

COMMONWEALTH OF MASSACHUSETTS

UNITED STATES DISTRICT COURT  
CIVIL ACTION NO. 12CV10532-GAO

PATRICK COLLINS, INC. DBA ELGANT ANGEL	)
PRODUCTIONS	)
Plaintiff	)
	)
v.	)
	)
DOES 1-79	)
Defendants	)

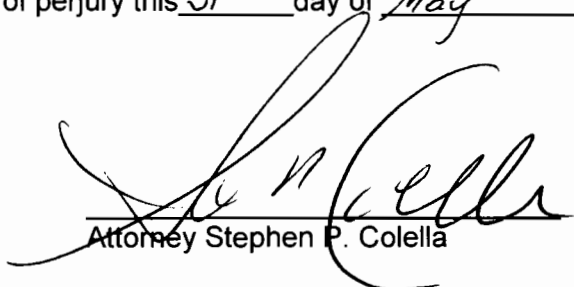
**DEFENDANTS, JOHN DOE # 58'S AFFIDAVIT IN SUPPORT OF  
MOTION TO QUASH**

May 30, 2012, being duly sworn, depose and says:

1. That he is the attorney for Doe 58 herein.
2. That affiant is informed by the circumstances and upon information and belief that the subpoena served on Comcast cable dated, May 23, 2012, was so served with a view of annoying Defendant Doe 58 and not with any reasonable hope, expectation, or intention of using being able to use said information or evidence during litigation but rather solely as a tool to identify Doe 58 to extract a settlement from him in the course of litigation in which Plaintiff's have no likelihood of success.
3. The information sought is not probative of the anticipated claim of the Plaintiff since at all relevant times Doe 58 had an unsecured wireless router accessible to any number of known and unknown users.

Signed under the pains and penalties of perjury this 31<sup>st</sup> day of May  
2012.

Doe 58  
Doe 58

  
Attorney Stephen P. Colella

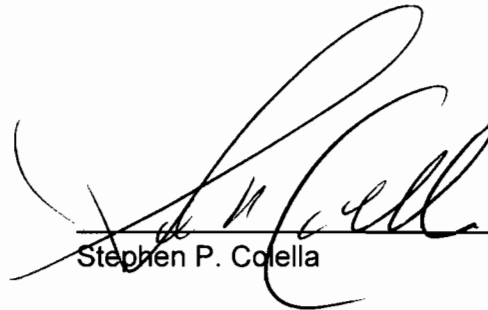
CERTIFICATE OF SERVICE

I, Stephen P. Colella, attorney for Doe 58, hereby certify that on this I served a copy of the foregoing, by mailing a copy of same, postage prepaid, to:

United States District Court  
John Joseph Moakley U. S. Courthouse  
1 Courthouse Way  
Boston, MA 02210

Law Offices of Marvin Cable  
73 Bridge Street, Suite 6  
Northampton, MA 01060

Comcast  
Attn: Legal Response Center  
650 Centerton Road  
Moorestown, NJ 08057



Stephen P. Colella

DATE: May 30, 2012