

his administration’s response to the coronavirus outbreak was ‘their new hoax.’ ”).

*The Cease and Desist Letter Sent to WJFW-NBC*

47. On March 25, 2020, the Trump Campaign sent the Cease and Desist Letter to Steve Shanks, General Manager of WJFW-NBC, informing him that the PUSA ad is “false, misleading and deceptive.” A redacted version of the Cease and Desist Letter is attached hereto as Exhibit G.

48. The Cease and Desist Letter explained, in relevant part, that the PUSA ad stitched together audio clips from candidate Trump’s statements to fraudulently and maliciously represent that he called the coronavirus pandemic a “hoax.”

49. The Cease and Desist Letter referenced and attached source material from “multiple independent fact-checking organizations [that] have debunked the core claim of the PUSA ad.”

50. On March 25, 2020, the Trump Campaign sent the Cease and Desist Letter to WJFW-NBC by Federal Express and e-mail, sending the letter by e-mail shortly after 3:00 pm Central time. That same day, it received a response to the e-mail from WJFW-NBC’s General Manager within three hours, who confirmed receipt of the letter and stated that the station “is consulting with legal.”

51. WJFW-NBC has not corresponded further with the Trump Campaign and WJFW-NBC continued to run the PUSA ad, broadcasting the PUSA ad thirty-six (36) more times from March 26, 2020 through April 6, 2020. For example, WJFW-NBC broadcasted the PUSA ad ten (10) times on April 6, 2020.