

IN THE CIRCUIT COURT OF THE SEVENTEENTH JUDICIAL CIRCUIT,
IN AND FOR BROWARD COUNTY, FLORIDA

CASE NO:

ROBB HAMIC, DAVID KAHN, NIR
MAMAN, and JOEL GERSON,

10 33524

Plaintiffs,

v.

MONI AIZIK, and COMBAT
SURVIVAL, INC., a Canadian
corporation,

25

Defendants.

CIVIL ACTION SUMMONS

TO: Moni Aizik
Coastal Karate
1177 Gregorie Ferry Road
Mt. Pleasant, South Carolina 29464

IMPORTANT

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

If you choose to file a written response yourself, at the same time you file your written response to the Court, located at: **Broward County Courthouse, Clerk of the Courts, 201 S.E. 6th Street, Ft. Lauderdale, Florida 33301**. You must also mail or take a carbon copy of photocopy of your written response to the "Plaintiff/Plaintiff's Attorney": **AJ YOLOFSKY, Esq., Frank, Weinberg & Black, P.L., 7805 S.W. 6th Court, Plantation, Florida 33324, Telephone: (954) 474-8000**.

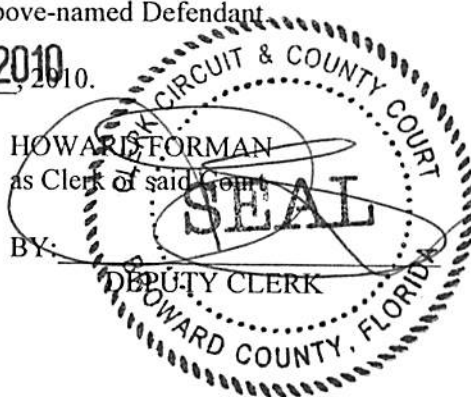
THE STATE OF FLORIDA:

TO EACH SHERIFF OF THE STATE: You are hereby commanded to serve this Summons and a copy of the Complaint or Petition in this action on the above-named Defendant.

DATED this _____ day of **AUG 17 2010**, 2010.

HOWARD FORMAN
as Clerk of said Court

BY:



IMPORTANTE

Usted ha sido demandado legalmente. Tiene veinte (20) días, contados a partir del recibo de esta notificación, para contestar la demanda adjunta, por escrito y presentarla ante este tribunal. Una llamada telefónica no lo protegerá; si usted desea que el tribunal considere su defensa, debe presentar su respuesta por escrito, incluyendo el número del caso y los nombres de las partes interesadas en dicho caso. Si usted no contesta la demanda a tiempo, pudiese perder el caso y podría ser despojado de sus ingresos y propiedades, o privado de sus derechos, sin previo aviso del tribunal. Existen otros requisitos legales. Si lo desea, puede usted consultar a un abogado inmediatamente. Si no conoce a un abogado, puede llamar a una de las oficinas de asistencia legal que aparecen en la guía telefónica.

Si desea responder a la demanda por su cuenta, al mismo tiempo en que presenta su respuesta ante el tribunal, deberá usted enviar por correo o entregar una copia de su respuesta a la persona denominada abajo como "Plaintiff/Plaintiff's Attorney." (Demandante o Abogado del Demandante).

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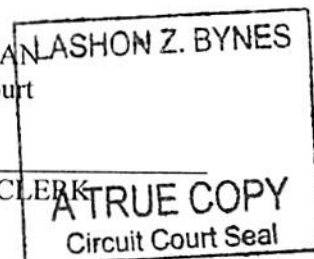
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DATED this _____ day of **AUG 17 2010**.

HOWARD FORMAN
as Clerk of said Court

BY: _____
DEPUTY CLERK



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_____ /



COMPLAINT

Plaintiffs, ROBB HAMIC (“Hamic”), DAVID KAHN (“Kahn”), NIR MAMAN (“Maman”), and JOEL GERSON (“Gerson”), through their undersigned counsel hereby sues MONI AIZIK (“Aizik”) and COMBAT SURVIVAL, INC. (“CKM”) and states:

1. Hamic is a resident of Texas, and is *sui juris*.
2. Kahn is a resident of New Jersey, and is *sui juris*..
3. Maman is a resident of Ontario, Canada, and is *sui juris*.
4. Gerson is a resident of Ontario, Canada, and is *sui juris*..
5. Upon information and belief, Aizik is a citizen of Israel, who resides in Canada and conducts business in the State of Florida.
6. CKM is a Canadian limited liability company that transacts business in the State of Florida under the name “Commando Krav Maga.”

JURISDICTION

7. Jurisdiction is appropriate in this court pursuant to Section 26.012(2)(a), Florida Statutes, because this is an action at law not cognizable by a county court. Aizik is subject to this Court's jurisdiction pursuant to Section 48.193(1)(a) and (b), Florida Statutes, because he has carried on a business venture in Florida and has committed tortious acts here. CKM is subject to jurisdiction pursuant to Section 48.193(2), Florida Statutes.

VENUE

8. Venue is appropriate in this court because Defendants have recurring contacts with the forum, have conducted business with the forum, and have committed the tortious acts complained of in the forum; pursuant to Section 47.041 and Section 47.051, Florida Statutes.

BACKGROUND

9. Aizik, a/k/a "Pino," is a martial arts instructor who has taught a course called "Combat Survival," for several years, dating back as early as 1988.

10. Combat Survival has gone through several name changes over the years; however, the basic premise of the training has remained the same. Aizik changed the name of Combat Survival to CKM in order to capitalize on the popularity of krav maga as a self-defense system.

11. CKM claims to be the official self-defense system for the Israeli Defense Forces ("IDF"), the special forces of the IDF, and the Israeli intelligence services.

12. Aizik began promoting CKM through various print and media sources, including newsletters, advertisements, and news articles.

13. Aizik further promoted the "new" CKM through the internet at his website commandokravmaga.com. On this website, the following claims were made:

- a. That Aizik is an “Ex-Israeli Special Forces Commando;”
- b. That Aizik is a “World Renowned Combat Expert;”
- c. That Aizik is a “Counter-Terrorism Expert;” and,
- d. That Aizik is an “Instructor to No Holds Barred World Champions.”

14. Aizik promoted his system of martial arts by falsely exaggerating his experience in the Israeli Defense Forces. Although Aizik served in the IDF as a fitness instructor, he has continuously claimed to have the following experience:

- a. He served as an officer with a commando (Special Forces) unit during the Yom Kippur War. Aizik’s claim to be an officer varied from time to time. In some versions of his story, he claimed to be a Major, yet in other versions, he claimed only to be a lieutenant;

- b. While a member of this fictional unit, he and his unit were ambushed by over 1,000 Syrian troops. According to Aizik, only he and a few other soldiers survived the assault.

- c. At some point during his service, Aizik created, tested, and taught his version of martial arts to the rest of the IDF.

- d. At some point during his military career, Aizik was a member of one of the IDF’s most elite units, the Sayeret Matkal.

15. After Aizik left the IDF, and Israel, he continued to improve on the story he would tell to prospective students in order to induce them into training with him; Aizik’s fraudulent statements included:

- a. That he created the martial art “Krav Maga” with the recognized founder of Krav Maga, Imi Lichtenfeld.

b. Aizik regularly returned to Israel to teach the IDF, its special forces units, and the Israeli intelligence services; and

c. As recently as February 2008, Aizik stated to Hamic that he returned to Israel to teach the special forces at a minimum of once per month.

d. Additionally, Aizik informed certain people, including Gerson, that he was a member's of Israel's Security Agency, Shabak. Aizik claimed he was responsible for gathering intelligence on different people and entities.

16. Aizik continuously represented his IDF service and his "return" to Israel to teach the IDF for at least twenty years before the truth was revealed.

17. In fact, the truth about Aizik refutes almost all of his statements about his experience:

- a. Aizik never served with any Israeli Special Forces or Commando units;
- b. Aizik never achieved any officer rank in the IDF;
- c. Aizik never contributed to the development of Krav Maga;
- d. Aizik has never instructed the IDF, its Special Forces, or Israeli intelligence;
- e. Aizik did not serve in a combat unit during the Yom Kippur War;
- f. Aizik is not a member of Shabak; and,
- g. Aizik was never a member of Sayeret Matkal.

18. All of Aizik's misrepresentations were created for the sole purpose of exaggerating his credentials in order to induce prospective students to purchase martial arts training from him.

19. As Aizik's organization grew, he expanded his base from which to continue telling falsehoods, by creating a series of websites that included his fictional history.

20. These websites, including: commandokravmaga.com, propound the above mentioned stories about Aizik's fictional experience.

21. As the popularity of Krav Maga increased, Aizik saw an opportunity to increase his business. Accordingly, he created "Commando Krav Maga" as a substitute name for Combat Survival.

22. Aizik strategically chose this name to continue inducing students to join his organization.

23. CKM combined the terms "Commando" and "Krav Maga" because Aizik knew these words would falsely give him credibility, provided he maintained the fiction about his history.

24. Aizik successfully sold the CKM story to USADOJO.com, RealFighting.com, Inside Martial Arts magazine, Black Belt magazine, the History Channel's series "Human Weapon," as well as, an appearance on the Military Channel.

GERSON'S STORY

25. Gerson trained with Aizik for more than 20 years.

26. Aizik made all of the above misrepresentations to Gerson on multiple occasions throughout the time Gerson trained with Aizik.

27. Gerson progressed through Aizik's system and reached the level of senior instructor.

28. Aizik blessed Gerson with the title of "his top student in Canada".

29. Based on the information Aizik provided, Gerson believed he had apprenticed under a legitimate master of Israeli Martial Arts.

30. During the summer of 2004, Gerson and Aizik opened a martial arts school in Toronto, Canada called Edge Combat Fitness.

31. Gerson did not learn the truth of Aizik's misrepresentations until February 2010.

COUNT I: AIZIK'S FRAUD OF HAMIC AND GERSON

Plaintiffs reallege and reincorporate Paragraphs 1 and 4 through 31 as though fully stated herein.

32. Aizik misstated his experience and teaching credentials on numerous occasions to both Gerson and Hamic.

33. Aizik made these statements in order to induce Hamic and Gerson to purchase additional training sessions from Aizik.

34. Hamic and Gerson relied upon Aizik's misrepresentations.

35. As a result of their reliance, Hamic and Gerson suffered damages.

WHEREFORE, Hamic and Gerson demand judgment in their favor against Aizik for damages, attorney's fees, the cost of this action, and any other relief the Court deems just and proper.

COUNT II: AIZIK'S FRAUDULENT INDUCEMENT OF HAMIC

Plaintiffs reallege and reincorporate Paragraphs 1 and 5 through 24, as though fully stated herein.

36. Between July 27 to 31, 2009, Hamic contacted Aizik by phone to inquire about Aizik's credentials. During these conversations, Aizik made the following misrepresentations to Hamic.

- a. That Aizik personally taught the IDF, and its special forces, advanced fighting skills.
- b. That Aizik traveled to Israel to conduct these training sessions at least once per month.

37. Aizik materially misrepresented his experience in the IDF to Hamic in order to induce Hamic to purchase training packages from Aizik.

38. Aizik knew that the statement were false.

39. Hamic relied on Aizik's misrepresentations during the July 27th through 31st phone calls as the basis for his purchase of training packages from Aizik.

40. Hamic suffered injury as a result of his reliance on Aizik's representations.

WHEREFORE, Hamic demands judgment in his favor against Aizik for damages, attorney's fees, the cost of this action, and any other relief the Court deems just and proper.

COUNT III: UNJUST ENRICHMENT OF AIZIK AND CKM

Plaintiffs reallege and reincorporate Paragraphs 1 through 31 as though fully stated herein.

41. Plaintiffs Hamic and Gerson conferred a benefit upon Aizik and CKM by promoting his expertise, experience and military contacts.

42. Plaintiff, Kahn and Maman, conferred a benefit upon Aizik and CKM by increasing the credibility and noteworthiness of Krav Maga and Israeli martial arts.

43. Defendants accepted these benefits without paying anything of value for them.

44. It would be inequitable to permit Defendants to retain these benefits without paying value to Plaintiffs.

WHEREFORE, Plaintiffs demand judgment in their favor against Aizik for damages, the cost of this action and any other relief the Court deems just and proper.

COUNT IV: AIZIK'S TORTIOUS INTERFERENCE OF KAHN'S BUSINESS

45. Plaintiffs reallege and reincorporate Paragraphs 2 and 5 through 24 as though fully stated herein.

46. Aizik knew of Kahn's business relationships with Kahn's students, instructors, and seminar training programs.

47. Aizik interfered with Kahn's business relationships by contracting Kahn's students, instructors, and points of contact

48. Aizik's purpose for contracting Kahn's business relations was to induce them to leave Kahn's organization and continue training with Aizik.

49. Among others, Aizik successfully induced Elizabeth Greenman, one of Kahn's longest serving instructors, to leave Kahn's organization and join CKM.

50. As a result of Aizik's interference, Kahn suffered damages.

WHEREFORE, Kahn demands judgment in his favor against Aizik for damages, attorney's fees, the cost of this action, and any other relief the Court deems just and proper.

Dated: August 13th, 2010.

FRANK, WEINBERG & BLACK, P.L.
Attorneys for Plaintiff
7805 SW 6th Court
Plantation, FL 33324
(954) 474-8000 (telephone)
(954) 474-9850 (facsimile)

By: _____


A.J. YOLOFSKA
FLA. BAR NO. 911321