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11 UNITED STATES DISTRICT COURT  
12 CENTRAL DISTRICT OF CALIFORNIA, SOUTHERN DIVISION

13 TREVOR BAUER,

14 Plaintiff,

15 vs.

16 LINDSEY C. HILL AND NIRANJAN  
17 FRED THIAGARAJAH,

18 Defendant.

19 LINDSEY C. HILL,

20 Counterclaimant,

21 vs.

22 TREVOR BAUER,

23 Counterdefendant.

Case No. 8:22-cv-00868 JVS (ADSx)

[Assigned to Judge: Hon. James V.  
Selna]

**COUNTERCLAIMS OF LINDSEY  
C. HILL**

**JURY TRIAL DEMANDED**

Action Filed: April 25, 2022  
Trial Date: None Set

1 Defendant and Counterclaimant Lindsey Hill (“Hill”) hereby claims and  
2 alleges as follows:

3 **INTRODUCTION**

4 1. Some men believe they are above the law. Like so many other women,  
5 Lindsey Hill’s life has been turned into a nightmare by a powerful man who  
6 mercilessly battered her and counted on facing no consequences whatsoever for his  
7 despicable conduct. Last year, disgraced Major League Baseball player Trevor Bauer  
8 (“Bauer”) violently and sadistically abused Hill in the most appalling manner  
9 imaginable, sexually battering and battering a defenseless woman. Hiding behind his  
10 wealth and status, Bauer engaged in acts of such utter depravity that Hill will bear the  
11 scars for the rest of her days. Shamelessly, Bauer has again victimized Hill by  
12 leveraging his considerable resources to file a meritless lawsuit based on Hill’s  
13 exercise of her legal rights in speaking with the proper authorities about what had  
14 happened. Bauer’s disgraceful message is clear: battered women should remain silent,  
15 because neither the police nor the courts will protect them from a rich man scorned.  
16 Hill will not allow Bauer to again turn her into a victim – she is a survivor and she  
17 will overcome Bauer’s latest assault on her dignity. Hill now brings this action to  
18 show her abuser that **he** must, at long last, answer for his unlawful abuse.

19 2. Bauer’s horrific pattern of sexual abuse speaks for itself. Bauer violently  
20 sexually battered and battered Hill on two separate occasions. During the first battery  
21 on April 22, 2021, Bauer used Hill’s hair to choke Hill to a point of unconsciousness.  
22 When Hill was regaining consciousness, she awoke to discover Bauer anally  
23 penetrating her. Hill did not consent to having anal sex. Moreover, while Hill initially  
24 consented to being choked, she did not consent to the excessive and dangerous  
25 choking that followed – being choked to the point of unconsciousness.

26 3. During the second battery on May 16, 2021, Bauer again used Hill’s hair  
27 to twice choke Hill to a point of unconsciousness. When Hill was regaining  
28 consciousness the first time, she awoke to Bauer forcefully and repeatedly punching

1 her in the face with a closed fist. When Hill was regaining consciousness the second  
2 time, she awoke to Bauer spreading her knees to expose her vagina. Bauer then began  
3 to forcefully and repeatedly punch Hill's vagina and groin area with a closed fist. At  
4 some point while Hill was unconscious, Bauer also forcefully hit Hill in her buttocks.  
5 Hill did not consent to being seriously injured by Bauer. Hill did not consent to Bauer  
6 forcefully punching her in her face, buttocks, and vagina and groin area. While Hill  
7 initially consented to being choked, she did not consent to the excessive and dangerous  
8 choking that followed.

9         4. Taking advantage of his immense wealth, Bauer and his representatives  
10 have since engaged in an organized smear campaign to falsely and maliciously  
11 denigrate Hill and other victims. Bauer has stridently and falsely denied that he  
12 sexually battered and battered Hill and others. In one online video entitled "The  
13 Truth", Bauer categorically denied, among other things, that he ever punched Hill in  
14 the face or vagina. Tellingly, Bauer did **not** deny punching Hill in the buttocks or  
15 choking her to the point of unconsciousness. Of equal importance, Bauer apparently  
16 forgot that during a telephone call recorded by the Pasadena Police Department, Bauer  
17 tacitly admitted to punching Hill in the face and vagina. During the phone call when  
18 Hill discussed that Bauer had punched her in the face and vagina, Bauer never denied  
19 that he had done so.

20         5. After Bauer violently battered Hill, two other victims have come forward  
21 with information about how they were also battered by Bauer in similar fashion. Upon  
22 information and belief, these victims establish that Hill was not alone, and that Bauer  
23 has a propensity for violence towards women without their consent after they have  
24 been choked unconscious while having sex.

25         6. Upon information and belief, Bauer choked one punched Ohio victim  
26 during sex without her consent. Upon information and belief, photographs of that  
27 victim show bruises to her face from Bauer striking her without her consent during  
28 sex in 2018. Upon information and belief, Bauer also sent messages to that victim

1 through Snapchat stating as follows: “Like the only reason I’d ever consider seeing  
2 you again is to **choke you unconscious punch you in the face shove my first up**  
3 **your ass** skull f--- you and kick you out naked. And obviously I would never do  
4 something like that to anyone. So cant even enjoy the one thing I sometimes enjoyed  
5 with you.” (Emphasis added).

6 7. Upon information and belief, Bauer also choked another Ohio victim  
7 unconscious without her consent on multiple occasions. Upon information and belief,  
8 Bauer also slapped that victim without her consent and anally penetrated her while she  
9 was unconscious. Upon information and belief, Bauer sent that victim a text message  
10 stating: “I want to f--- **you while you’re completely unconscious.**” (Emphasis  
11 added).

12 8. As part of Bauer’s public relations blitz prior to appealing the 324 game  
13 suspension imposed by Major League Baseball, on April 25, 2022, Bauer filed a  
14 defamation lawsuit against Hill. Hill now asserts these compulsory counterclaims  
15 against Bauer. Through this lawsuit, Hill seeks justice for the acts of brutality  
16 committed by Bauer.

17 **PARTIES**

18 9. Hill is an individual residing in San Diego, California.

19 10. Upon information and belief, Bauer is an individual residing in Los  
20 Angeles County, California.

21 11. This Court has personal jurisdiction over Bauer in that he conducted  
22 business in this District, he resides in this District, the wrongful acts alleged in this  
23 Counterclaim occurred in this District and Bauer filed this lawsuit in this District.

24 12. Venue is proper in this Court pursuant to 28 U.S.C. § 1391(b) in that a  
25 substantial part of the events giving rise to the claims alleged herein occurred in this  
26 District.

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**COMMON ALLEGATIONS**

**I. The April 22 Incident**

13. In or around April 2021, Hill and Bauer began communicating through social media. In April 2021, Hill and Bauer made plans to meet in person at Bauer’s home in Pasadena, California.

14. On or about April 21, 2021, Hill met Bauer at his home.

15. After talking for several hours, during the the early morning of April 22, 2021, Hill and Bauer began having vaginal sex.

16. At a certain point, Bauer stopped having vaginal sex with Hill, and flipped Hill onto her stomach. After flipping Hill onto her stomach, Bauer wrapped Hill’s hair around her neck, and used Hill’s hair to choke her unconscious.

17. When Hill regained consciousness, she was lightheaded, dizzy, confused, nauseous and could barely move her body. Hill also had difficulty speaking.

18. When Hill regained consciousness, to her shock, she realized that Bauer was having anal sex with her. Bauer was doing so in a forceful and violent manner that was causing Hill to experience severe pain.

19. Hill had never provided Bauer with permission to have anal sex. Moreover, because Hill was unconscious when Bauer began having anal sex with Hill, Hill did not – because she could not – consent to having such anal sex.

20. After regaining consciousness, Hill asked Bauer to stop having anal sex with her. Bauer stopped.

21. After Bauer stopped having anal sex with Hill, Hill continued to experience severe pain, especially in her anus. Hill also continued to feel lightheaded and had a headache.

22. After Bauer stopped having anal sex with Hill, Hill walked to the bathroom. While in the bathroom, Hill discovered that she was bleeding from her anus.

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1 **II. The May 16 Incident**

2 23. Following the April 22 incident, Hill and Bauer stayed in contact. They  
3 subsequently made plans to meet again in person at Bauer’s home.

4 24. On or about May 16, 2021, Hill met Bauer at his home around or shortly  
5 after midnight.

6 25. Later in the early morning of May 16, Hill and Bauer began having  
7 vaginal sex.

8 26. While having vaginal sex, Bauer flipped Hill onto her stomach. After  
9 flipping Hill onto her stomach, Bauer wrapped Hill’s hair around her neck, and used  
10 Hill’s hair to choke her to the point that she could not breathe and became  
11 unconscious.

12 27. When Hill began regaining consciousness, she was severely disoriented,  
13 nauseous and dizzy. Hill could not talk and could barely move her body.

14 28. When Hill began regaining consciousness, Bauer began to forcefully and  
15 repeatedly punch Hill in the face with a closed fist. This caused Hill to experience  
16 extreme pain.

17 29. Bauer then flipped Hill onto her stomach, and again used Hill’s hair to  
18 choke her unconscious for a second time.

19 30. When Hill began regaining consciousness after being choked  
20 unconscious for the second time, Hill was even more disoriented and was in severe  
21 pain.

22 31. While Hill was trying to regain consciousness, Bauer then spread Hill’s  
23 knees to expose her vagina. At that point, Bauer began using a closed fist to forcefully  
24 and repeatedly punch Hill’s vagina and groin area. Hill’s pain was excruciating.

25 32. After Hill was able to partially utter a previously agreed upon “safe  
26 word,” Bauer stopped.

27 33. At some point while Hill was unconscious during the May 16 incident,  
28 Bauer also forcefully punched Hill in the buttocks. Following the May 16 incident,

1 Bauer told Hill that he had done so. Hill also had pain and bruising on her buttocks  
2 from where Bauer had punched her.

3 34. Hill was hospitalized as a result of the injuries she suffered from Bauer  
4 during the May 16 incident.

5 **III. The Police Call**

6 35. After being released from the hospital following the May 16 incident,  
7 Hill met with the Pasadena Police Department (the “PPD”) and began cooperating  
8 with the PPD’s investigation of Bauer. The PPD requested that Hill call Bauer about  
9 the May 16 incident (the “Police Call”). The PPD officers, who were with Hill during  
10 the Police Call, directed Hill as to what to say and ask during the call. The PPD  
11 recorded the Police Call.

12 36. During the Police Call, Hill discussed being punched, which resulted in  
13 black eyes, being punched in the top of her vagina, and that they had not talked about  
14 those things before Bauer had engaged in such conduct. Bauer did not dispute that he  
15 had punched Hill and that doing so resulted in black eyes. Bauer did not dispute that  
16 he punched Hill in the top of her vagina. Further, Bauer stated that he “understand[s]  
17 that” and “understand[s]” how Hill feels that way.

18 37. During the Police Call, Hill discussed being punched hard and being  
19 bruised. When asked how he thought that was “okay”, Bauer stated, among other  
20 things, that he should have “clarified that”, talked to Hill “more about it” and gotten  
21 on the “same page with [Hill] about that.”

22 38. During the Police Call, Hill further discussed that she did not want the  
23 “punching thing.” Again, Bauer did not dispute that he had punched Hill. Instead,  
24 Bauer stated that “ I feel your pain” and that he would “never get to that point again.”

25 39. During the Police Call, Hill asked Bauer how many times he hit her head  
26 in the context of Hill’s discussion about “punching” and a “concussion.” Again, Bauer  
27 did not dispute hitting Hill in the head. Rather, Bauer responded by stating, in  
28 pertinent part, that: “I’m not sure. It wasn’t that many.”

1 40. During the Police Call, Hill asked Bauer if he knew how hard he had hit  
2 her based off the concussion. Again, Bauer did not dispute hitting Hill. Again, Bauer  
3 stated in pertinent part that “ it is not something that will ever – happen again”.

4 **FIRST CAUSE OF ACTION**

5 **(Sexual Battery in Violation of Cal. Civ. Code § 1708.5 Against Bauer)**

6 41. Hill repeats and realleges by reference each and every allegation  
7 contained hereinabove and incorporates the same herein as though fully set forth  
8 herein.

9 42. On April 22, 2021, Bauer committed acts of civil sexual battery towards  
10 Hill in violation of Cal. Civ. Code Section 1708.5. Bauer intended to cause a harmful  
11 and/or offensive contact with Hill’s intimate part, and as a result, Bauer contacted Hill  
12 in a sexually offensive and harmful manner. Specifically, Bauer intentionally and  
13 forcefully had anal sex with Hill after he choked her unconscious.

14 43. Hill did not consent to Bauer having anal sex with her, especially in such  
15 a violent and forceful manner. Because Hill was unconscious when Bauer began  
16 having anal sex with Hill, she did not consent to having such anal sex.

17 44. Hill was harmed and offended from such anal sex. As a direct and/or  
18 proximate result of Bauer’s sexual battery as alleged hereinabove, Hill has suffered  
19 physical injury, severe emotional distress, humiliation, embarrassment, mental and  
20 emotional distress and anxiety, all in an amount exceeding the jurisdictional minimum  
21 of this Court according to proof at trial.

22 45. On or about May 16, 2021, Bauer committed acts of civil sexual battery  
23 towards Hill in violation of Cal. Civ. Code Section 1708.5. Bauer intended to cause  
24 a harmful and/or offensive contact with Hill’s intimate parts, and as a result, Bauer  
25 contacted Hill in a sexually offensive and harmful manner. Specifically, Bauer  
26 intentionally and forcefully struck Hill’s vagina and groin area after he choked her  
27 unconscious. Bauer also intentionally and forcefully struck Hill’s buttocks after he  
28 choked her unconscious.



1 46. Hill did not consent to Bauer forcefully striking her in her vagina and  
2 groin area. Hill did not consent to Bauer forcefully striking her in her buttocks.

3 47. Hill was harmed and offended by being forcefully struck in her buttocks  
4 and vagina and groin area by Bauer. As a direct and/or proximate result of Bauer’s  
5 sexual battery as alleged hereinabove, Hill has suffered physical injury, severe  
6 emotional distress, humiliation, embarrassment, mental and emotional distress and  
7 anxiety, all in an amount exceeding the jurisdictional minimum of this Court  
8 according to proof at trial.

9 48. As a direct and/or proximate result of Bauer’s sexual battery as alleged  
10 hereinabove (excluding the anal sex), Hill has suffered economic harm, loss of  
11 earnings, and other damages, all in an amount that exceeds the jurisdictional minimum  
12 of this Court, according to proof at trial.

13 49. Bauer’s sexual battery was willful, wanton, and malicious. When  
14 committing sexual battery towards Hill, Bauer acted with conscious disregard of Hill’s  
15 rights and feelings. Bauer also acted with the knowledge of or with reckless disregard  
16 for the fact that his sexual battery was certain to cause injury and/or humiliation to  
17 Hill. Upon information and belief, Bauer intended to cause fear, physical injury and/or  
18 pain and suffering to Hill. Specifically, Bauer must have known that forcefully  
19 striking Hill in the buttocks and vagina and groin area would cause fear, physical  
20 injury and/or pain and suffering to Hill. Bauer must have known that forcefully having  
21 violent anal sex with Hill would cause fear, physical injury and/or pain and suffering  
22 to Hill. Consequently, Hill is entitled to recover punitive and exemplary damages  
23 from Bauer according to proof at trial.

24 **SECOND CAUSE OF ACTION**

25 **(Battery Against Bauer)**

26 50. Hill repeats and realleges by reference each and every allegation  
27 contained hereinabove and incorporates the same herein as though fully set forth  
28 herein.

1           51. On or about April 22, 2021, Bauer touched Hill with the intent to harm  
2 and/or offend Hill. Specifically, Bauer intentionally and forcefully and violently had  
3 anal sex with Hill after he choked her unconscious. Bauer also excessively choked  
4 Hill to a point of unconsciousness in a dangerous manner.

5           52. Hill did not consent to Bauer having anal sex with her, especially in such  
6 a violent and forceful manner. Because Hill was unconscious when Bauer began  
7 having anal sex with Hill, she did not consent to having anal sex. Moreover, while  
8 Hill initially consented to being choked, she did not consent to the excessive and  
9 dangerous choking that followed.

10           53. A reasonable person in Hill's situation would have been offended by such  
11 violent anal sex, and being excessively choking her to a point of unconsciousness in a  
12 dangerous manner.

13           54. Hill was harmed and offended by the violent and forceful anal sex. Hill  
14 was also harmed and offended by being excessively choking her to a point of  
15 unconsciousness in a dangerous manner. As a direct and/or proximate result of  
16 Bauer's battery as alleged hereinabove, Hill has suffered physical injury, severe  
17 emotional distress, humiliation, embarrassment, mental and emotional distress and  
18 anxiety, all in an amount exceeding the jurisdictional minimum of this Court  
19 according to proof at trial.

20           55. On or about May 16, 2021, Bauer touched Hill with the intent to harm  
21 and/or offend Hill. Specifically, Bauer forcefully struck Hill in her face, buttocks, and  
22 vagina and groin area after he choked her unconscious. Bauer also excessively choked  
23 Hill to a point of unconsciousness in a dangerous manner.

24           56. Hill did not consent to Bauer forcefully striking her in her face, buttocks,  
25 and vagina and groin area. While Hill initially consented to being choked, she did not  
26 consent to the excessive and dangerous choking that followed.

27           57. A reasonable person in Hill's situation would have been offended by  
28 Bauer forcefully striking her in the face, buttocks, vagina and groin area, and

1 excessively choking her to a point of unconsciousness in a dangerous manner.

2 58. Hill was harmed and offended by being forcefully struck in her face,  
3 buttocks, and vagina and groin area by Bauer. Hill was also harmed and offended by  
4 being excessively choking her to a point of unconsciousness in a dangerous manner.  
5 As a direct and/or proximate result of Bauer's battery as alleged hereinabove, Hill has  
6 suffered physical injury, severe emotional distress, humiliation, embarrassment,  
7 mental and emotional distress and anxiety, all in an amount exceeding the  
8 jurisdictional minimum of this Court according to proof at trial.

9 59. As a direct and/or proximate result of Bauer's battery as alleged  
10 hereinabove (excluding the anal sex), Hill has suffered economic harm, loss of  
11 earnings, and other damages, all in an amount that exceeds the jurisdictional minimum  
12 of this Court, according to proof at trial.

13 60. Bauer's battery was willful, wanton, and malicious. When touching Hill  
14 as alleged above, Bauer acted with conscious disregard of Hill's rights and feelings.  
15 Bauer also acted with the knowledge of or with reckless disregard for the fact that his  
16 battery was certain to cause injury and/or humiliation to Hill. Upon information and  
17 belief, Bauer intended to cause fear, physical injury and/or pain and suffering to Hill.  
18 Specifically, Bauer must have known that forcefully striking Hill in the face, buttocks  
19 and vagina and groin area would cause fear, physical injury and/or pain and suffering  
20 to Hill. Bauer must have known that forcefully having violent anal sex with Hill  
21 would cause fear, physical injury and/or pain and suffering to Hill. Bauer must have  
22 known excessively choking Hill to a point of unconsciousness in a dangerous manner  
23 would cause fear, physical injury and/or pain and suffering to Hill. Consequently,  
24 Hill is entitled to recover punitive and exemplary damages from Bauer according to  
25 proof at trial.

26 WHEREFORE, Hill prays for judgment in her favor against Bauer as follows:

27 **ON THE FIRST CAUSE OF ACTION**

28 1. For general and special damages according to proof;

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- 2. For punitive and exemplary damages according to proof;
- 3. For pre-judgment interest at the maximum rate permitted by law;
- 4. For costs of suit incurred in this action;
- 5. For such other and further relief as this Court may deem just and proper.

**ON THE SECOND CAUSE OF ACTION**

- 1. For general and special damages according to proof;
- 2. For punitive and exemplary damages according to proof;
- 3. For pre-judgment interest at the maximum rate permitted by law;
- 4. For costs of suit incurred in this action;
- 5. For such other and further relief as this Court may deem just and proper.

DATED: August 9, 2022

FREEDMAN + TAITELMAN, LLP

By: /s/ Bryan J. Freedman  
 Bryan J. Freedman, Esq.  
 Jesse A. Kaplan, Esq.  
 Attorneys for Defendant and  
 Counterclaimant, Lindsey C. Hill