

1 Adam M. Silverstein (197638)
 2 CAVALLUZZI & CAVALLUZZI
 3 9200 Sunset Boulevard, Suite 807
 4 Los Angeles, California 90069
 5 Telephone: (310) 246-2601
 6 Facsimile: (310) 246-2606
 7 Email: adam@cavalluzzi.com
 8 *Attorneys for Plaintiff*

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

11 PATRICK COLLINS, INC.,
 12 a California corporation,

Case No. '11CV2143 BEN MDD

13
 14 Plaintiff,

15 vs.

To be supplied by the Clerk of
 The United States District Court

16 JOHN DOES 1-51,

17
 18 Defendants.

COMPLAINT

19 Plaintiff, Patrick Collins, Inc., sues John Does 1-51, and alleges:

20 **Introduction**

21
 22 1. This matter arises under the United States Copyright Act of 1976, as
 23 amended, 17 U.S.C. §§ 101 et seq. (the "Copyright Act").

24 2. Through this suit, Plaintiff alleges each Defendant is liable for:

- 25 • Direct copyright infringement in violation of 17 U.S.C. §§ 106 and 501;

26
 27 and

- Contributory copyright infringement.

Jurisdiction And Venue

3. This Court has subject matter jurisdiction over this action pursuant to 28 U.S.C. § 1331 (federal question); and 28 U.S.C. § 1338 (patents, copyrights, trademarks and unfair competition).

4. As set forth on Exhibit A, each of the Defendants' acts of copyright infringement occurred using an Internet Protocol address ("IP address") traced to a physical address located within this District, and therefore pursuant to Cal. Civ. Proc. Code § 410.10, this Court has personal jurisdiction over each Defendant because each Defendant committed the tortious conduct alleged in this Complaint in the State of California, and (a) each Defendant resides in the State of California, and/or (b) each Defendant has engaged in continuous and systematic business activity in the State of California.

5. Venue is proper in this District pursuant to 28 U.S.C. § 1391(b) and (c), because: (i) a substantial part of the events or omissions giving rise to the claims occurred in this District; and, (ii) a Defendant resides (and therefore can be found) in this District and all of the Defendants reside in this State; additionally, venue is proper in this District pursuant 28 U.S.C. § 1400(a) (venue for copyright cases) because each Defendant or each Defendant's agent resides or may be found in this District.

Parties

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

6. Plaintiff is a corporation organized and existing under the laws of the State of California and has its principal place of business located at 8015 Deering Avenue, Canoga Park, California.

7. Each Defendant is known to Plaintiff only by an IP address.

8. An IP address is a number that is assigned by an Internet Service Provider (an "ISP") to devices, such as computers, that are connected to the Internet.

9. The ISP to which each Defendant subscribes can correlate the Defendant's IP address to the Defendant's true identity.

Joinder

10. Pursuant to Fed. R. Civ. P. 20(a)(2), each of the Defendants was properly joined because, as set forth in more detail below, Plaintiff asserts that: (a) each of the Defendants is jointly and severally liable for the infringing activities of each of the other Defendants, and (b) the infringement complained of herein by each of the Defendants was part of the same series of transaction, involving the exact same piece of Plaintiff's copyrighted Work, and was accomplished by the Defendants acting in concert with each other, and (c) there are common questions of law and fact; indeed, the claims against each of the Defendants are identical and each of the Defendants used the BitTorrent protocol to infringe Plaintiff's copyrighted Work.

Factual Background

I. Plaintiff Owns the Copyright to a Motion Picture

11. On or about May 26, 2011, Plaintiff submitted an application for Copyright Registration (Service Request Number 1-614552711) for the motion picture titled "Gangbanged" (the "Work").

12. A copy of the application for Copyright Registration evidencing, among other things, Plaintiff's ownership of the Work, application and the application date is attached as Exhibit B.

II. Defendants Used BitTorrent To Infringe Plaintiff's Copyright

13. BitTorrent is one of the most common peer-to-peer file sharing protocols (in other words, set of computer rules) used for distributing large amounts of data; indeed, it has been estimated that users using the BitTorrent protocol on the internet account for over a quarter of all internet traffic. The creators and users of BitTorrent developed their own lexicon for use when talking about BitTorrent; a copy of the BitTorrent vocabulary list posted on www.Wikipedia.com is attached as Exhibit C.

14. The BitTorrent protocol's popularity stems from its ability to distribute a large file without creating a heavy load on the source computer and network. In short, to reduce the load on the source computer, rather than downloading a file from a single source computer (one computer directly connected to another), the BitTorrent protocol allows users to join a "swarm" of host computers to download

1 and upload from each other simultaneously (one computer connected to numerous
2 computers).

3 *A. Each Defendant Installed a BitTorrent Client onto his or her Computer*

4
5 15. Each Defendant installed a BitTorrent Client onto his or her computer.

6 16. A BitTorrent "Client" is a software program that implements the
7 BitTorrent protocol. There are numerous such software programs including μ Torrent
8 and Vuze, both of which can be directly downloaded from the internet. See
9 www.utorrent.com and http://new.vuze-downloads.com/.
10

11 17. Once installed on a computer, the BitTorrent "Client" serves as the
12 user's interface during the process of uploading and downloading data using the
13 BitTorrent protocol.
14

15 *B. The Initial Seed, Torrent, Hash and Tracker*

16
17 18. A BitTorrent user that wants to upload a new file, known as an "initial
18 seeder," starts by creating a "torrent" descriptor file using the Client he or she
19 installed onto his or her computer.
20

21 19. The Client takes the target computer file, the "initial seed," here the
22 copyrighted Work, and divides it into identically sized groups of bits known as
23 "pieces."
24

25 20. The Client then gives each one of the computer file's pieces, in this
26 case, pieces of the copyrighted Work, a random and unique alphanumeric identifier
27 known as a "hash" and records these hash identifiers in the torrent file.
28

1 21. When another peer later receives a particular piece, the hash identifier
2 for that piece is compared to the hash identifier recorded in the torrent file for that
3 piece to test that the piece is error-free. In this way, the hash identifier works like an
4 electronic fingerprint to identify the source and origin of the piece and that the piece
5 is authentic and uncorrupted.

7 22. Torrent files also have an "announce" section, which specifies the URL
8 (Uniform Resource Locator) of a "tracker," and an "info" section, containing
9 (suggested) names for the files, their lengths, the piece length used, and the hash
10 identifier for each piece, all of which are used by Clients on peer computers to verify
11 the integrity of the data they receive.

14 23. The "tracker" is a computer or set of computers that a torrent file
15 specifies and to which the torrent file provides peers with the URL address(es).

17 24. The tracker computer or computers direct a peer user's computer to
18 other peer user's computers that have particular pieces of the file, here the
19 copyrighted Work, on them and facilitates the exchange of data among the
20 computers.

22 25. Depending on the BitTorrent Client, a tracker can either be a dedicated
23 computer (centralized tracking) or each peer can act as a tracker (decentralized
24 tracking).

26 C. Torrent Sites

27 26. "Torrent sites" are websites that index torrent files that are currently
28

1 being made available for copying and distribution by people using the BitTorrent
2 protocol. There are numerous torrent websites, including www.TorrentZap.com,
3 www.Btscene.com, and www.ExtraTorrent.com.

4
5 27. Upon information and belief, each Defendant went to a torrent site to
6 upload and download Plaintiff's copyrighted Work.

7 *D. Uploading and Downloading a Work Through a BitTorrent Swarm*

8
9 28. Once the initial seeder has created a torrent and uploaded it onto one or
10 more torrent sites then other peers begin to download and upload the computer file
11 to which the torrent is linked (here the copyrighted Work) using the BitTorrent
12 protocol and BitTorrent Client that the peers installed on their computers.

13
14 29. The BitTorrent protocol causes the initial seed's computer to send
15 different pieces of the computer file, here the copyrighted Work, to the peers seeking
16 to download the computer file.

17
18 30. Once a peer receives a piece of the computer file, here a piece of the
19 Copyrighted Work, it starts transmitting that piece to the other peers.

20
21 31. In this way, all of the peers and seeders are working together in what is
22 called a "swarm."

23
24 32. Here, each Defendant peer member participated in the same swarm and
25 directly interacted and communicated with other members of that swarm through
26 digital handshakes, the passing along of computer instructions, uploading and
27 downloading, and by other types of transmissions. A print out of a computer screen

1 illustrating the type of interactions between and among peers and seeders in a typical
2 swarm is attached as Exhibit D.

3 33. In this way, and by way of example only, one initial seeder can create a
4 torrent that breaks a movie up into hundreds or thousands of pieces saved in the form
5 of a computer file, like the Work here, upload the torrent onto a torrent site, and
6 deliver a different piece of the copyrighted Work to each of the peers. The recipient
7 peers then automatically begin delivering the piece they just received to the other
8 peers in the same swarm.
9
10

11 34. Once a peer, here a Defendant, has downloaded the full file, the
12 BitTorrent Client reassembles the pieces and the peer is able to view the movie.
13 Also, once a peer has downloaded the full file, that peer becomes known as “an
14 additional seed” because it continues to distribute the torrent file, here the
15 copyrighted Work.
16
17

18 E. Plaintiff’s Computer Investigators Identified Each of the Defendants’ IP
19 Addresses as Participants in a Swarm That Was Distributing Plaintiff’s
20 Copyrighted Work

21 36. Plaintiff retained IPP, Limited (“IPP”) to identify the IP addresses that
22 are being used by those people that are using the BitTorrent protocol and the internet
23 to reproduce, distribute, display or perform Plaintiffs’ copyrighted works.
24

25 37. IPP used forensic software named INTERNATIONAL IPTRACKER
26 v1.2.1 and related technology enabling the scanning of peer-to-peer networks for the
27 presence of infringing transactions.
28

1 38. IPP extracted the resulting data emanating from the investigation,
2 reviewed the evidence logs, and isolated the transactions and the IP addresses
3 associated therewith for the file identified by the SHA-1 hash value of
4 8F7C963137369F5A874A32E468C1D432DAF0B859, (the "Unique Hash
5 Number").
6

7 39. The IP addresses, Unique Hash Number and hit dates contained on
8 Exhibit A accurately reflect what is contained in the evidence logs, and show:
9

- 10 (A) Each Defendant had copied a piece of Plaintiff's copyrighted Work
11 identified by the Unique Hash Number; and
12
13 (B) Therefore, each Defendant was part of the same series of transactions.

14 40. Through each of the transactions, each of the Defendant's computers
15 used their identified IP addresses to connect to the investigative server from a
16 computer in this District in order to transmit a full copy, or a portion thereof, of a
17 digital media file identified by the Unique Hash Number.
18

19 41. IPP's agent analyzed each BitTorrent "piece" distributed by each IP
20 address listed on Exhibit A and verified that re-assembly of the pieces using a
21 BitTorrent Client results in a fully playable digital motion picture of the Work.
22

23 42. IPP's agent viewed the Work side-by-side with the digital media file
24 that correlates to the Unique Hash Number and determined that they were identical,
25 strikingly similar or substantially similar.
26
27
28

Miscellaneous

1
2 43. All conditions precedent to bringing this action have occurred or been
3 waived.

4
5 44. Plaintiff retained counsel to represent it in this matter and is obligated to
6 pay said counsel a reasonable fee for its services.

7
8 **COUNT I**
Direct Infringement Against Does 1-51.

9 45. The allegations contained in paragraphs 1-44 are hereby re-alleged as if
10 fully set forth herein.

11 46. Plaintiff is the owner of the Registration for the Work which contains an
12 original work of authorship.

13
14 47. By using the BitTorrent protocol and a BitTorrent Client and the
15 processes described above, each Defendant copied the constituent elements of the
16 registered Work that are original.

17
18 48. Plaintiff did not authorize, permit or consent to Defendants' copying of
19 its Work.

20
21 49. As a result of the foregoing, each Defendant violated Plaintiff's
22 exclusive right to:

23
24 (A) Reproduce the Work in copies, in violation of 17 U.S.C. §§ 106(1) and
25 501;

26 (B) Redistribute copies of the Work to the public by sale or other transfer of
27

1 ownership, or by rental, lease or lending, in violation of 17 U.S.C. §§ 106(3) and
2 501;

3 (C) Perform the copyrighted Work, in violation of 17 U.S.C. §§ 106(4) and
4 501, by showing the Work's images in any sequence and/or by making the sounds
5 accompanying the Work audible and transmitting said performance of the Work, by
6 means of a device or process, to members of the public capable of receiving the
7 display (as set forth in 17 U.S.C. § 101's definitions of "perform" and "publically"
8 perform); and
9

10
11 (D) Display the copyrighted Work, in violation of 17 U.S.C. §§ 106(5) and
12 501, by showing individual images of the Work nonsequentially and transmitting
13 said display of the Work by means of a device or process to members of the public
14 capable of receiving the display (as set forth in 17 U.S.C. § 101's definition of
15 "publically" display).
16
17

18 50. Each of the Defendants' infringements was committed "willfully"
19 within the meaning of 17 U.S.C. § 504(c)(2).
20

21 51. Plaintiff has suffered actual damages that were proximately caused by
22 each of the Defendants including lost sales, price erosion and a diminution of the
23 value of its copyright.
24

25 WHEREFORE, Plaintiff respectfully requests that the Court:

26 (A) Permanently enjoin each Defendant and all other persons who are in
27 active concert or participation with each Defendant from continuing to infringe
28

1 Plaintiff's copyrighted Work;

2 (B) Order that each Defendant delete and permanently remove the torrent
3 file relating to Plaintiff's copyrighted Work from each of the computers under each
4 such Defendant's possession, custody or control;

6 (C) Order that each Defendant delete and permanently remove the copy of
7 the Work each Defendant has on the computers under Defendant's possession,
8 custody or control;

10 (D) Award Plaintiff either its actual damages and any additional profits of
11 the Defendant pursuant to 17 U.S.C. § 504-(a)-(b); or statutory damages in the
12 amount of \$150,000 per Defendant pursuant to 17 U.S.C. § 504-(a) and (c);

14 (E) Award Plaintiff its reasonable attorneys' fees and costs pursuant to 17
15 U.S.C. § 505; and

17 (F) Grant Plaintiff any other and further relief this Court deems just and
18 proper.

19 **COUNT II**

20 **Contributory Infringement Against Does 1-51.**

21 52. The allegations contained in paragraphs 1-44 are hereby re-alleged as if
22 fully set forth herein.

24 53. Plaintiff is the owner of the Registration for the Work which contains an
25 original work of authorship.

27 54. By using the BitTorrent protocol and a BitTorrent Client and the

28

1 processes described above, each Defendant copied the constituent elements of the
2 registered Work that are original.

3 55. By participating in the BitTorrent swarm with the other Defendants,
4 each Defendant induced, caused or materially contributed to the infringing conduct
5 of each other Defendant.
6

7 56. Plaintiff did not authorize, permit or consent to Defendants' inducing,
8 causing or materially contributing to the infringing conduct of each other Defendant.
9

10 57. Each Defendant knew or should have known that other BitTorrent users,
11 here the other Defendants, would become members of a swarm with Defendant.
12

13 58. Each Defendant knew or should have known that other BitTorrent users
14 in a swarm with it, here the other Defendants, were directly infringing Plaintiff's
15 copyrighted Work by copying constituent elements of the registered Work that are
16 original.
17

18 59. Indeed, each Defendant directly participated in and therefore materially
19 contributed to each other Defendant's infringing activities.
20

21 60. Each of the Defendants' contributory infringements were committed
22 "willfully" within the meaning of 17 U.S.C. § 504(c)(2).
23

24 61. Plaintiff has suffered actual damages that were proximately caused by
25 each of the Defendants including lost sales, price erosion, and a diminution of the
26 value of its copyright.
27

1 WHEREFORE, Plaintiff respectfully requests that the Court:

2 (A) Permanently enjoin each Defendant and all other persons who are in
3 active concert or participation with each Defendant from continuing to infringe
4 Plaintiff's copyrighted Work;

5 (B) Order that each Defendant delete and permanently remove the torrent
6 file relating to Plaintiff's copyrighted Work from each of the computers under each
7 such Defendant's possession, custody or control;

8 (C) Order that each Defendant delete and permanently remove the copy of
9 the Work each Defendant has on the computers under Defendant's possession,
10 custody or control;

11 (D) Find that each Defendant is jointly and severally liable for the direct
12 infringement of each other Defendant;

13 (E) Award Plaintiff either its actual damages and any additional profits
14 made by each Defendant pursuant to 17 U.S.C. § 504-(a)-(b); or statutory damages in
15 the amount of \$150,000 per Defendant pursuant to 17 U.S.C. § 504-(a) and (c);

16 (F) Award Plaintiff its reasonable attorneys' fees and costs pursuant to 17
17 U.S.C. § 505; and

18 (G) Grant Plaintiff any other and further relief this Court deems just and
19 proper.
20
21
22
23
24
25
26
27
28

DEMAND FOR A JURY TRIAL

Plaintiff hereby demands a trial by jury on all issues so triable.

Respectfully submitted,

By: /s/ Adam M. Silverstein
Adam M. Silverstein (197638)
CAVALLUZZI & CAVALLUZZI
9200 Sunset Boulevard, Suite 807
Los Angeles, California 90069
Telephone: (310) 246-2601
Facsimile: (310) 246-2606
Email: adam@cavalluzzi.com
Attorneys for Plaintiff

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

JS 44 (Rev. 12/07)

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON THE REVERSE OF THE FORM.)

a) PLAINTIFFS
 PATRICK COLLINS, INC., a California Corporation

(b) County of Residence of First Listed Plaintiff _____
 (EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorney's (Firm Name, Address, and Telephone Number)
 Adam M. Silverstein, CAVALLUZZI & CAVALLUZZI, 9200 Sunset Boulevard, Suite 807, Los Angeles, CA 90069, (310) 246-2601

DEFENDANTS
 JOHN DOES 1-51

County of Residence of First Listed Defendant San Diego
 (IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE LAND INVOLVED.

Attorneys (If Known)

'11CV2143 BEN MDD

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

1 U.S. Government Plaintiff

3 Federal Question (U.S. Government Not a Party)

2 U.S. Government Defendant

4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

(For Diversity Cases Only)

	PTF	DEF		PTF	DEF
Citizen of This State	<input type="checkbox"/> 1	<input type="checkbox"/> 1	Incorporated or Principal Place of Business In This State	<input type="checkbox"/> 4	<input type="checkbox"/> 4
Citizen of Another State	<input type="checkbox"/> 2	<input type="checkbox"/> 2	Incorporated and Principal Place of Business In Another State	<input type="checkbox"/> 5	<input type="checkbox"/> 5
Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6

IV. NATURE OF SUIT (Place an "X" in One Box Only)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES	
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excl. Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury	PERSONAL INJURY <input type="checkbox"/> 362 Personal Injury - Med. Malpractice <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability PERSONAL PROPERTY <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 610 Agriculture <input type="checkbox"/> 620 Other Food & Drug <input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 630 Liquor Laws <input type="checkbox"/> 640 R.R. & Truck <input type="checkbox"/> 650 Airline Regs. <input type="checkbox"/> 660 Occupational Safety/Health <input type="checkbox"/> 690 Other	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 PROPERTY RIGHTS <input checked="" type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 840 Trademark	<input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 810 Selective Service <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 875 Customer Challenge 12 USC 3410 <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 892 Economic Stabilization Act <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 894 Energy Allocation Act <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 900 Appeal of Fee Determination Under Equal Access to Justice <input type="checkbox"/> 950 Constitutionality of State Statutes
REAL PROPERTY <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	CIVIL RIGHTS <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 444 Welfare <input type="checkbox"/> 445 Amer. w/Disabilities - Employment <input type="checkbox"/> 446 Amer. w/Disabilities - Other <input type="checkbox"/> 440 Other Civil Rights	PRISONER PETITIONS <input type="checkbox"/> 510 Motions to Vacate Sentence Habeas Corpus: <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition	LABOR <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Mgmt. Relations <input type="checkbox"/> 730 Labor/Mgmt. Reporting & Disclosure Act <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Empl. Ret. Inc. Security Act	SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RS1 (405(g))	
			IMMIGRATION <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 463 Habeas Corpus - Alien Detainee <input type="checkbox"/> 465 Other Immigration Actions	FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609	

V. ORIGIN (Place an "X" in One Box Only)

1 Original Proceeding

2 Removed from State Court

3 Remanded from Appellate Court

4 Reinstated or Reopened

5 Transferred from another district (specify)

6 Multidistrict Litigation

7 Appeal to District Judge from Magistrate Judgment

VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):
17 U.S.C.

Brief description of cause:
COPYRIGHT INFRINGEMENT

VII. REQUESTED IN COMPLAINT:

CHECK IF THIS IS A CLASS ACTION UNDER F.R.C.P. 23

DEMAND \$ 150,000 EACH DEFENDANT

CHECK YES only if demanded in complaint:
 JURY DEMAND: Yes No

VIII. RELATED CASE(S) IF ANY (See instructions):

JUDGE _____ DOCKET NUMBER _____

DATE 9/15/2011 SIGNATURE OF ATTORNEY OF RECORD /s/ Adam M. Silverstein

FOR OFFICE USE ONLY

RECEIPT # _____ AMOUNT _____ APPLYING IFP _____ JUDGE _____ MAG. JUDGE _____