

IN THE COUNTY COURT OF THE ELEVENTH  
JUDICIAL CIRCUIT IN AND FOR MIAMI-DADE  
COUNTY, FLORIDA

CASE NO: 2023-  
29960-SP-25  
SECTION: CG01

Avi Roy Dubitzky

Plaintiff(s) /

Ivgeni Levytski  
George M. Rodrigez et al

Defendant(s) /

\_\_\_\_\_ /

Plaintiffs motion to sanction Mr. Guy Tsabary for impersonation, forgery, and obstruction of justice.

I. Background

1. Mr. Guy Tsabary is an attorney living in the State of Israel. His practice in Israel revolves around representing sexual predators.
2. Mr. Guy Tsabary is represented by Attorney Daniel Saltzman and Shlomo Nizahon, both licensed in the State of Florida since 2018.
3. The issue of this motion revolves around several subpoenas issued to GoDaddy Media Temple Inc., which would reveal the identity of an individual behind a defamation campaign waged against the Plaintiff since 2018 and the attempts made to quash subpoenas by illegal means by Mr. Guy Tsabary.
4. Mr. Guy Tsabary illegally and willfully committed fraud on the court. He impersonated a third party, stole his identity to make up a fictional character, registered a user in the Florida E-Portal under his name using a phone number that does not belong to the individual, entered a random address in Israel, and an e-mail that was set up expressly for such purpose.

5. The person he impersonated is Mr. Ben Oren, a 62-year-old man living on Kibbutz Saad in Israel, and his phone number is +972505600166.
6. Using Ben Oren's name, he filed motions to quash subpoenas in 2 court cases, 2022-045761-sp25 and 2023-044790-sp-25, a motion to stay, and a motion for a rehearing. During the only hearing he appeared at, he dared to broadcast a video of a person claiming to be Ben Oren. He provided the Israeli social security number and date of birth of Ben Oren while broadcasting a video of a Nicholas Cage look alike and talking through a voice synthesizer.
7. After all the fraudulent motions were denied, GoDaddy provided the name of the individual who purchased their services, Mr. Guy Tsabary.
8. During the months that the fraud was perpetrated, Mr. Guy Tsabary and his attorneys filed several motions. They appeared at several hearings on his behalf, during which they claimed he was not a party to the dispute between the plaintiff and the defendants.

II. The acts of fraud on the court that Mr. Guy Tsabary committed

9. Mr. Guy Tsabary registered with the Florida E-portal under a false name to carry this out. He registered his name as Ben Oren and provided a false phone number, a burner phone, a false address, and an email to receive notices. He used a virtual private server to mask the Internet protocol address. The user number is 579756, and it is under the name of Ben Oren, email [benoren555@walla.co.il](mailto:benoren555@walla.co.il), address: Zangvil 1, Tel Aviv, Yafo, Israel, phone +972527919294.

In doing so, Mr. Guy Tsabary has committed fraud on the court to impede the judicial process.

After registering Ben Oren and confirming his e-mail address on the E-Portal system, the following fraudulent documents were filled in:

Case 2022-045761-sp-25

- a. April 13<sup>th</sup>, 2023, Mr. Tsabary filed using the Ben Oren identity a motion titled NONPARTY'S OBJECTION NOTICE AND MOTION TO QUASH SUBPOENA DUCES TECUM WITHOUT DEPOSITION. (Filing #170984967)

In this document, he continued to commit fraud on the court by claiming to be

a Nonparty specializing in information security and protection against cyber-attacks. He claimed he did not know the parties in the case and digitally signed the document as “Ben Oren.” Plaintiff had the hearing set for April 25, 2023.

- b. April 21<sup>st</sup>, 2023, Mr. Tsabary, as Ben Oren, objected to the hearing date set for April 25<sup>th</sup>, 2023, again claiming that he is an Israeli citizen named Ben Oren. He claimed his English is poor and needs an interpreter to translate in real-time. (Filing 171546980)

In this filing, he continued to commit fraud on the court by falsely claiming that he is Ben Oren, doesn't speak English, and needs an interpreter. This delay tactic prevented the court from ruling on the motion to quash.

- c. May 17<sup>th</sup>, 2023, Mr. Tsabary filed as Ben Oren filed an additional objection to a subpoena issued to GoDaddy claiming that the “plaintiff is trying to take advantage of the procedure for a “fishing trip” that is not related at all to this case and the parties to this case.” (Filing 173400743)

In this filing, he continued to commit fraud on the court by falsely claiming that he was Ben Oren. This delay tactic prevented the court from ruling on the motion to quash.

- d. June 12<sup>th</sup>, 2023, Mr. Tsabary, as Ben Oren, filed an additional objection to a subpoena issued to GoDaddy as Ben Oren. (Filing 175138192)

In this filing, he continued to commit fraud on the court by falsely claiming that he was Ben Oren. This delay tactic prevented the court from ruling on the motion to quash.

On June 21, 2023, Plaintiff filed a response to the motion naming Mr. Guy Tsabary as potentially being behind these fraudulent court filings. Mr. Tsabary followed the case using lawyer Sholomo Nizahon, as noted in a notice the Plaintiff submitted to the court (Filing 174185076) on May 30, 2023.

- e. On June 23, 2023, Mr. Tsabary filed a motion to vacate the judgment and requested an injunction to prevent the Plaintiff from requesting further subpoenas in an emergency motion filed on August 9, 2023 (Filing 179272654) and August 29, 2023 (Filing 180743960)

Mr. Tsabary did not mention in his filings that he was behind the Ben Oren fillings and chose to ignore the whole sage. The sole purpose of these motions was to delay the proceedings and obstruct justice.

- f. On September 6<sup>th</sup>, 2023, in his last attempt to quash the subpoena after all delay tactics were exhausted, Mr. Tsabary, as ben Oren, attempted to commit the ultimate fraud on the court by projecting a video of Nicholas Cage wearing headphones and having an English speaker talk in synch with the video.

Judge Patricia Marino Pedraza requested to see a form of identification, and after one was not provided, asked the person projected in the Zoom meeting his date of birth. The individual said his date of birth was July 9<sup>th</sup>, 1962, and gave an Israeli identification number, 058825167. When asked when his identification was issued (a date not public information printed on the identification card), he refused to give the date. When asked if he was married, he said no and had no children. Judge Pedraza, Plaintiff, and Attorney Tomer Israel noticed that the video projected was not synched with the speech, and everyone realized that this was an artificial video and a voice going through a synthesizer. The motion was denied, and Judge Pedraza noted in the memorandum of disposition the letters A.I.?

All these filings were done using the E-Portal while using a Virtual Private Network to mask the Internet Protocol address.

### III. Case 2023-029960-sp-25.

- g. On May 23, 2023, Mr. Tsabary, as Ben Oren, filed an objection to a subpoena, signing the document as Benjamin Oren. One of his claims was that the information sought was irrelevant to the case and not reasonably calculated to lead to the discovery of admissible evidence. (filing number 173687977)

The hearing for this motion was set for August 16<sup>th</sup>, 2023, no one appeared for the hearing, and the motion was denied.

- h. Two days later, on August 18<sup>th</sup>, 2023, Mr. Tsabary, as Ben Oren, filed an emergency motion to stay the order, denying the motion to quash. As if they were working in tandem, they brought up a case from 2018 in which Plaintiff, as Pro Se, had a case dismissed because it was filed incorrectly. The case had no relevance to the present case.
- i. On August 31<sup>st</sup>, 2023, during a hearing of a motion to show cause against Go Daddy Media Temple Inc., Attorney Daniel Saltsman, Attorney Shlomo Nizahon crashed the Zoom hearing, did not file a notice of appearance, and gave a song and dance, and asked to “raise the alarm.” Judge Jorge Perez Santiago noted that they had no standing in the case and requested that the next time they want a hearing, he wants Mr. Guy Tsabary to appear.

Plaintiff did not email the notice of hearing with Zoom link to Attorney Saltsman or Nizahon, nor did the link to the Zoom meeting appear on the docket. The court emails notices of Zoom hearings to the parties involved, the Plaintiff, and the GoDaddy media temple. (See memorandum of disposition docket 37 August 31, 2023.)

- j. On September 26, 2023, Ben Oren did not appear, nor did anyone on his behalf, and the last hurdle to obtaining the information from GoDaddy was cleared.

#### IV. GoDaddy's answer to the subpoena.

10. GoDaddy confirmed Attorney Guy Tsabary's involvement in the above case despite his adamant stance that he is a Nonparty. Mr. Tsabary paid from his PayPal account for the services to mask the identity of the websites that contain egregious defamation. Mr. Tsabary used his office e-mail to open his account with GoDaddy.

#### V. Conclusion

11. Guy Tsabary committed Fraud, Identity Theft, Forgery, and Fraud on the Court.
  - a. Fraud on the Court – Mr. Tsabary set in motion an unconscionable scheme calculated to interfere with the judicial system's ability to adjudicate a matter by hampering the presentation of plaintiff's claim that the subpoenas should be enforced.
  - b. Fraud – Mr. Tsabary committed Fraud by stealing Ben Oren's identity to deceive Plaintiff and the Court for his gain intentionally. He was terrified that his involvement in the websites listed in the Final Judgment would come to light. He did everything in his power to prevent that.
  - c. Identity theft – Mr. Guy Tsabary used the identity of a foreign citizen (Ben Oren) to file several motions in the Miami Dade, Florida court using its E-Portal. He repeatedly said he was Ben Oren, signed his name to motions, and tried to pass off as Ben Oren in the courtroom for 15 minutes. He provided Mr. Ben Oren's personal identification number and Date of Birth to convince the court that he was real and had a legitimate argument to be heard.
  - d. Forgery – Mr. Guy Forged the signature of Ben Oren on a court document to gain a possible outcome where his motion would be accepted and the subpoena would be quashed.
12. Guy Tsabary is not the average litigant, but a licensed attorney in Israel knows the legality of his actions and possible implications.
13. Not only were the claims made by Guy Tsabary unsupported by the individual whose identity he altered, but they were done to cover up his involvement in preventing court judgments from being enforced. Guy Tsabary acted in bad faith, causing the Plaintiff an improper delay in receiving the information from

GoDaddy; he abused every aspect of the Miami Dade County Judicial system from the other side of the world, knowing criminal actions could not be taken against him. The fabrication of Ben Oren was explicitly designed to wreak havoc on the docket and fraudulently obtain an outcome he did not deserve while masking his identity.

14. Therefore, Plaintiff respectfully requests that the court sanction Mr. Guy Tsabary as it deems fit and necessary after an evidentiary hearing.

\_\_\_\_\_/s/\_\_\_\_\_  
Plaintiff

#### **Certificate of service**

I hereby certify that copies of this motion have been electronically served to:  
Guy Tsabary, and Attorney Daniel Saltzman.

Copies furnished: [Benoren555@walla.co.il](mailto:Benoren555@walla.co.il)  
[Guy@tsabary-law.co.il](mailto:Guy@tsabary-law.co.il)  
[dan@nizahonpa.com](mailto:dan@nizahonpa.com)