

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

JOHN DOE, individually and on behalf
of all others similarly situated,

Plaintiff,

v.

AMERICA PAC, GROUP AMERICA,
LLC, and ELON MUSK,

Defendants.

Civil Case No. 25-1691

CLASS ACTION

JURY TRIAL DEMANDED

CLASS ACTION COMPLAINT

John Doe, individually and on behalf of all others similarly situated, brings this class action for breach of contract, promissory estoppel, and Pennsylvania Wage Payment and Collection Law (WPCL) violations against Defendants America PAC, Group America, LLC, and Elon Musk, alleging:

INTRODUCTION

1. In October 2024, Defendants offered payment, initially \$47 and later increased to \$100, to any registered voter in Pennsylvania who signed America PAC's petition to support the First and Second Amendments.

2. Defendants also offered a payment, initially \$47 and later increased to \$100, for each successful referral of a registered voter in Pennsylvania who signed the America PAC petition.

3. Plaintiff and Class Members accepted Defendants' offers by signing or successfully referring Pennsylvania registered voters to the America PAC petition.

4. Defendants have since failed to pay Plaintiff and Class Members in full for their signatures and referrals.

5. Defendants are thus liable to Plaintiff and Class Members.

PARTIES

6. Plaintiff John Doe is an adult individual residing in Bucks County, Pennsylvania, who, at all material times, was registered to vote in Pennsylvania.

7. For his safety and security, Plaintiff John Doe is proceeding under a pseudonym.

8. Defendant America PAC is a political action committee with a principal place of business in Austin, Texas.

9. Defendant America PAC (FEC-1835649) is registered with the Federal Election Commission as an independent expenditure-only political committee (Super PAC).

10. Defendant Group America, LLC is a corporate entity with a principal place of business in Lakeway, Texas.

11. Defendant Elon Musk is an adult individual with a residence in Boca Chica, Texas.

12. Defendant Elon Musk is the founder of Defendant America PAC.

JURISDICTION AND VENUE

13. This Court has original jurisdiction over this class action under 28 U.S.C. § 1332(d) because the Defendants and Class Members are citizens of different states, there are expected to be more than 100 Class Members, and the amount in controversy is expected to exceed \$5,000,000.

14. Venue is appropriate under 28 U.S.C. § 1391 because many of Defendants' interactions with Plaintiff and Class Members occurred or arose out of this District.

FACTUAL BACKGROUND

15. In or around October 2024 through November 5, 2024, Defendants repeatedly offered to pay \$47, later increased to \$100, to registered voters in Pennsylvania who signed America PAC's "Petition in Favor of Free Speech and the Right to Bear Arms." *See* Exhibit A.

16. Defendants also offered a payment of \$47, later increased to \$100, payment for each successful referral of a registered voter in Pennsylvania who signed the America PAC petition.

17. Defendants repeatedly advertised their offers to the general public through various means, including at campaign events, on social media, and online at <https://theamericapac.org> and <https://petition.theamericapac.org>.

18. For example, on October 17, 2024, Elon Musk posted the following message on his “X” account:



19. As shown above, Musk’s offer to registered Pennsylvania voters garnered 47.8 million views.

20. America PAC also sent the following message to voters who signed the petition, offering to pay them for referrals for additional votes to sign the petition:

