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7	Attorneys for Plaintiff				
8					
	UNITED STATES DISTRICT COURT				
9	DICEDICE	OE NEWADA			
10	DISTRICT	OF NEVADA			
11	RIGHTHAVEN LLC, a Nevada limited-	Case No.: 2:10-cv-01280			
12	liability company,	Case 110 2.10-ev-01200			
10		COMPLAINT AND DEMAND			
13		FOR JURY TRIAL			
14	Plaintiff,				
15	v.				
13					
16	INKONET NETWORKS, an entity of				
17	unknown origin and nature; SONICVIBES ENTERTAINMENT LLC, a New York				
- '	general partnership; INKOSONIC				
18	NETWORKS, an entity of unknown origin				
19	and nature; and ANTONIO LAROSA, an individual,				
	marvidual,				
20	Defendants.				
21	Berendants.				
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23	D:-141 II C ("D:-141")1	- Carlon - Carlon - Carlon - INVONET National			
24	Righthaven LLC ("Righthaven") complains as follows against INKONET Networks				
24	("Inkonet"), SonicVibes Entertainment LLC ("SonicVibes"), INKOSONIC Network				
25	("Inkosonic"), and Antonio LaRosa ("Mr. LaRosa"; collectively with Inkonet, SonicVibes, and				
26	Inkosonic known herein as the "Defendants"), on information and belief:				
27	Defendants),	on morning and control			
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NATURE OF ACTION

1. This is an action for copyright infringement pursuant to 17 U.S.C. § 501.

PARTIES

- 2. Righthaven is, and has been at all times relevant to this lawsuit, a Nevada limited-liability company with its principal place of business in Nevada.
- 3. Righthaven is, and has been at all times relevant to this lawsuit, in good standing with the Nevada Secretary of State.
- 4. Inkonet is, and has been at all times relevant to this lawsuit, an entity of unknown origin and nature.
- 5. Attempts to find evidence of formal organizational status in the respective Secretary of State offices of Delaware, California, Illinois, New York, Texas, Tennessee, and Nevada demonstrate that, at least with respect to these states, Inkonet is not a formally organized business entity.
- 6. Inkonet is, and has been at all times relevant to this lawsuit, identified by the current registrar, GoDaddy.com, Inc. ("GoDaddy"), as the registrant, administrative contact, and technical contact for the Internet domain found at <wnytruthers.org> (the "Domain").
- 7. Inkosonic is, and has been at all times relevant to this lawsuit, an entity of unknown origin and nature.
- 8. Attempts to find evidence of formal organizational status in the respective Secretary of State offices of Delaware, California, Illinois, New York, Texas, Tennessee, and Nevada demonstrate that, at least with respect to these states, Inkosonic is not a formally organized business entity.
- 9. Inkosonic is, and has been at all times relevant to this lawsuit, the self-proclaimed owner of the copyright(s) in the work(s) posted as part of the content accessible through the Domain (said content accessible through the Domain known herein as the "Website"), as evidenced by a copyright notice displayed on the Website: "© 2010 Inkosonic Networks."

- 10. Mr. LaRosa is, and has been at all times relevant to this lawsuit, identified by Mr. LaRosa's Facebook page as an "Owner/Partner" of SonicVibes, evidence of which is attached hereto as Exhibit 1.
- 11. Mr. LaRosa is, and has been at all times relevant to this lawsuit, identified by the Website as a contact for the Website.
- 12. SonicVibes is, and has been at all times relevant to this lawsuit, a New York general partnership, as evidenced by Mr. LaRosa's claim of partnership in SonicVibes, set forth in Exhibit 1.
- 13. SonicVibes is, and has been at all times relevant to this lawsuit, identified by the Website as an owner of the Domain.

JURISDICTION

- 14. This Court has original subject matter jurisdiction over this copyright infringement action pursuant to 28 U.S.C. § 1331 and 28 U.S.C. § 1338(a).
- 15. Righthaven is the owner of the copyright in the literary work entitled: "The TSA's mini 'Watch List'" (the "Work"), attached hereto as Exhibit 2.
- 16. At all times relevant to this lawsuit, the Work has depicted and depicts the original source publication as the Las Vegas *Review-Journal*.
- 17. The Defendants willfully copied, on an unauthorized basis, a substantial and significant portion of the Work from a source emanating from Nevada.
- 18. On or about May 26, 2010, the Defendants displayed, and continue to display, an unauthorized reproduction of the Work (the "Infringement"), attached hereto as Exhibit 3, on the Website.
- 19. At all times relevant to this lawsuit, the Defendants knew that the Work was originally published in the Las Vegas *Review-Journal*.
- 20. The Defendants' display of the Infringement was and is purposefully directed at Nevada residents.

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21. The Defendants directly caused the public display of the Infringement on the Website.

VENUE

- 22. The United States District Court for the District of Nevada is an appropriate venue, pursuant to 28 U.S.C. § 1391(b)(2), because a substantial part of the events giving rise to the claim for relief are situated in Nevada.
- 23. The United States District Court for the District of Nevada is an appropriate venue, pursuant to 28 U.S.C. § 1400(a), because the Defendants are subject to personal jurisdiction in Nevada.

FACTS

- 24. The Work constitutes copyrightable subject matter, pursuant to 17 U.S.C. § 102(a)(1).
 - 25. Righthaven is the owner of the copyright in and to the Work.
 - 26. The Work was originally published on May 25, 2010.
- 27. On July 14, 2010, the United States Copyright Office (the "USCO") granted Righthaven the registration to the Work, copyright registration number TX0007173597 (the "Registration") and attached hereto as Exhibit 4 is evidence of the Registration in the form of a printout of the official USCO database record depicting the occurrence of the Registration.
- 28. On or about May 26, 2010, the Defendants displayed, and continue to display, the Infringement on the Website.
- 29. The Defendants did not seek permission, in any manner, to reproduce, display, or otherwise exploit the Work.
- 30. The Defendants were not granted permission, in any manner, to reproduce, display, or otherwise exploit the Work.

CLAIM FOR RELIEF: COPYRIGHT INFRINGEMENT

- 31. Righthaven repeats and realleges the allegations set forth in Paragraphs 1 through 30 above.
- 32. Righthaven holds the exclusive right to reproduce the Work, pursuant to 17 U.S.C. § 106(1).
- 33. Righthaven holds the exclusive right to prepare derivative works based upon the Work, pursuant to 17 U.S.C. § 106(2).
- 34. Righthaven holds the exclusive right to distribute copies of the Work, pursuant to 17 U.S.C. § 106(3).
- 35. Righthaven holds the exclusive right to publicly display the Work, pursuant to 17 U.S.C. § 106(5).
- 36. The Defendants reproduced the Work in derogation of Righthaven's exclusive rights under 17 U.S.C. § 106(1).
- 37. The Defendants created an unauthorized derivative of the Work in derogation of Righthaven's exclusive rights under 17 U.S.C. § 106(2).
- 38. The Defendants distributed, and continue to distribute, an unauthorized reproduction of the Work on the Website, in derogation of Righthaven's exclusive rights under 17 U.S.C. § 106(3).
- 39. The Defendants publicly displayed, and continue to publicly display, an unauthorized reproduction of the Work on the Website, in derogation of Righthaven's exclusive rights under 17 U.S.C. § 106(5).
 - 40. Inkonet has willfully engaged in the copyright infringement of the Work.
 - 41. SonicVibes has willfully engaged in the copyright infringement of the Work.
 - 42. Inkosonic has willfully engaged in the copyright infringement of the Work.
 - 43. Mr. LaRosa has willfully engaged in the copyright infringement of the Work.
- 44. The Defendants' acts as alleged herein, and the ongoing direct results of those acts, have caused and will continue to cause irreparable harm to Righthaven in an amount Righthaven cannot ascertain, leaving Righthaven with no adequate remedy at law.

45. Unless the Defendants are preliminarily and permanently enjoined from further infringement of the Work, Righthaven will be irreparably harmed, and Righthaven is thus entitled to preliminary and permanent injunctive relief against further infringement by the Defendants of the Work, pursuant to 17 U.S.C. § 502.

PRAYER FOR RELIEF

Righthaven requests that this Court grant Righthaven's claim for relief herein as follows:

- 1. Preliminarily and permanently enjoin and restrain the Defendants, and the Defendants' officers, agents, servants, employees, attorneys, parents, subsidiaries, related companies, partners, and all persons acting for, by, with, through, or under the Defendants, from directly or indirectly infringing the Work by reproducing the Work, preparing derivative works based on the Work, distributing the Work to the public, and/or displaying the Work, or ordering, directing, participating in, or assisting in any such activity;
- 2. Direct the Defendants to preserve, retain, and deliver to Righthaven in hard copies or electronic copies:
 - a. All evidence and documentation relating in any way to the Defendants' use of the Work, in any form, including, without limitation, all such evidence and documentation relating to the Website;
 - b. All evidence and documentation relating to the names and addresses
 (whether electronic mail addresses or otherwise) of any person with whom the
 Defendants have communicated regarding the Defendants' use of the Work; and
 - c. All financial evidence and documentation relating to the Defendants' use of the Work;
- 3. Direct GoDaddy and any successor domain name registrar for the Domain to lock the Domain and transfer control of the Domain to Righthaven;
- 4. Award Righthaven statutory damages for the willful infringement of the Work, pursuant to 17 U.S.C. § 504(c);

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1	5. Award Righthaven costs, disbursements, and attorneys' fees incurred by	
2	Righthaven in bringing this action, pursuant to 17 U.S.C. § 505;	
3	6. Award Righthaven pre- and post-judgment interest in accordance with ap	plicable
4	law; and	
5	7. Grant Righthaven such other relief as this Court deems appropriate.	
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8	DEMAND FOR JURY TRIAL	
9	Righthaven requests a trial by jury pursuant to Fed. R. Civ. P. 38.	
10	Dated this twenty-ninth day of July, 2010.	
11		
12	RIGHTHAVEN LLC	
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14	By: /s/ J. Charles Coons STEVEN A. GIBSON, ESQ.	
15	Nevada Bar No. 6656 J. CHARLES COONS, ESQ.	
16	Nevada Bar No. 10553 JOSEPH C. CHU, ESQ.	
17	Nevada Bar No. 11082 9960 West Cheyenne Avenue, Suite	210
18	Las Vegas, Nevada 89129-7701 Attorneys for Plaintiff	
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