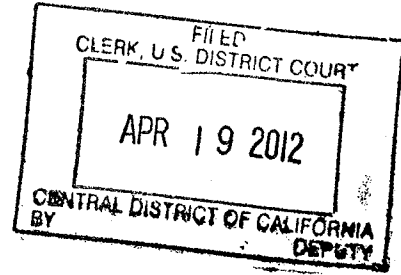


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8 Attorney for Plaintiff,
9 LIBERTY MEDIA HOLDINGS, LLC



10 UNITED STATES DISTRICT COURT
11 CENTRAL DISTRICT OF CALIFORNIA

12 LIBERTY MEDIA HOLDINGS, LLC)
13)
14 Plaintiff,)
15 vs.)
16 JOHN DOE and KYAW AUNG,)
17 Defendants)
18)
19)

Case No.
CV 12-3428 - RGK
COMPLAINT (FMO)

- (1) DIRECT COPYRIGHT INFRINGEMENT - 17 U.S.C. § 106(1)
- (2) DIRECT COPYRIGHT INFRINGEMENT - 17 U.S.C. § 106 (3)
- (3) CONTRIBUTORY COPYRIGHT INFRINGEMENT
- (4) NEGLIGENCE

BY FAX

20 Plaintiff, Liberty Media Holdings (hereinafter "Liberty" or the "Plaintiff") files this
21 complaint against Defendants John Doe and Kyaw Aung and alleges as follows:

22 **I. NATURE OF THE CASE**

23 1. Plaintiff is the registered owner of the copyright to a motion picture, "Down on
24 the Farm" (hereinafter the "Motion Picture"). A true and correct copy of the Certificate of
25 Registration for the Motion Picture is attached hereto as Exhibit 1.

26 2. Defendants John Doe and Kyaw Aung acted in a collective and interdependent
27 manner with other internet users in the unlawful reproduction and distribution of Plaintiff's
28 Motion Picture using BitTorrent file transfer protocol.

B. The Defendants, John Doe and Kyaw Aung

10. Defendant Doe used IP address 71.177.245.102 to illegally republish and illegally distribute copies of the Plaintiff’s copyrighted Motion Picture through the use of the AE3 Hash to an unknown number of other individuals over the Internet.

11. This IP address belonged to and was registered with Defendant Aung.

12. Defendant Aung allowed Defendant Doe to utilize their internet connection to distribute Plaintiff’s work. In the alternative, Doe and Aung are the same person and will be revealed as such in discovery.

13. The Plaintiff’s investigation detected this illegal activity on November 16, 2010 at 07:01:59 PM GMT. However, the conduct took place both before and after this date and time.

14. Furthermore, the Defendant Doe was not necessarily at his computer at this date and time, as the illegal distribution through Bit Torrent takes place on an ongoing and automated basis, once commenced by the user.

15. The Defendant Doe was part of a group of BitTorrent users or peers whose computers are collectively interconnected for the sharing of a particular unique file, otherwise known as a “swarm”. The particular file a BitTorrent swarm is associated with has a unique “hash” (a file identifier generated by an algorithm developed and implemented by the National Security Agency). The hash value in this case is identified as AE340D0560129AFEE8D78CE07F2394C7B5BC9C05 (hereinafter the “AE3 Hash”).

16. Plaintiff alleges on information and belief that the Defendants named herein performed, participated in, or abetted in some manner, the acts alleged herein, proximately caused the damages alleged and are liable to Plaintiff for the damages and relief sought herein.

IV. COPYRIGHT AND BITTORRENT

17. BitTorrent is a peer-to-peer file sharing protocol used for distributing and sharing data on the Internet, including files containing digital versions of motion pictures. A protocol is a type of language that one computer uses to communicate with another computer over a network. Many protocols exist that allow one computer to download materials from another computer. One common example is HyperText Transfer Protocol, represented by the <http://> before the “www” in a website address.

1 18. BitTorrent protocols, however, are different and substantially more powerful than
2 the HyperText Transfer. Rather than downloading a file from a single source, like the server of a
3 website, the BitTorrent protocol allows users to join a “swarm,” or group, of computers
4 connected through the protocol to download and upload from each other simultaneously.

5 19. To participate in a BitTorrent swarm, a user must intentionally download and
6 install a specialized piece of software called a BitTorrent client.

7 20. A user must then locate and download a .torrent file. These torrent files are not
8 the entirety of the work the user seeks to acquire. The .torrent file contains a unique hash code
9 known as the SHA-1 hash – a unique identifier generated by a mathematical algorithm developed
10 by the National Security Agency.

11 21. This file contains a “roadmap” to the IP addresses of other users who are sharing
12 the media file identified by the unique hash value, as well as specifics about the media file.
13 These torrent files do not contain audio or visual media, but instruct the user’s BitTorrent client
14 where to go and how to obtain the desired file. The media file could be any large file, such as a
15 digital motion picture, music file, or even an entire run of a television show.

16 22. After locating the desired torrent file, the user opens the file with a BitTorrent
17 client. These programs are capable of reading the roadmap encoded in the torrent file. This
18 client program, after reading the roadmap, connects “uploaders” of the file (i.e. those that are
19 distributing the content) with “downloaders” of the file (i.e. those that are copying the content).
20 During this process, the client reaches out to one or more “trackers” that are identified on the
21 roadmap.

22 23. The downloading user’s BitTorrent client then extracts a list containing one or
23 more tracker locations, which it uses to connect to at least one tracker that will identify IP
24 addresses where the file is available. A tracker is an Internet server application that records the
25 IP addresses associated with users who are currently sharing any number of media files identified
26 by their unique hash values and then directs the BitTorrent client to other users who have the
27 particular file each user is seeking to download.

28 24. Each IP address identifies an uploading user who is currently running a BitTorrent
client on his or her computer and who is currently offering the desired motion picture file for
download. The downloading user’s BitTorrent software then begins downloading the motion

1 picture file without any further effort from the user, by communicating with the BitTorrent client
2 programs running on the uploading users' computers.

3 25. As such, joining a swarm and obtaining an audiovisual work through the
4 BitTorrent system is no simple matter. It is a complex procedure requiring conscious
5 deliberation and choice that, by its very nature, cannot be accomplished by accident.

6 26. The life cycle of a file shared using BitTorrent begins with just one individual –
7 the initial propagator, sometimes called a “seed” user or “seeder.” The initial propagator
8 intentionally elects to share a file with a torrent swarm.

9 27. The original file, in the instant matter, contains a copy of Plaintiff's entire
10 copyrighted work.

11 28. Other members of the swarm connect to the seed to download the file, wherein
12 the download creates an exact digital copy of Plaintiff's copyrighted work on the downloaders'
13 computers. As additional infringers request the same file, each additional infringer joins the
14 collective swarm, and each new infringer receives the same or different pieces of the file from
15 each other infringer in the swarm who has already downloaded any part of the file.

16 29. Files downloaded in this method are received in hundreds or even thousands of
17 individual pieces. Each piece that is downloaded is immediately thereafter made available for
18 distribution to other users seeking the same complete file. The effect of this technology makes
19 every downloader also an uploader of the content. This means that every user who has a copy of
20 the infringing material in a swarm may also be a source for later downloaders of that material.

21 30. In the BitTorrent world, there is “honor among thieves.” Those who merely
22 download files, without publishing and sharing files, are derisively called “leechers.” Being a
23 leecher is not only a negative due to the pejorative terminology, but leechers are also punished
24 by the torrent swarm.

25 31. BitTorrent's protocol stalls the downloads of leechers, in an effort to preserve
26 network speed for the more prolific copyright infringers – the seeders.

27 32. This distributed nature of BitTorrent leads to a rapid viral sharing of a file
28 throughout the collective peer users. As more peers join the collective swarm, the frequency of
successful downloads also increases. Due to the nature of the BitTorrent protocol, any user is

1 automatically a source for any subsequent user. Every infringer is – by design and necessity –
2 simultaneously copying the Plaintiff’s copyrighted material and redistributing it.

3 33. Plaintiff recorded Defendant Aung’s IP address being used to publish and
4 redistribute the Motion Picture via BitTorrent. Therefore, Aung, Doe, or both were not a
5 leechers, but a seeders. They seeded to reap the benefits granted to a seeder. This benefit was
6 not in actual cash, but had substantial pecuniary value: access to volumes upon volumes of
7 infringing copies of materials. In the online swap meet of pirated motion pictures, sharing is not
8 just caring; sharing is currency.

9 34. Plaintiff’s Motion Picture is easily discernable as a professional work. Plaintiff
10 created the works using professional performers, directors, cinematographers, lighting
11 technicians, set designers and editors. Plaintiff created each work with professional-grade
12 cameras, lighting, and editing equipment.

13 35. Each of Plaintiff’s works is marked with Plaintiff’s trademark (CORBIN
14 FISHER®), a copyright notice, a warning that unauthorized copying is illegal and will be
15 prosecuted, and a statement as required by 18 U.S.C. § 2257 that age verification records for all
16 individuals appearing in the works are maintained at corporate offices.

17 **V. FIRST CAUSE OF ACTION**
18 **(Copyright Infringement 17 U.S.C. § 106(1))**
19 **(Reproduction of Copyrighted Work)**
20 **(Against Defendant John Doe)**

21 36. The Plaintiff re-alleges and incorporates by reference the allegations contained in
22 each paragraph above.

23 37. Plaintiff is, and at all relevant times has been, the copyright owner of the
24 copyrighted work infringed upon by Defendant, ”Down on the Farm.” Exhibit 1.

25 38. Among the exclusive rights granted to each Plaintiff under the Copyright Act are
26 the exclusive rights to reproduce the Motion Picture – rights which Defendant maliciously and
27 intentionally infringed upon.

28 39. Defendant illegally obtained a copy of Plaintiff’s Motion Picture “Down on the
Farm.”

40. This Motion Picture is available for sale through the Plaintiff’s online platform
CF Select, or through purchase as a DVD.

1 41. Defendant violated Plaintiff's exclusive rights by illegally copying Plaintiff's
2 Motion Picture to his computer hard drive. Defendant's actions constitute infringement of
3 Plaintiff's copyrights and exclusive rights under the Copyright Act.

4 42. Plaintiff is informed and believes, and on that basis alleges, that the foregoing acts
5 of infringement were willful and intentional.

6 43. As a result of Defendant's infringement of Plaintiff's copyrights and exclusive
7 rights under the Copyright Act, Plaintiff is entitled to either actual or statutory damages pursuant
8 to 17 U.S.C. § 504(c), and to its attorney fees pursuant to 17 U.S.C. § 505.

9 44. The conduct of Defendant is causing and will continue to cause Plaintiff great and
10 irreparable injury. Such harm will continue unless the Defendant is enjoined from such conduct.
11 Plaintiff has no adequate remedy at law.

12 45. Pursuant to 17 U.S.C. §§ 502 and 503, Plaintiff is entitled to injunctive relief
13 prohibiting Defendant from further infringing Plaintiff's copyrights, and ordering Defendant to
14 destroy all copies of the Motion Picture made in violation of Plaintiff's exclusive rights under the
15 Copyright Act.

16 **VI. SECOND CAUSE OF ACTION**
17 **(Copyright Infringement 17 U.S.C. § 106(3))**
18 **(Distribution of Copyrighted Work)**
19 **(Against Defendant John Doe)**

20 46. The Plaintiff re-alleges and incorporates by reference the allegations contained in
21 each paragraph above.

22 47. Among the exclusive rights granted to each Plaintiff under the Copyright Act are
23 the exclusive rights to distribute the Motion Picture – rights which Defendant maliciously and
24 intentionally infringed upon.

25 48. Defendant without the permission or consent of Plaintiff, has used, and continues
26 to use, the BitTorrent file transfer protocol to distribute the Motion Picture to the public by
27 publishing it to hundreds of thousands of BitTorrent users from his computer, which acted as, or
28 is acting as, a distribution server for the film. In doing so, Defendant has violated Plaintiff's
exclusive rights of reproduction and distribution. Defendant's actions constitute infringement of
Plaintiff's copyrights and exclusive rights under the Copyright Act.

49. The foregoing acts of infringement were willful and intentional.

1 50. As a result of Defendant’s infringement of Plaintiff’s copyrights and exclusive
2 rights under the Copyright Act, Plaintiff is entitled to either actual or statutory damages pursuant
3 to 17 U.S.C. § 504(c), and to its attorney fees pursuant to 17 U.S.C. § 505.

4 51. The conduct of Defendant is causing and will continue to cause Plaintiff great and
5 irreparable injury. Such harm will continue unless the Defendant is enjoined from such conduct.
6 Plaintiff has no adequate remedy at law.

7 52. Pursuant to 17 U.S.C. §§ 502 and 503, Plaintiff is entitled to injunctive relief
8 prohibiting Defendant from further infringing Plaintiff’s copyrights, and ordering Defendant to
9 destroy all copies of the Motion Picture made in violation of Plaintiff’s exclusive rights under the
10 Copyright Act.

11 **VII. THIRD CAUSE OF ACTION**
(Contributory Copyright Infringement)
(Against Defendant John Doe)

12 53. Plaintiff re-alleges and incorporates by reference the allegations contained in each
13 paragraph above.

14 54. It is helpful to think of the process of “torrenting” in the context of a constructed
15 puzzle. In furtherance of sharing this puzzle, it is deconstructed into tiny pieces. These pieces
16 are then uploaded and distributed among one or more peers. When an infringer seeks to
17 download the original file, he downloads a torrent file containing information concerning where
18 each of the distributed pieces of the file can be found, i.e., how to find and contact each peer.
19 Each torrent file that contains information about the same original file is contains the same
20 “hash” value, which is a string of letters and numbers that uniquely identifies the original file
21 that the torrent file may be used to locate and download. This torrent file is capable of locating
22 all the unique corresponding pieces that make up the original file (and any additional copies of
23 each piece that may be available). Once all the pieces are located and downloaded they are
24 reconstructed back into the original order completing the entire original copyrighted file.

25 55. When users all possess the same infringing work with the same exact hash value
26 (as in this case), it is because each infringer possesses an exact digital copy, containing the exact
27 bits unique to that file, of the original work. In essence, although hundred of users may be
28

1 uploading the copyrighted work, you will receive only the exact parts of a singular upload, not a
2 compilation of available pieces from various uploads.

3 56. Defendant published the AE3 Hash to the BitTorrent network.

4 57. Defendant downloaded, uploaded and distributed the Motion Picture to other
5 BitTorrent users through use of the hash-specified protocol.

6 58. BitTorrent users upload infringing works in concert in order to gain access and
7 ability to download other infringing copyrighted works.

8 59. As each of the thousands of people who illegally downloaded the movie accessed
9 this illegal publication, they derived portions of their illegal replication of the file from multiple
10 persons, including but not limited to the Defendant named in this action.

11 60. The Defendant knew of the infringement, was conscious of his own infringement,
12 and the Defendant was conscious of the fact that multiple other persons derivatively downloaded
13 the file containing the Plaintiff's Motion Picture.

14 61. The infringement by other BitTorrent users could not have occurred but for the
15 Defendant's participation in uploading the Plaintiffs protected work. As such, the Defendant's
16 participation in the infringing activities of others is substantial and contributed, for profit, to the
17 infringing activity of thousands of other parties, world wide.

18 62. The Defendant profited from this contributory infringement by way of being
19 granted access to a greater library of other infringing works, some of which belonged to the
20 Plaintiff and some of which belonged to other copyright owners.

21 **VIII. FOURTH CAUSE OF ACTION**

22 **(Negligence)**

23 **(Against Defendant Kyaw Aung)**

24 63. Plaintiff re-alleges and incorporates by reference the allegations contained in each
25 paragraph above.

26 64. Defendant accessed, or controlled access, to the Internet connection used in
27 performing the unauthorized copying and sharing of Plaintiff's Motion Picture described above,
28 proximately causing financial harm to Plaintiff.

65. Defendant had a duty to secure his Internet connection. Defendant breached that
duty by failing to secure his Internet connection.

1 to reproduce (i.e., download) any of Plaintiff's works, to distribute (i.e., upload)
2 any of Plaintiff's works, or to make any of Plaintiff's works available for
3 distribution to the public, except pursuant to a lawful license or with the
4 Plaintiff's express consent. Defendants also shall destroy all copies of
5 Plaintiff's works that Defendants have downloaded onto any computer hard
6 drive or server and shall destroy all copies of those downloaded works
7 transferred onto any physical medium or device in Defendant's possession,
8 custody, or control.

9 2. For damages for each infringement of the copyrighted work pursuant to 17 U.S.C.
10 § 504. These damages may be actual or statutory, but if statutory damages are elected, the
11 Defendants' acts were willful in nature, justifying an award of up to \$150,000 per infringement,
12 and Plaintiff reserves the right to make such an election.

13 3. For Plaintiff's costs in this action.

14 4. For Plaintiff's attorneys' fees incurred in bringing this action.

15 5. For such other and further relief, either at law or in equity, general or special, to
16 which the may be entitled.

17 Date: April 18, 2012



18 Marc J. Randazza, Esq. CA Bar No. 269535
19 Randazza Legal Group
20 6525 Warm Springs Rd., Suite 100
21 Las Vegas, NV 89118
22 888-667-1113
23 305-437-7662 (fax)
24 mjr@randazza.com

AO 440 (Rev. 12/09) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Central District of California

Liberty Media Holdings, LLC

Plaintiff

v.

John Doe and Kyaw Aung

Defendant

Civil Action No

CV 12-3428-RGK (FMO)

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) Kyaw Aung
1573 S Reservoir St, Apt. F
Pomona, CA 91766

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Marc J. Randazza, Randazza Legal Group
6525 W. Warm Springs Road, Suite 100
Las Vegas, NV 89118

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date: APR 20 2012

CLERK OF COURT

Handwritten signature of the Clerk or Deputy Clerk

Signature of Clerk or Deputy Clerk

AO 440 (Rev. 12/09) Summons in a Civil Action (Page 2)

Civil Action No. _____

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for *(name of individual and title, if any)* _____
was received by me on *(date)* _____.

I personally served the summons on the individual at *(place)* _____
_____ on *(date)* _____ ; or

I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____, and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* _____, who is
designated by law to accept service of process on behalf of *(name of organization)* _____
_____ on *(date)* _____ ; or

I returned the summons unexecuted because _____ ; or

Other *(specify)*: _____

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

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

NOTICE OF ASSIGNMENT TO UNITED STATES MAGISTRATE JUDGE FOR DISCOVERY

This case has been assigned to District Judge R. Gary Klausner and the assigned discovery Magistrate Judge is Fernando M. Olguin.

The case number on all documents filed with the Court should read as follows:

CV12- 3428 RGK (FMOx)

Pursuant to General Order 05-07 of the United States District Court for the Central District of California, the Magistrate Judge has been designated to hear discovery related motions.

All discovery related motions should be noticed on the calendar of the Magistrate Judge

=====

NOTICE TO COUNSEL

A copy of this notice must be served with the summons and complaint on all defendants (if a removal action is filed, a copy of this notice must be served on all plaintiffs).

Subsequent documents must be filed at the following location:

Western Division
312 N. Spring St., Rm. G-8
Los Angeles, CA 90012

Southern Division
411 West Fourth St., Rm. 1-053
Santa Ana, CA 92701-4516

Eastern Division
3470 Twelfth St., Rm. 134
Riverside, CA 92501

Failure to file at the proper location will result in your documents being returned to you.

**UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA
CIVIL COVER SHEET**

I (a) PLAINTIFFS (Check box if you are representing yourself <input type="checkbox"/>) Liberty Media Holdings, LLC	DEFENDANTS John Doe and Kyaw Aung
(b) Attorneys (Firm Name, Address and Telephone Number. If you are representing yourself, provide same.) Marc J. Randazza, Randazza Legal Group 6525 W. Warm Springs Road, Suite 100, Las Vegas, NV 89118 t 888-667-1113; f 305-437-7662	Attorneys (If Known)

II. BASIS OF JURISDICTION (Place an X in one box only.) <input type="checkbox"/> 1 U.S. Government Plaintiff <input checked="" type="checkbox"/> 3 Federal Question (U.S. Government Not a Party) <input type="checkbox"/> 2 U.S. Government Defendant <input type="checkbox"/> 4 Diversity (Indicate Citizenship of Parties in Item III)	III. CITIZENSHIP OF PRINCIPAL PARTIES - For Diversity Cases Only (Place an X in one box for plaintiff and one for defendant.) <table style="width:100%; border: none;"> <tr> <td style="width:30%;">Citizen of This State</td> <td style="width:10%; text-align: center;">PTF</td> <td style="width:10%; text-align: center;">DEF</td> <td style="width:40%;">Incorporated or Principal Place of Business in this State</td> <td style="width:10%; text-align: center;">PTF</td> <td style="width:10%; text-align: center;">DEF</td> </tr> <tr> <td><input type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> <td></td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> </tr> <tr> <td>Citizen of Another State</td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> <td>Incorporated and Principal Place of Business in Another State</td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> </tr> <tr> <td><input type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> <td></td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> </tr> <tr> <td>Citizen or Subject of a Foreign Country</td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> <td>Foreign Nation</td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> </tr> <tr> <td><input type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> <td></td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> </tr> </table>	Citizen of This State	PTF	DEF	Incorporated or Principal Place of Business in this State	PTF	DEF	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>	<input type="checkbox"/>	Citizen of Another State	<input type="checkbox"/>	<input type="checkbox"/>	Incorporated and Principal Place of Business in Another State	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>	<input type="checkbox"/>	Citizen or Subject of a Foreign Country	<input type="checkbox"/>	<input type="checkbox"/>	Foreign Nation	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>	<input type="checkbox"/>
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IV. 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 Multi-District Litigation
 7 Appeal to District Judge from Magistrate Judge

V. REQUESTED IN COMPLAINT: JURY DEMAND: Yes No (Check 'Yes' only if demanded in complaint.)

CLASS ACTION under F.R.C.P. 23: Yes No MONEY DEMANDED IN COMPLAINT: \$ 150

VI. CAUSE OF ACTION (Cite the U.S. Civil Statute under which you are filing and write a brief statement of cause. Do not cite jurisdictional statutes unless diversity.)
 17 U.S.C. 501

VII. NATURE OF SUIT (Place an X in one box only.)

OTHER STATUTES <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce/ICC Rates/etc. <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 Act <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 Info. Act <input type="checkbox"/> 900 Appeal of Fee Determination Under Equal Access to Justice <input type="checkbox"/> 950 Constitutionality of State Statutes	CONTRACT <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 Loan (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 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	TORTS 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 Fed. 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 <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 IMMIGRATION <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 463 Habeas Corpus-Alien Detainee <input type="checkbox"/> 465 Other Immigration Actions	TORTS 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 BANKRUPTCY <input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 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 American with Disabilities - Employment <input type="checkbox"/> 446 American with 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 FORFEITURE / PENALTY <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	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 PROPERTY RIGHTS <input checked="" type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 840 Trademark 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 RSI (405(g)) FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS-Third Party 26 USC 7609
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CV 12-3428

**UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA
CIVIL COVER SHEET**

VIII(a). IDENTICAL CASES: Has this action been previously filed in this court and dismissed, remanded or closed? No Yes
If yes, list case number(s): _____

VIII(b). RELATED CASES: Have any cases been previously filed in this court that are related to the present case? No Yes
If yes, list case number(s): _____

Civil cases are deemed related if a previously filed case and the present case:

- (Check all boxes that apply) A. Arise from the same or closely related transactions, happenings, or events; or
 B. Call for determination of the same or substantially related or similar questions of law and fact; or
 C. For other reasons would entail substantial duplication of labor if heard by different judges; or
 D. Involve the same patent, trademark or copyright, and one of the factors identified above in a, b or c also is present.

IX. VENUE: (When completing the following information, use an additional sheet if necessary.)

(a) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which EACH named plaintiff resides.
 Check here if the government, its agencies or employees is a named plaintiff. If this box is checked, go to item (b).

County in this District:*	California County outside of this District; State, if other than California; or Foreign Country
	Nevada

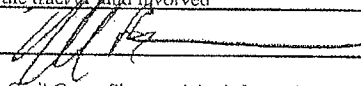
(b) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which EACH named defendant resides.
 Check here if the government, its agencies or employees is a named defendant. If this box is checked, go to item (c).

County in this District:*	California County outside of this District; State, if other than California; or Foreign Country
Los Angeles	

(c) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which EACH claim arose.
 Note: In land condemnation cases, use the location of the tract of land involved.

County in this District:*	California County outside of this District; State, if other than California; or Foreign Country
Los Angeles	

* Los Angeles, Orange, San Bernardino, Riverside, Ventura, Santa Barbara, or San Luis Obispo Counties
 Note: In land condemnation cases, use the location of the tract of land involved

X. SIGNATURE OF ATTORNEY (OR PRO PER):  Date April 19, 2012

Notice to Counsel/Parties: The CV-71 (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. This form, approved by the Judicial Conference of the United States in September 1974, is required pursuant to Local Rule 3-1 is not filed but is used by the Clerk of the Court for the purpose of statistics, venue and initiating the civil docket sheet. (For more detailed instructions, see separate instructions sheet.)

Key to Statistical codes relating to Social Security Cases:

Nature of Suit Code	Abbreviation	Substantive Statement of Cause of Action
861	HIA	All claims for health insurance benefits (Medicare) under Title 18, Part A, of the Social Security Act, as amended. Also, include claims by hospitals, skilled nursing facilities, etc., for certification as providers of services under the program. (42 U.S.C. 1935FF(b))
862	BL	All claims for "Black Lung" benefits under Title 4, Part B, of the Federal Coal Mine Health and Safety Act of 1969. (30 U.S.C. 923)
863	DIWC	All claims filed by insured workers for disability insurance benefits under Title 2 of the Social Security Act, as amended; plus all claims filed for child's insurance benefits based on disability. (42 U.S.C. 405(g))
863	DIWW	All claims filed for widows or widowers insurance benefits based on disability under Title 2 of the Social Security Act, as amended. (42 U.S.C. 405(g))
864	SSID	All claims for supplemental security income payments based upon disability filed under Title 16 of the Social Security Act, as amended.
865	RSI	All claims for retirement (old age) and survivors benefits under Title 2 of the Social Security Act, as amended. (42 U.S.C. (g))