individuals, businesses, corporations, partnerships, associations, joint
21 ventures, trusts, L.P's, LLCs, LLPs, and/or Defendants that are governmental and/or quasi
22 governmental in nature, as well as product manufacturers, medical providers, professionals,
23 subsidiaries, professionals, contractors, estates, administrators of estates, trusts and/or all other
24 types of entities and/or individuals, as discovery in this matter may reveal. Regardless, Plaintiffs
25 allege that each of the Defendants designated herein as DOES are legally responsible in some
26 manner for the events and happenings herein referred to, and legally caused injury and damages
27 proximately thereby to Plaintiffs as herein alleged. Plaintiffs will amend this complaint, according
28 to the applicable laws of this Court, with the true names and capacities of the DOE Defendants

1 when ascertained. All Defendants herein and DOES 1 through 100 are hereinafter at times
2 referred to collectively as “DEFENDANTS.”

3 12. At all times hereinafter mentioned, DEFENDANTS retained the ability to
4 exercise, and in fact exercised, substantial control, whether contractual, actual, implied or
5 otherwise, over the means and manner in which the remaining DEFENDANTS conducted their
6 business. At all times hereinafter, mentioned, DEFENDANTS also retained the power to
7 terminate any employment with any other DEFENDANT, at will.

8 **COMPLIANCE WITH GOVERNMENT CLAIMS**

9 13. This action is for childhood sexual assault as defined by *Civ. Code Proc.* § 340.11.

10 14. Plaintiffs are exempt from the notice requirements of *Gov. Code* §§ 900, 910. Any
11 statute requiring the Plaintiffs to file a notice of governmental claims is inapplicable to the claims
12 brought in this action.

13 15. Pursuant to *Civ. Code* § 340.11, the statute of limitations for childhood sexual
14 assault is at least after 22 years after Plaintiffs reach the age of majority. Plaintiffs are both under
15 the age of 18 at the time of this filing. This action is timely filed.

16 **JURISDICTION AND VENUE**

17 16. This Court has jurisdiction over this entire action as this is a civil action wherein
18 the matter in controversy, exclusive of interest and costs, exceeds the jurisdictional minimum of
19 the Court. Also, the acts and omissions complained of in this action took place in whole or in part,
20 in the State of California; the Plaintiffs were harmed in California; and/or the Defendants have
21 addresses in, do business in, and/or are domiciled or otherwise reside in the State of California.

22 17. Venue is proper in this judicial district pursuant to *Code Civ. Proc.* § 395 in that
23 this is an action where the occurrences, transactions and/or related events giving rise to the causes
24 of action alleged herein occurred in the Ventura County; and/or some Defendants namely,
25 OXNARD SCHOOL DISTRICT and JORGE RUIZ are domiciled, reside, and/or otherwise
26 conduct business in the Ventura County. The case is also properly filed in this District under
27 Local Rules.

28 ///

1 18. At all relevant times, unnamed Defendants, whose identities are not yet known and
2 are named in this complaint as DOES 1-100, upon information and belief are and were at all
3 relevant times residents of Ventura County.

4 **ALLEGATIONS COMMON TO ALL CAUSES OF ACTION**

5 19. OXNARD SCHOOL DISTRICT (“OSD”), like most school districts, have all but
6 transitioned to the digital age of technology. Because of its convenience and ease of access
7 technology has done away with paper records and file cabinets. Students’ private data is no longer
8 written down, locked away in an obscure place where few knew to look. Instead, it is stored in
9 “the cloud”, accessible from anywhere, at any time.

10 20. OSD knowingly gave Defendant JORGE RUIZ (“RUIZ”), a pedophile, access to
11 their cloud, which contained all of their students’ private data, social security numbers, phone
12 numbers, emergency contacts, and home addresses.

13 21. OSD knowingly gave RUIZ access not only to their infrastructure and resources,
14 but also physical access to their students.

15 22. OSD directed RUIZ to work next to OSD students, in their classrooms, which he
16 used to extort and blackmail OSD’s students into producing and sending him child pornography
17 of themselves. For over a year, OSD had reason to investigate RUIZ’s conduct but never did.

18 23. The police called and notified OSD about RUIZ’s actions. OSD chose not to act in
19 any way that would interfere with RUIZ’s sexual abuse of OSD’s students.

20 Oxnard School District’s Negligent Hiring, Supervision, And Training Of Ruiz

21 24. OSD hired RUIZ in 2014 as a computer lab tech. As part of his employment, OSD
22 trained RUIZ on how to access the technical infrastructure of all the buildings and schools under
23 OSD’s ownership or control.

24 25. OSD, trained RUIZ on how to access OSD’s student databases containing the
25 private information of all OSD students, including birthdays, home addresses, phone numbers and
26 social security numbers.

27 26. OSD granted RUIZ unfettered and unsupervised access to their school databases
28 and failed to train RUIZ regarding the appropriate use and access of OSD’s student databases.

1 27. OSD directed RUIZ to work alongside the elementary students but failed to enact
2 effective policies and procedures and/or failed to effectively enforce said policies and procedures
3 to prevent RUIZ from inappropriately contacting OSD’s students or from using their personal
4 data for inappropriate reasons including, but not limited to, sexual harassment and extortion.

5 28. OSD also gave RUIZ unfettered and unsupervised access to OSD resources and
6 tools, including but not limited to computers, cell phones, internet, and school network access.
7 OSD did not train or instruct RUIZ on what constituted inappropriate use of OSD resources.

8 29. RUIZ used OSD’s computers to access OSD’s student databases which contained
9 their private information.

10 30. RUIZ then used this information to psychologically, emotionally, and sexually
11 abuse OSD’s minor students, for his sexual gratification. His campaign lasted at least three years
12 and continued until his arrest in 2022.

13 31. RUIZ sexually harassed, extorted, and abused, at least four minor OSD students
14 over social media, including Plaintiffs, who were ages 10-12 years old.

15 32. RUIZ’s ultimate goal was to rape the minor students he worked alongside in
16 OSD’s classrooms.

17 33. RUIZ developed an unnatural and perverse interest in Y.V., as he would later
18 admit to police, becoming “obsessed” with the 12-year-old, while working at OSD.

19 34. RUIZ utilized OSD resources to locate Y.V.’s private information and created a
20 fake social media account for the sole purpose of raping Y.V. The 30-year-old RUIZ, posing as a
21 teenage boy, sent 12-year-old, Y.V., a friend request under the account name “TorresH2O.” on
22 the social media app Snapchat. Y.V. accepted the request.

23 35. RUIZ then recorded himself stroking his erect penis and sent the video to 12-year-
24 old Y.V. Following the receipt of the video Y.V., blocked the “TorresH2O” account.

25 36. This prevented RUIZ from contacting Y.V. on Snapchat, under the TorresH2O
26 account.

27

28

1 37. RUIZ, undeterred, used OSD resources to locate Y.V.’s close contacts, family, and
2 friends. RUIZ found the contact information for 10-year-old J.R., Y.V.’s relative, and added her
3 on Snapchat under his “TorresH2O” account.

4 38. RUIZ, posing as a teenage boy, began messaging J.R. He harassed J.R. until she
5 convinced Y.V. to communicate with him. Y.V. eventually unblocked RUIZ “TorresH2O”
6 account. RUIZ then added Y.V. and J.R. to a group on Snapchat with two other minors.

7 39. RUIZ sent a video of a nude 7-year-old girl posing in a sexually suggestive
8 manner. RUIZ told the group that he was in contact with the girl in the video and that she had sent
9 it to him.

10 40. RUIZ then made another recording of himself stroking his erect penis and sent the
11 video to 10-year-old J.R. He followed the video with messages to J.R. saying she was his
12 “favorite” and that he “wanted to touch her.” He invited the 10-year-old to meet him in person so
13 he could rape her.

14 41. J.R. and Y.V. both blocked the TorresH2O account.

15 42. In response, RUIZ used OSD resources to locate other OSD students who were
16 connected to Y.V. and J.R. RUIZ, while on the job, visited Y.V.’s classroom and took note of
17 who her friends were. RUIZ was able to uncover the full identity and personal contact
18 information for these students by searching through OSD’s student databases. RUIZ chose to
19 contact these other minor students, over social media, harassing them in order to further his
20 psychological, emotional, sexual abuse of Y.V. and J.R.

21 43. RUIZ’s plan worked, as it forced Y.V. to unblock RUIZ’s TorresH2O account so
22 that she could tell him to stop.

23 44. As a condition to pausing his psychological torture campaign of her classmates,
24 RUIZ made Y.V. agree to keep him unblocked so he could communicate with her.

25 45. RUIZ then asked the 12-year-old Y.V. for explicit and pornographic photos of
26 herself. She refused.

27 46. RUIZ then hacked into Y.V.’s Snapchat account and downloaded nude photos he
28 found of her.

1 47. He then created a second Snapchat account, posing as a teenage girl by the name
2 of “Crystal Gutierrez.”

3 48. Then RUIZ, posing as “Crystal Gutierrez”, messaged Y.V. through Snapchat.

4 49. RUIZ threatening to share Y.V.’s nude photos with her classmates and friends if
5 she didn’t send him sexually explicit media of herself.

6 50. Y.V. still refused.

7 51. RUIZ then sent Y.V. the photos he got from hacking her account. He again
8 threatening to send the nude photos of the 12-year-old to her classmates, while she was at school.
9 It is believed that when Y.V. refused to send him additional photos, RUIZ followed through on
10 his threat.

11 52. As a result of RUIZ’s sadistic and despicable conduct, he was successful in
12 beating the 12-year-old into submission.

13 53. Y.V., under duress, took photos of herself and sent them to RUIZ’s “Crystal
14 Gutierrez” Snapchat account.

15 54. RUIZ’s through psychological and emotional torture, controlled Y.V. and used her
16 for his sexual gratification, including but not limited to, having her involuntarily send him
17 sexually explicit photos of herself, time and time again.

18 55. When Y.V. confided in J.R. about what “Crystal Gutierrez” was doing to her, J.R.
19 messaged “her” on Snapchat and told RUIZ to leave Y.V. alone.

20 56. RUIZ, seeing this as an opportunity to sexually victimize another minor, attempted
21 to extort J.R. for sexually explicit photos as well. At this point RUIZ chose to escalate his
22 emotional and psychological torture of Y.V.

23 57. RUIZ then told Y.V. that he knew where she lived.

24 58. RUIZ said he knew who her mother was and where she worked.

25 59. He said he knew how to find her in person and what school she went to.

26 60. RUIZ did know all of these things, as he obtained this information through his
27 access of OSD’s student databases as part of his employment.

28

1 61. Y.V., feeling ashamed and vulnerable, did not want her family to know about the
2 abuse she was suffering at the hands of RUIZ. Y.V. instead reached out to “TorresH2O,” in hopes
3 that he would help her. Unbeknownst to Y.V., “TorresH2O” was RUIZ’s other Snapchat account.

4 62. RUIZ saw another opportunity to further control and manipulate Y.V., through his
5 emotional and psychological torture campaign. RUIZ, emboldened by Y.V.’s helplessness began
6 playing puppet master, torturing Y.V. into further submission.

7 63. Posing as “TorresH2O”, RUIZ told Y.V. that he would pay the ‘ransom’ to
8 “Crystal Gutierrez”. After ‘paying the ransom’, RUIZ asked Y.V. for nude photos. When she
9 refused, RUIZ posing as “Crystal Gutierrez” would threaten to send Y.V.’s photos if Y.V. did not
10 send her \$100.

11 64. RUIZ dictated what types of photos he wanted. He directed Y.V. to take photos of
12 herself in sexual positions, photographing herself exposing her genitalia.

13 65. How evil.

14 66. RUIZ messaged Y.V., “I was so obsessed with getting your nudes...I want those
15 milkers tonight before going to bed.”

16 67. He followed it with “I haven’t jerked off to you in a while...I jerk off to you
17 almost daily.”

18 68. RUIZ told Y.V. that he worked at OSD and that his office was down the hall from
19 her classroom.

20 69. RUIZ invited her to his office to rape her.

21 70. RUIZ followed his rape invitation by calling Y.V. late at night.

22 71. When she refused to answer, he began calling her every two minutes. Every two
23 minutes.

24 72. RUIZ then started calling Y.V.’s mother, When Y.V.’s mother stopped answering
25 his calls RUIZ searched OSD’s student databases for Y.V.’s emergency contacts.

26 73. RUIZ then called Y.V.’s grandmother.

27 74. When Y.V. learned of this, she told her family what was happening.

28 75. They called the police.

1 Negligent Retention

2 76. On January 20, 2022, police called OSD, and told them that their employee, RUIZ,
3 was under investigation for sexually abusing current OSD students, all of whom were minors.

4 77. OSD told police that RUIZ was an employee of OSD and had access to all of their
5 students' private information contained in student database.

6 78. OSD chose not discipline, suspend, or otherwise separate RUIZ from the students
7 at OSD.

8 79. OSD chose not to alert any of their students, faculty, or staff about RUIZ, his
9 sexual abuse of minors, or the police investigation into RUIZ.

10 80. OSD chose not to investigate RUIZ's actions.

11 81. OSD chose not to terminate RUIZ's unfettered access to the private and personal
12 information of their students, faculty, and staff.

13 82. OSD chose not to curtail or limit RUIZ's ability to access their students, their
14 classrooms, or buildings.

15 83. OSD, despite having actual knowledge of RUIZ's sexually abuse of their minor
16 students, chose not to take any precautionary measures to prevent RUIZ from abusing additional
17 students. OSD's choices in this matter were part of a coverup. In the past, OSD had taken action
18 against employees accused of sexual misconduct.

19 84. On February 17, 2022, police arrived at the OSD's school office and interviewed
20 RUIZ about his campaign of psychological, emotional, and sexual abuse of Plaintiffs.

21 85. During his interview, RUIZ admitted that he was the account holder to the
22 Snapchat accounts "TorresH2O" and "Crystal Gutierrez." RUIZ further admitted to having
23 sexually explicit photos of the Plaintiffs and other minors he had sexually blackmailed for years.

24 86. Police then arrested RUIZ while on OSD's campus and took him into custody.

25 87. The police searched RUIZ's phone discovering over 1,225 messages RUIZ had
26 sent to Y.V., and J.R., both individually and in the group chat for the last three years. Police also
27 found hundreds of sexually explicit and pornographic photos and videos of children, exposing
28

1 their genitalia and posing in a sexually suggestive manner, including but not limited to those of
2 Plaintiffs and other OSD minor students.

3 88. The police executed a search warrant on RUIZ's email, social media accounts, and
4 electronics.

5 89. RUIZ had extorted the sexually explicit media files of Plaintiffs and then traded
6 them for other sexually explicit photos and videos of other minors he had met online.

7 90. Police also discovered at least 10 videos and 20 photos of RUIZ touching his erect
8 penis, masturbating.

9 91. RUIZ sent these videos to Plaintiffs and other elementary OSD students, trying to
10 get the minors to send him sexually explicit photos and videos of themselves, engaging in sexual
11 acts. On information and belief, RUIZ would send these messages at all times throughout the day,
12 while the minors were at school, when they were at home, and on the weekend.

13 92. Police also confirmed that RUIZ was engaged in similar behavior with at least two
14 other minor students at OSD, possibly more.

15 93. A week after his arrest, it is believed that RUIZ used OSD computers to delete the
16 photos and videos he had saved of Plaintiffs. He also deleted all records of the messages he had
17 sent them.

18 94. At this point, Defendant OSD had actual knowledge of the following:

- 19 a. Police were investigating RUIZ for sex-based offenses against their minor
20 students;
 - 21 b. RUIZ through his employment at OSD, was sexually abusing OSD's minor
22 students, and OSD had granted him unfettered and unsupervised access to
23 their students' private data;
 - 24 c. RUIZ admitted to police that he used OSD's student databases to obtain
25 information of their students, which he then used to send the minor students,
26 nude photos and videos of himself stroking his erect penis.
- 27
28

1 d. RUIZ admitted to police that he extorted and sexually blackmailed OSD's
2 minor students, to record and send him sexually explicit photos and videos of
3 themselves, using OSD's networks and resources;

4 e. RUIZ was arrested for his sexual abuse of OSD's minor students;

5 95. Despite this knowledge, OSD, in an effort to cover up RUIZ's sexual abuse of
6 their students, chose to stay silent.

7 96. OSD had a policy in place which mandated a leave of absence for any employee
8 who was charged with a violent or sex-based offense. OSD chose to violate their longstanding
9 policy.

10 97. OSD chose not to discipline, suspend, or terminate RUIZ's employment. OSD
11 chose not to alert any of their students, faculty, or staff about RUIZ or his campaign of sexual
12 abuse and blackmail. OSD chose not to investigate RUIZ's sexual abuse or ask their students if
13 they had been victims of RUIZ. OSD chose not to terminate, or limit RUIZ's unfettered and
14 unsupervised access to the private and personal information of their students, faculty, and staff.

15 98. OSD chose, not to curtail in anyway, RUIZ's ability to access their students, their
16 classrooms, or buildings.

17 99. OSD made a deliberate decision to coverup RUIZ's sexual abuse of OSD's minor
18 students, instead of taking action to protect their students from RUIZ.

19 100. Even after RUIZ's arrest, OSD chose to allow RUIZ to maintain his unfettered
20 access to OSD resources, including the private information of their students located in their
21 student databases.

22 101. It is believed that OSD also chose to allow RUIZ to maintain possession of OSD
23 computers and electronics which he used to delete both the "TorresH2O" and "Crystal Gutierrez"
24 Snapchat accounts as well as any photos and videos of Plaintiffs in his possession, in an attempt
25 to cover up evidence of his sexual abuse.

26 102. OSD chose to allow RUIZ to maintain his employment status and unfettered
27 access to their campuses, equipment, private data, and students for an entire year after his arrest.
28

1 103. During the year between RUIZ’s arrest and conviction, OSD made a conscious and
2 deliberate decision not to alert any of their students, faculty or staff about RUIZ’s sexual abuse
3 and allowed RUIZ to maintain access to OSD’s resources including their equipment, networks,
4 and databases.

5 104. A year after RUIZ’s arrest, OSD chose to allow RUIZ to resign.

6 105. To date, OSD has refused to put in place any safeguards to prevent the sexual
7 abuse of their students by OSD staff or faculty from reoccurring, despite having the knowledge
8 and means to do so.

9 106. OSD’s decisions were for the sole purpose of covering up RUIZ sexual blackmail
10 of their minor students, to the harm of Plaintiffs.

11 Past Instances Of Employee Sexual Abuse At Oxnard School District

12 107. Defendant OSD is no stranger to the potential danger their students face when an
13 OSD staff member takes an unnatural and perverse interest in minors and acts on that interest.

14 108. When OSD’s employees were arrested on suspicion of sex-based offenses, OSD
15 would promptly inform the school community of the arrest of said employee.

16 109. OSD would send letters home, with the students notifying their parents about the
17 arrest of the employee, and asking them to come forward with any additional information they
18 may have about the employee.

19 110. OSD had a pattern and practice of strict adherence to this policy.

20 111. In January of 2013, OSD office manager, 29-year-old Gustavo Mayo Canizalez,
21 was arrested for sexually abusing a teenage boy from the time he was 12 until he was 16.

22 112. OSD immediately placed Gustavo Canizalez on administrative leave.

23 113. OSD took additional precautions and sent a letter home to the parents of all OSD
24 students about his arrest.

25 114. OSD also opened an investigation to determine if their own students were victims,
26 despite the fact that the alleged victim was not a student at OSD.

27 115. In February of 2016, OSD Physical Education teacher, 30-year-old Ivan
28 Fernandez, was arrested for sexual misconduct with a minor.

1 116. OSD immediately placed Ivan Fernandez on administrative leave.

2 117. OSD took additional precautions and sent letters home with the students notifying
3 all the parents of regarding Fernandez’s arrest.

4 118. OSD conducted their own investigation, to determine if their own students were
5 victims, despite the fact, the alleged victim was not a student at OSD.

6 119. Cesar Morales, who was OSD’s Superintendent at the time, appeared on the local
7 news, saying it was his responsibility to inform OSD students about Fernandez’s arrest, for their
8 safety.

9 120. Cesar Morales told reporters, “I am pleased that as a result of sending that notice
10 home and checking in with the administration today that no student has come forward with any
11 information of misconduct or any wrongdoing at our schools specifically.”

12 121. Fernandez was cleared of all charges and currently works at OSD.

13 Oxnard School Districts Cover Up Of Ruiz’s Sexual Abuse Of Minor Students

14 122. OSD employed RUIZ, who had full access to OSD’s tools and resources,
15 including school computers and student databases, and used this access to sexually blackmail and
16 abuse OSD students over the course of several years.

17 123. RUIZ utilizing OSD’s infrastructure, accessed private student information which
18 he then used to send and receive child pornography to and from multiple minor students. He also
19 extorted minor students into producing and sending him sexually explicit media of themselves.

20 124. OSD had actual and constructive knowledge of RUIZ use of their resources and
21 the purpose for which he utilized them, for at least three years prior to his arrest.

22 125. OSD also had actual knowledge of RUIZ’s arrest as it took place on their campus.

23 126. OSD chose not to place RUIZ on administrative leave, despite having a policy
24 mandating RUIZ be placed on a leave of absence due to the nature or the accusations made
25 against him.

26 127. OSD chose not to notify any students or their parents about RUIZ’s sexual abuse
27 of their own students.

28

1 128. Instead of addressing the danger RUIZ posed, OSD chose to conceal his
2 misconduct to avoid accountability, prioritizing its reputation over the safety of its students.

3 129. OSD's deliberate decision not to take disciplinary action against RUIZ or to notify
4 their own students of his sexual abuse was the result of a coverup, in which OSD prioritized the
5 district's reputation over their students' safety.

6 130. On February 22, 2022, the Ventura County District Attorney filed a criminal
7 complaint, charging RUIZ with 13 felonies, 6 misdemeanors, and 56 special allegations for
8 RUIZ's sexual abuse of minors including but not limited to Plaintiffs Y.V. and J.R.

9 131. Defendant RUIZ pled guilty to felony aggravated possession of child pornography,
10 felony aggravated distribution of child pornography, aggravated felony distribution of harmful
11 material to a minor for sexual purposes and two felony counts of aggravated contact with a minor
12 with the intent to commit a felony.

13 132. As a direct and legal result of Defendants conduct, Plaintiffs Y.V. and J.R.
14 suffered severe and permanent injuries including, but not limited to, physical and mental pain and
15 suffering, severe emotional distress, psychological harm, physical injuries, past and future costs
16 of medical care and treatment, and past and future loss of earnings and earning capacity, and
17 other damages, in an amount not yet ascertained.

18 **FIRST CAUSE OF ACTION**

19 **SEXUAL HARASSMENT OF A MINOR – VIOLATION OF CIV. CODE §§ 340.11, *et seq.***

20 **(All Plaintiffs Against All Defendants)**

21 133. Plaintiffs repeat and reallege by reference each and every allegation contained
22 hereinabove and incorporates the same herein as though fully set forth herein.

23 134. Defendants were in a staff-student relationship with Plaintiffs. Specifically,
24 Defendant RUIZ, who Defendant OSD had hired to be a computer lab tech, was in a position
25 substantially similar to that of a teacher and had substantially similar relationship to Plaintiffs,
26 who were students at OSD.

27 135. Defendant RUIZ knew that Plaintiffs were minors under the age of 18. Despite this
28 knowledge he took an unnatural and perverse interest in the Plaintiffs. RUIZ chose to sexually

1 abuse Plaintiffs, which included but was not limited to:

- 2 a. RUIZ sending over 10 videos of himself touching his erect penis to Plaintiffs
- 3 who were minor students at OSD, using OSD equipment;
- 4 b. RUIZ using the information he gathered from OSD student databases,
- 5 blackmailed Plaintiffs into taking and sending him nude photos and videos of
- 6 themselves, engaged in sexually suggestive poses;¹
- 7 c. RUIZ threatened to send the nude photos of Plaintiffs he extorted from the
- 8 minor students in exchange for additional nude photos of said minor
- 9 students;
- 10 d. RUIZ attempted to meet with Plaintiffs on OSD's campus, in person so
- 11 RUIZ could sexually abuse the minor students physically.

12 136. RUIZ blackmailed Plaintiffs, who were minors, into producing obscene materials
13 of themselves, in the form of data or images, including, but not limited to, photographs, videos,
14 and other kinds of digital mediums.

15 137. RUIZ directed Plaintiffs to produce these obscene materials for the purpose of his
16 sexual stimulation. Said obscene materials, depicted Plaintiffs engaged in acts of a sexual nature,
17 including but not limited to the exhibition of their genitals, including the pubic and rectal area.

18 138. RUIZ knowingly duplicated, copied, downloaded, saved, or otherwise captured,
19 said obscene materials.

20 139. RUIZ then used the obscenity to further blackmail Plaintiffs to produce and send
21 him further obscene materials of themselves.

22 140. Defendants OSD and RUIZ, an employee of OSD, had Plaintiffs under their care
23 and control.

24 141. Defendants and each of them named in this cause of action, including OSD and
25 RUIZ, had the responsibility and mandatory duty to adequately warn, train, and educate minors
26 and students in their custody, care, and control, like Plaintiffs, of known or knowable dangers

27 _____
28 ¹ The legislative history of Senate Bill 558 expanded the definition of childhood sexual assault to include the creation of a "child being depicted in obscene matter."

1 posed by its agents and employees.

2 142. Defendants and each of them named in this cause of action, including OSD and
3 RUIZ also had a duty to adequately educate its faculty and staff on its sexual harassment policy
4 and inappropriate boundary crossing with students, including sexual harassment and sexual
5 misconduct.

6 143. Defendant RUIZ, acting in his capacity as an employee of OSD, utilized OSD's
7 resources, tools and infrastructure to access private student information for the purposes of
8 sexually abusing Plaintiffs. RUIZ used said OSD resource, tools, and infrastructure to sexually
9 harass Plaintiffs over the course of three years.

10 144. Defendant OSD, knew or should have known about RUIZ sexual harassment of
11 Plaintiffs.

12 145. Defendant OSD, despite having actual and constructive knowledge of RUIZ sexual
13 harassment of Plaintiffs, willfully failed to intervene, monitor, or restrict RUIZ access, to OSD's
14 tools, resources and infrastructure.

15 146. Defendant OSD's deliberate decision not to take action to stop RUIZ sexual
16 harassment of Plaintiffs was for the purposes of covering up and concealing evidence relating to
17 RUIZ sexual harassment of OSD's students, including Plaintiffs. As a result of Defendants OSD's
18 and RUIZ coverup, Plaintiffs suffered further harm.

19 147. As a direct and legal result of Defendants deliberate decisions, Plaintiffs suffered
20 severe and permanent injuries including, but not limited to, physical and mental pain and
21 suffering, severe emotional distress, psychological harm, physical injuries, past and future costs of
22 medical care and treatment, past and future loss of earnings and earning capacity, treble damages,
23 and other damages, in an amount not yet ascertained, but which exceed the minimum
24 jurisdictional limits of this Court.

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1 **SECOND CAUSE OF ACTION**

2 **SEXUAL HARASSMENT OF A MINOR – VIOLATION OF CIV. CODE §§ 52, *et seq.***

3 **(BANE ACT)**

4 **(All Plaintiffs Against All Defendants)**

5 148. Plaintiffs re-allege and incorporate by reference herein each and every allegation
6 contained herein above as though fully set forth and brought in this case of action. At all relevant
7 times, Plaintiffs had the right to personal privacy, safety, and to be free from harassment,
8 coercion, and exploitation as guaranteed by California statutes, the California Constitution, and
9 the United States Constitution.

10 149. On information and belief, Defendants, by improper means of threat, intimidation,
11 and coercion, forced Plaintiffs to do something that they were not required to do under the law.

12 150. OSD has actual knowledge that RUIZ was charged with sex-based offenses against
13 their students.

14 151. Defendant RUIZ knew that Plaintiffs were minors under the age of 18. Despite this
15 knowledge he took an unnatural and perverse interest in the Plaintiffs.

16 152. Defendant RUIZ chose to interfere with Plaintiffs right to be free from sexual
17 harassment and abuse through his use of threats, intimidation, and coercion, including but was not
18 limited to:

19 153. Defendant RUIZ, through the use of threats, intimidation, and coercion as
20 described above, knowingly and willfully interfered with Plaintiffs' exercise and enjoyment of
21 Plaintiffs rights and freedoms, including the right to be free from sexual harassment and their
22 right to privacy.

23 154. As a direct and legal result of this conduct, Plaintiffs suffered severe and
24 permanent injuries including, but not limited to, physical and mental pain and suffering, severe
25 emotional distress, psychological harm, physical injuries, past and future costs of medical care
26 and treatment, past and future loss of earnings and earning capacity, and other damages, in an
27 amount not yet ascertained, but which exceed the minimum jurisdictional limits of this Court.

28 155. Defendant OSD is also liable for Defendant RUIZ's conduct. OSD, as the

1 employer, ratified RUIZ actions by failing to investigate or take corrective action after becoming
2 aware of his conduct.

3 156. Defendant OSD, by continuing to employ RUIZ and allowing him access to school
4 resources and students, OSD ratified and implicitly endorsed his sexual abuse of OSD's students,
5 making them equally responsible for the harm RUIZ caused to Plaintiffs.

6 157. Defendants' actions, as described above, were done with malice, oppression and
7 fraud, justifying an award of punitive damages against each Defendant in addition to attorney's
8 fees, and treble damages.

9 158. As a direct and proximate result of OSD ratifying and concealing RUIZ sexual
10 abuse, Plaintiffs suffered severe emotional distress, mental anguish, and other personal injuries.

11 159. Plaintiffs are entitled to recover damages as provided under Civ. Code § 52(b),
12 including compensatory damages, punitive damages, and attorney's fees.

13 **THIRD CAUSE OF ACTION**

14 **SEXUAL HARASSMENT OR A MINOR – VIOLATION OF CIV. CODE § 51.9, *et seq.***

15 **(All Plaintiffs Against All Defendants)**

16 160. Plaintiffs repeat and reallege by reference each and every allegation contained
17 hereinabove and incorporates the same herein as though fully set forth herein.

18 161. Defendants were in a school staff-student relationship with Plaintiffs. At all
19 relevant times, Defendant OSD employed Defendant RUIZ as an IT specialist, to provide services
20 to students of OSD.

21 162. Specifically, Defendant RUIZ, was in a position and relationship substantially
22 similar to that of a teacher and had substantially similar relationship to Plaintiffs, who were
23 students.

24 163. Under Civil Code Section 51.9(a)(1)(E), the relationship between Defendants,
25 OSD, RUIZ, OXNARD, and Plaintiffs, falls under the purview of the statute, as it is substantially
26 similar to a teacher-student relationship.

27 164. Defendant RUIZ knew that Plaintiffs were minors under the age of 18. Defendant
28 RUIZ, armed with this knowledge, took an unnatural and perverse interest in the Plaintiffs.

1 165. Although OSD had actual notice of RUIZ unnatural predilection for minors, and
2 had notice that he was preying on multiple minor OSD students, Defendant OSD took no action
3 to protect their students from RUIZ.

4 166. Plaintiffs were under the care and control of Defendant OSD and Defendant RUIZ,
5 as he was an employee of OSD.

6 167. Defendant RUIZ, through his position at OSD, chose to sexually abuse Plaintiffs.

7 168. Defendant RUIZ, acting in his capacity as an employee of OSD, utilized OSD's
8 resources, tools, and infrastructure to access private student information for the purposes of
9 sexually abusing Plaintiffs over the course of three years.

10 169. Defendant RUIZ targeted Plaintiffs due to their gender. Defendant RUIZ
11 blackmailed Plaintiffs, who were minors, into producing obscene materials of themselves, in the
12 form of data or images, including, but not limited to, photographs and videos.

13 170. Defendant RUIZ directed Plaintiffs to produce these obscene materials for the
14 purpose of his sexual stimulation. Said obscene materials, depicted Plaintiffs engaged in acts of a
15 sexual nature, including but not limited to the exhibition of their genitalia, including the pubic and
16 rectal area.

17 171. Defendant RUIZ knowingly duplicated, copied, downloaded, saved, or otherwise
18 captured, said obscene materials.

19 172. Defendant RUIZ then used the obscenity to further blackmail Plaintiffs to produce
20 and send him further obscene materials of themselves.

21 173. Defendant OSD, knew or should have known about RUIZ sexual harassment of
22 Plaintiffs.

23 174. Defendant OSD, despite having actual and constructive knowledge of RUIZ sexual
24 harassment and abuse of Plaintiffs, chose not to intervene, monitor, or restrict RUIZ access, to
25 OSD's tools, resources and infrastructure.

26 175. Defendant OSD's deliberate decision not to take action to stop RUIZ sexual
27 harassment and abuse of Plaintiffs was for the purposes of covering up and concealing evidence
28

1 relating to RUIZ sexual abuse of OSD's students, including Plaintiffs. As a result of Defendants
2 OSD and RUIZ's coverup, Plaintiffs suffered further harm.

3 176. As a direct and legal result of Defendants deliberate decisions and conduct
4 described above, Plaintiffs suffered severe and permanent injuries including, but not limited to,
5 physical and mental pain and suffering, sever emotional distress, psychological harm, physical
6 injuries, past and future costs of medical care and treatment, past and future loss of earnings and
7 earning capacity, treble damages, and other damages, in an amount not yet ascertained, but which
8 exceed the minimum jurisdictional limits of this Court.

9 **FOURTH CAUSE OF ACTION**

10 **DISTRIBUTION OF PRIVATE SEXUALLY EXPLICIT MATERIALS OF A MINOR –**
11 **VIOLATION OF CIV. CODE § 1708.85**
12 **(All Plaintiffs Against All Defendants)**

13 177. Plaintiffs re-alleges and incorporates by reference herein each and every allegation
14 contained herein above as though fully set forth and brought in this case of action.

15 178. Defendant RUIZ, acting in his capacity as an employee of OSD, engaged in
16 extreme and outrageous behavior, including but not limited to;

17 179. It is believed that Defendant RUIZ intentionally distributed media, including but
18 not limited to, photographs, films, and/or recordings, of Plaintiffs, to a group of individuals online
19 by posting the media online, and/or by electronically transmitting the media to the group, or
20 individuals within that group.

21 180. Plaintiffs did not consent to the distribution of this media, including but not limited
22 to, photographs, films, and/or recordings,

23 181. Defendant RUIZ knew or reasonably should have known, that Plaintiffs had a
24 reasonable expectation that the photographs, films, and/or recordings, would remain private;

25 182. Defendant RUIZ knew or reasonably should have known, that Plaintiffs had a
26 reasonable expectation that the photographs, films, and/or recordings, exposed an intimate body
27 part of Plaintiffs or showed Plaintiffs engaging in an act involving sexual penetration.

28 183. Defendant RUIZ's actions in distributing photographs, films, and/or recordings of

1 Plaintiffs was a substantial factor in causing Plaintiffs' harm.

2 **FIFTH CAUSE OF ACTION**

3 **INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS**

4 **(All Plaintiffs Against All Defendants)**

5 184. Defendant RUIZ, acting in his capacity as an employee of OSD, engaged in
6 extreme and outrageous behavior, including but not limited to;

- 7 a. RUIZ sending over 10 videos of himself touching his erect penis to Plaintiffs
8 who were minor students at OSD, using OSD equipment;
- 9 b. RUIZ using the information he gathered from OSD student databases,
10 blackmailed Plaintiffs into taking and sending him nude photos and videos of
11 themselves, engaged in sexually suggestive poses;
- 12 c. RUIZ threatened to send the nude photos of Plaintiffs he extorted from the
13 minor students in exchange for additional nude photos of said minor
14 students;
- 15 d. RUIZ attempted to meet with Plaintiffs on OSD's campus, in person so
16 RUIZ could rape them.

17 185. Defendant RUIZ, with OSD's permission and authority, accessed confidential
18 student information which he used to harm Plaintiffs. RUIZ sexual abuse was designed to cause
19 Plaintiff's extreme emotional distress.

20 186. As a direct result of RUIZ's sexual abuse, Plaintiffs suffered severe and lasting
21 emotional harm, including but not limited to fear, anxiety, shame, depression, and loss of trust.
22 RUIZ knew that his conduct would cause Plaintiffs extreme emotional distress and acted with the
23 intent to cause harm to Plaintiffs.

24 187. Defendant OSD is equally responsible for Plaintiffs emotional harm. OSD gave
25 RUIZ unfettered and unsupervised access to OSD resources and tools. OSD also provided RUIZ
26 with the means and opportunity to sexually abuse their students.

27 188. Defendant OSD had both actual and constructive knowledge about RUIZ use of
28 OSD's resources to sexually abuse their minor students.

1 189. Defendants OSD did not warn, alert, or otherwise inform any of their students,
2 their parents, or other OSD staff or faculty about RUIZ sexual abuse, although it took place on
3 OSD's campus.

4 190. Defendant OSD, even after witnessing RUIZ arrested on OSD's campus, chose not
5 to warn, alert, or otherwise inform any of their students, their parents, or OSD staff or faculty
6 about RUIZ sexual abuse.

7 191. Defendant OSD's deliberate decision not to warn their students, faculty, or staff
8 was part of an effort to coverup and conceal evidence of RUIZ sexual abuse of their minor
9 students.

10 192. Defendants' cover up exacerbated Plaintiffs' extreme emotional distress.

11 193. Defendants, by engaging in the above-described conduct, specifically by stalking,
12 threatening, harassing, annoying, coercing, and extorting Plaintiffs to send sexually graphic
13 material, as well as enabling and encouraging such conduct, Defendants, and each of them,
14 engaged in extreme and outrageous conduct with the intent of causing, or with the reckless
15 disregard of the probability of causing Plaintiffs severe emotional distress.

16 194. Defendants, by engaging the above-described conduct, caused Plaintiff's severe
17 emotional distress.

18 **SIXTH CAUSE OF ACTION**

19 **NEGLIGENT HIRING, SUPERVISION & RETENTION OF AN UNFIT EMPLOYEE**

20 **(All Plaintiffs Against OSD)**

21 195. Plaintiffs re-allege and incorporate by reference herein each and every allegation
22 contained herein above as though fully set forth and brought in this cause of action.

23 196. Defendants and each of them named in this cause of action, had the responsibility
24 and mandatory duty to adequately and properly investigate, hire, train, supervise, and monitor its
25 agents and employees. Defendants and each of them also had a duty to protect their students from
26 harm caused by unfit, dangerous individuals, hired to work with and around minors.

27 a. Defendant RUIZ, acting in his capacity as an employee of OSD, engaged in
28 extreme and outrageous behavior, including but not limited to, sending over

1 10 videos of himself touching his erect penis to Plaintiffs who were minor
2 students at OSD, using OSD resources.

3 b. RUIZ, using the information he gathered from OSD student databases,
4 blackmailed Plaintiffs into taking and sending him nude photos and videos of
5 themselves, engaged in sexually suggestive poses.

6 c. RUIZ threatened to send the nude photos of Plaintiffs he extorted from the
7 minor students in exchange for additional nude photos of said minor
8 students, using OSD equipment;

9 d. RUIZ attempted to meet with Plaintiffs on OSD's campus, so RUIZ could
10 rape the minor students.

11 197. Defendant OSD has actual knowledge that RUIZ was being charged with sex
12 based offenses against their students.

13 198. Defendants failed to adequately and properly investigate, supervise, train, or
14 monitored Defendant RUIZ, his use of OSD equipment, resources, tools, and infrastructure.

15 199. Had Defendants adequately and properly investigated, supervised, trained, and
16 monitored Defendant RUIZ, they would have discovered that he was unfit as an employee and
17 even more unfit to work with or be present around minors, or have access to their private
18 information.

19 200. Defendant OSD, even after witnessing RUIZ arrested for his sexual abuse of their
20 minor students, chose not to investigate, supervise, train, or monitor Defendant RUIZ.

21 201. Defendant OSD's decision was part of an effort to cover up and conceal evidence
22 of RUIZ's sexual abuse of their minor students, which exacerbated Plaintiffs' harm.

23 202. As a direct and legal result of Defendants' decisions, Plaintiffs suffered severe and
24 permanent injuries including, but not limited to, physical and mental pain and suffering, sever
25 emotional distress, psychological harm, physical injuries, past and future costs of medical care
26 and treatment, past and future loss of earnings and earning capacity, treble damages, and other
27 damages, in an amount not yet ascertained, but which exceed the minimum jurisdictional limits of
28 this Court.

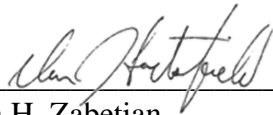
1 **PRAYER FOR RELIEF**

2 **WHEREFORE**, Plaintiffs pray for judgment against Defendants and DOES 1 through
3 100 and each of them, for:

- 4 1. For general and special damages according to proof;
- 5 2. For punitive and exemplary damages according to proof;
- 6 3. For treble damages;
- 7 4. For attorney’s fees and costs of suit incurred in this action;
- 8 5. For injunctive relief;
- 9 6. For pre-judgment and post-judgment interest, to the extent authorized by law;
- 10 7. For special damages; including without limitations past, present and future medical
11 and/or life care costs; past, present, and future loss of earnings; and/or earning capacity, according
12 to proof;
- 13 8. For such other and further relief as the Court may deem just and proper, as
14 authorized by law;

15
16 DATED: 12/10/2024

MARTINIAN LAWYERS, INC.


17
18 
19 _____
20 Arash H. Zabetian
21 Ian Hartsfield
22 Ilia Borisov
23 *Attorneys for Plaintiffs*
24 Y.V., J.R., JANE DOE, and JANET DOE
25
26
27
28

DEMAND FOR JURY TRIAL

Plaintiffs hereby formally demand a trial by jury as allowed by California law.

DATED: 12/10/2024

MARTINIAN LAWYERS, INC.



Arash H. Zabetian
Ian Hartsfield
Ilia Borisov
Attorneys for Plaintiffs
Y.V., J.R., JANE DOE, and JANET DOE

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| SHORT TITLE: Y.V., et al. v. Jorge Ruiz, et al. | CASE NUMBER: |
|--|--------------|

ATTACHMENT (Number): 3

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

Causes of Actions:

1. SEXUAL HARASSMENT OF A MINOR – VIOLATION OF CIV. CODE § 340.11, et seq.
2. SEXUAL HARASSMENT OF A MINOR – VIOLATION OF CIV. CODE § 52, et seq.
3. SEXUAL HARASSMENT OF A MINOR - VIOLATION OF CIV. CODE § 51.9, et seq.
4. DISTRIBUTION OF PRIVATE SEXUALLY EXPLICIT MATERIALS OF A MINOR – VIOLATION OF CIV. CODE § 1708.85
5. INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS
6. NEGLIGENT HIRING, SUPERVISION & RETENTION OF AN UNFIT EMPLOYEE

(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 _____ of _____

(Add pages as required)