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9 **UNITED STATES DISTRICT COURT**  
10 **CENTRAL DISTRICT OF CALIFORNIA**

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MALIBU MEDIA, LLC, a California  
corporation,

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Plaintiff,

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v.

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JOHN DOES 1 through 10,

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Defendants.

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**DECLARATION OF EMILIE KENNEDY**

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I, declare as follows:

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1. I am over the age of 18 and otherwise competent to make this  
declaration. I am an associate with Lipscomb, Eisenberg & Baker, PL, which acts  
as national outside counsel for Malibu Media's BitTorrent copyright infringement  
cases, and in that capacity is responsible for monitoring all aspects of those cases.

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2. Lipscomb, Eisenberg & Baker, PL has been charged with the  
responsibility of monitoring all aspects of the BitTorrent infringement cases filed in

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Case No. CV 12-1642 RGK (SSx)

**PLAINTIFF'S SECOND  
DECLARATION IN SUPPORT OF  
ITS FURTHER RESPONSE TO  
THE COURT'S ORDER TO SHOW  
CAUSE WHY THIS COURT HAS  
PERSONAL JURISDICTION OVER  
THE DOE DEFENDANTS**

1 the Central District of California.

2 3. The method which IPP used to detect the infringement and record the  
3 IP address used by the Doe defendants in all of these cases is set forth in its  
4 Declaration of Tobias Fieser which is attached as an Exhibit to Plaintiff's Motion  
5 for Leave to Serve Third Party Subpoenas Prior to a Rule 26(f) Conference [Docket  
6 no. 5].

7 4. IPP Limited provided Plaintiff with the Doe Defendants' IP addresses,  
8 hit dates of infringement, and the correlating hash values for each infringement.

9 5. Maxmind<sup>®</sup> Premium's IP geolocation tracing service was used to  
10 determine that each of the Doe Defendants' IP addresses trace to a location inside  
11 the Central District of California.

12 6. Maxmind<sup>®</sup> Premium's IP geolocation tracing service was also used in  
13 all of Plaintiff's other federal cases across the country.

14 7. In the Central District of California, subpoenas issued in the cases  
15 listed below have identified 92 Doe defendants. I compared Exhibit A in each of the  
16 Complaints in the cases listed below to the subpoena responses received from the  
17 ISPs. The subpoena responses confirm that all 92 Doe defendants were located  
18 within this district, and thus, the city traces returned by this process accurately  
19 predicted the correct state and district 100% of the time.

20 The list of cases include:

- 21 • Patrick Collins, Inc. v. John Does 1-8, 2:11-cv-02360-DSF-DTB (C.D. Cal.  
22 March 18, 2011);
- 23 • Patrick Collins, Inc. v. John Does 1-10, 2:11-cv-02798-DSF-DTB (C.D. Cal.  
24 April 1, 2011);
- 25 • Patrick Collins, Inc. v. John Does 1-10, 2:11-cv-02803-DSF-DTB (C.D. Cal.  
26 April 1, 2011);
- 27 • Patrick Collins, Inc. v. John Does 1-10, 2:11-cv-02802-DSF-DTB (C.D. Cal.  
28 April 1, 2011);

- 1 • Patrick Collins, Inc. v. John Does 1-10, 2:11-cv-02796-DSF-DTB (C.D. Cal. April 1, 2011);
- 2 • Patrick Collins, Inc. v. John Does 1-10, 2:11-cv-02799-DSF-DTB (C.D. Cal. April 1, 2011);
- 3 • Patrick Collins, Inc. v. John Does 1-10, 2:11-cv-02797-SVW-CW (C.D. Cal. April 1, 2011);
- 4 • Patrick Collins, Inc. v. John Does 1-10, 8:11-cv-01180-JVS-AN (C.D. Cal. Aug. 8, 2011);
- 5 • Patrick Collins, Inc. v. John Does 1-10, 2:12-cv-01180-JVS-AN (C.D. Cal. Aug. 8, 2011);
- 6 • Raw Films Ltd. v. John Does 1-10, 2:12-cv-01653-SVW-JEM (C.D. Cal. Feb. 27, 2012);
- 7 • Malibu Media, LLC v. John Does 1-10, 2:12-cv-01647-RGK-SS (C.D. Cal. Feb. 27, 2012)
- 8 • Malibu Media, LLC v. John Does 1-10, 2:12-cv-01675-RGK-SS (C.D. Cal. Feb. 28, 2012)
- 9 • Malibu Media, LLC v. John Does 1-10, 2:12-cv-03614-GHK-E (C.D. Cal. April 26, 2012)
- 10 • Malibu Media, LLC v. John Does 1-10, 2:12-cv-03621-RGK-SS (C.D. Cal. April 26, 2012)
- 11 • Malibu Media, LLC v. John Does 1-10, 2:12-cv-00651-RGK-SS (C.D. Cal. April 26, 2012)
- 12 • Malibu Media, LLC v. John Does 1-10, 2:12-cv-03622-RGK-SS (C.D. Cal. April 26, 2012)

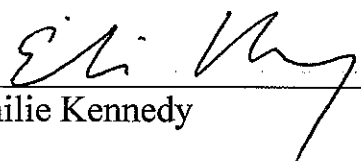
13 8. Maxmind<sup>®</sup> continues to predict that the IP Addresses in the cases  
14 pending in the Central District trace to a location within the Central District of  
15 California. On July 26-27, 2012, my office ran the IP Addresses listed on Exhibit A  
16 to each Complaint in this case and all of its related cases through the Maxmind<sup>®</sup>  
17 geolocation database to determine whether the results continue to trace the Doe  
18 defendants to locations within the Central District. Attached as Exhibit A is a true  
19 and correct copy of the results of that search broken organized by case.

20 9. Exhibits B and C are examples of the screen shot that Maxmind<sup>®</sup>  
21 provides if only one IP Address is entered.  
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FURTHER DECLARANT SAYETH NAUGHT

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

  
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Emilie Kennedy

Executed July 27, 2012, at Miami, FL.