

Let this be FILED
RM Collyer
5/18/10
May 12, 2010

RE: Achte/Neunte Boll Kino Beteiligungs GMBH & Co.KG v. Does 1-2094

To Whom It May Concern:

This letter is in response to the above notification that was received on Monday, May 10, 2010. The notice was for the disclosure of personal information from ISP provider for a subpoena CA No. 1:10-cv-00453-RMC. In accordance to the vague instruction illustrated in the docket, I have chosen to file against the request therefore requesting that my personal information be with held from supposed plaintiff for the following reason.

Upon receiving this subpoena, I have contacted several attorneys' to gather information as to what the subpoena means and what was required to file opposition. From those that I have spoken to, their response has either been that such a service is not provided or this has never been heard of before. With this I have conducted a search into the plaintiff only to find little information that only suggests that this 'group' is located in Germany. As such, unknowing whom the plaintiff is, I cannot allow my information to be given out. There is no guarantee that my information will be kept private or for what purpose my information will be used.

In conclusion, I request that my information NOT be disclosed to any party. Contact can be made by email to the following address: cycypher2000@yahoo.com. I apologize but this is the only email or information I will give due to the unknown aspects of this subpoena.

Thank you,

AO 88B (Rev 06/09) Subpoena to Produce Documents, Information, or Objects or to Permit Inspection of Premises in a Civil Action

UNITED STATES DISTRICT COURT
for the
District of Columbia

ACHTE/NEUNTE BOLL KINO BETEILIGUNGS ... <i>Plaintiff</i> v. DOES 1-2,094 <i>Defendant</i>)))))))	Civil Action No. 1:10-cv-00453-RMC (If the action is pending in another district, state where:)
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**SUBPOENA TO PRODUCE DOCUMENTS, INFORMATION, OR OBJECTS
OR TO PERMIT INSPECTION OF PREMISES IN A CIVIL ACTION**

To: Charter Communications, Inc., Attn: Kelly Starkweather
12405 Powerscourt Drive, St. Louis, MO 63131, [REDACTED] Fax: 314-909-0609

Production: YOU ARE COMMANDED to produce at the time, date, and place set forth below the following documents, electronically stored information, or objects, and permit their inspection, copying, testing, or sampling of the material: In accordance with the conditions in the attached order, provide the name, current (and permanent) addresses, telephone numbers, e-mail addresses and Media Access Control addresses of all individuals whose IP addresses are listed in the attached spreadsheet (paper and CD formats). Let us know the preferred format to provide data - we will provide data in the most efficient and cost effective format.

Place: Nicholas A. Kurtz, Dunlap, Grubb & Weaver, PLLC 199 Liberty Street S.W., Leesburg, VA 20175	Date and Time: 05/14/2010 10:00 am
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Inspection of Premises: YOU ARE COMMANDED to permit entry onto the designated premises, land, or other property possessed or controlled by you at the time, date, and location set forth below, so that the requesting party may inspect, measure, survey, photograph, test, or sample the property or any designated object or operation on it.

Place:	Date and Time:
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The provisions of Fed. R. Civ. P. 45(c), relating to your protection as a person subject to a subpoena, and Rule 45 (d) and (e), relating to your duty to respond to this subpoena and the potential consequences of not doing so, are attached.

Date: 04/09/2010

CLERK OF COURT

OR

Signature of Clerk or Deputy Clerk



Attorney's signature

The name, address, e-mail, and telephone number of the attorney representing (name of party) _____ Plaintiff
ACHTE/NEUNTE BOLL KINO BETEILIGUNGS GMBH & CO KG _____, who issues or requests this subpoena, are:
Nicholas A. Kurtz, Dunlap, Grubb & Weaver, PLLC, 199 Liberty Street S.W., Leesburg, VA 20175,
Tel: 703-777-7319, Fax: 703-777-3656, email: subpoena@dgwlegal.com

served, for which an infringing download has been identified by individual IP address together with the date and time access to the torrent network by such IP address was made for the purpose of downloading an unlawful copy of the Plaintiff's film "*Far Cry*" (the "Motion Picture"). Such Rule 45 subpoena shall seek information sufficient to identify each Doe Defendant, including his or her name, address, telephone number, e-mail address, and Media Access Control Address.

ORDERED that Plaintiff is allowed to serve a Rule 45 subpoena in the same manner as above to any ISP that is identified in response to a subpoena as a provider of internet services to one of the John Doe Defendants; it is further

ORDERED any information disclosed to Plaintiff in response to a Rule 45 subpoena may be used by Plaintiff solely for the purpose of protecting Plaintiff's rights as set forth in its Complaint; it is further

ORDERED any ISP which receives a subpoena shall not assess any charge to the Plaintiff in advance of providing the information requested in the Rule 45 Subpoena or for IP addresses which are not controlled by such ISP, duplicate IP addresses that resolve to the same individual, other IP address that does not provide the name and other information requested of a unique individual, or for the ISPs internal costs to notify its customers; and it is further

ORDERED that any ISP which receives a subpoena and elects to charge for the costs of production shall provide a billing summary and any cost reports that serve as a basis for such billing summary and any costs claimed by such ISP; it is further

ORDERED that if the ISP and/or any Defendant wants to move to quash the subpoena, the party must do so before the return date of the subpoena, which shall be 30 days from the date of service; it is further