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**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**

L.W., *minor child through her legal guardian Jane Doe; C.A., minor child through her legal guardian John Doe; and C.O., minor child through her legal guardian John Doe II on behalf of themselves and all others similarly situated,*

Plaintiff,

v.

SNAP INC., APPLE INC., and
GOOGLE LLC,

Defendants.

Civil Action No.:
3:22-cv-0619-LAB-DDL

**AMENDED COMPLAINT
[CLASS ACTION]**

DEMAND FOR JURY TRIAL

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1 **“We have been failed, and we deserve answers.**

2 **Nassar is where he belongs, but those who enabled him deserve to be held**
3 **accountable. If they are not, I am convinced that this will continue to happen**
4 **to others across Olympic sports.”**

5 - Simone Biles, Olympic Gymnast,

6 *Testimony in Senate Hearing (September 15, 2021)*¹

7 **PRELIMINARY STATEMENT**

8 Snapchat, a seemingly innocuous mobile application on a child’s phone, has been a
9 breeding ground for numerous reported cases of child sexual abuse by perpetrators who
10 use Snapchat as the go-to platform to access children, conveniently, persistently, and with
11 the perception that one can get away with crimes, particularly on this platform. This
12 Complaint is brought by three young minor children who have been victims of physical
13 rape, sexual grooming, and production and distribution of Child Sexual Abuse Material
14 (“CSAM”). The three young minor children now stand against tech product developers and
15 owners, Snap Inc., Apple Inc., and Google, LLC, who have knowingly enabled, promoted,
16 and financially benefitted from the terrorizing acts of sex crimes and sex trafficking on this
17 platform.

18 The very design of the computer software products, namely, Snapchat, Apple App
19 Store, and Google Play Store, is inherently dangerous, deceptively advertised and
20 promoted in a way that facilitates the sex crimes against children. Knowing about these
21 harmful designs, the software product developers and owners failed to warn users, misled
22 consumers about their ability to address these crimes, and financially benefitted by
23 continuing to be in business with those who commit sexual crimes against children and
24 engage in sex trafficking.

25
26 ¹ Plaintiffs and representatives have no known connections or affiliations to Ms. Biles whatsoever. The
27 inclusion of this quote in this document is solely based on similarities of concerns bearing upon sexual
28 abuse that have harmed minors which was brought to light by the powerful words of Ms. Biles, and to
 highlight the responsibility of perpetrators and enablers that is similarly addressed in this Complaint.

1 Snapchat, by design, allows for any adult predator – even those who have a criminal
2 record history or sexual offense against children – to freely make an account and be paired
3 as “friends” on the Snapchat platform. This makes it inherently dangerous *by design*. Even
4 before an innocent minor begins to talk to these strangers, the system on Snapchat’s product
5 is set up so that multiple “burner accounts” or disposable accounts can be made by the
6 same person without regard to their age or history or child sexual offense criminal record.
7 Even before any messaging occurs, the adult perpetrators know to “quick add” young
8 children by looking at recommended profiles of children. Even before messaging happens,
9 the design of the platform is set up so that (1) messages and contents disappear by default,
10 which conveniently evades supervision by legal guardians or law enforcement, (2) no
11 warnings are in place regarding sexual crimes on the app, (3) representations about photo
12 and video scanning for law enforcement reporting are known to be ineffective and false.

13 Apple and Google, the stores that knowingly sell the defectively designed products
14 like Snapchat and Chitter apps, are primary actors in the supply chain of the online
15 ecosystem that fuels criminal activity. Apple and Google’s app stores, Apple App Store
16 and Google Play Store, take a percentage of sales and revenue from the apps that are
17 downloaded and used by troves of iPhone and Android phone users. Perpetrators of the
18 child sex crimes download the apps on one of these two app stores to commit harms to
19 children. These stores also promote harmful apps using their own recommendation
20 algorithms to the consumers including perpetrators. Ignoring customer reviews that report
21 child sexual abuse on the app stores’ web pages, Apple and Google’s app stores continue
22 to recommend, promote, and lure perpetrators of child sexual crimes to download these
23 dangerous apps, and consistently make profit from them.

24 We must now narrate how this has caused tragic harms to three Plaintiffs all of whom
25 are young children. Plaintiff L.W., through her legal guardian Jane Doe and counsel
26
27
28



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