

1 STEVEN A. GIBSON, ESQ.
Nevada Bar No. 6656
sgibson@righthaven.com

2 J. CHARLES COONS, ESQ.
Nevada Bar No. 10553
ccoons@righthaven.com

3 JOSEPH C. CHU, ESQ.
4 Nevada Bar No. 11082
jchu@righthaven.com
5 Righthaven LLC
9960 West Cheyenne Avenue, Suite 210
6 Las Vegas, Nevada 89129-7701
(702) 527-5900
7 Attorneys for Plaintiff

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9 **UNITED STATES DISTRICT COURT**
10 **DISTRICT OF NEVADA**

11 RIGHTHAVEN LLC, a Nevada limited-
12 liability company,

13
14 Plaintiff,

15 v.

16 CHRIS BROWN WEB NETWORK, an entity
of unknown origin and nature; and
17 DOMINIQUE HOUSTON, an individual,

18 Defendants.
19

Case No.: 2:10-cv-01399

**COMPLAINT AND DEMAND
FOR JURY TRIAL**

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21 Righthaven LLC (“Righthaven”) complains as follows against Chris Brown Web
22 Network (“Brown Web Network”) and Dominique Houston (“Mr. Houston”; collectively with
23 Brown Web Network known herein as the “Defendants”), on information and belief:
24

25 **NATURE OF ACTION**

26 1. This is an action for copyright infringement pursuant to 17 U.S.C. § 501.
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1 12. The Defendants willfully copied, on an unauthorized basis, a substantial and
2 significant portion of the Work from a source emanating from Nevada.

3 13. On or about June 2, 2010, the Defendants displayed, and continued to display
4 until on or about August 4, 2010, an unauthorized reproduction of the Work (the
5 “Infringement”), attached hereto as Exhibit 2, as part of the content accessible through the
6 Domain (said content accessible through the Domain and the Domain itself known herein as the
7 “Website”).

8 14. At all times relevant to this lawsuit, the Infringement has depicted and depicts the
9 original source publication as the *Las Vegas Review-Journal*.

10 15. At all times relevant to this lawsuit, the Defendants knew that the Work was
11 originally published in the *Las Vegas Review-Journal*.

12 16. The Defendants’ display of the Infringement was and is purposefully directed at
13 Nevada residents.

14 17. The subject matter, at least in part, of the Work and the Infringement, is a Federal
15 District Court Judge for the Southern District of Nevada that sentenced a man to merely
16 probation due to his cooperation with the United States Attorney’s office in the prosecution a tax
17 fraud case.

18 18. The Defendants copied, on an unauthorized basis, a substantial and significant
19 portion of the literary work entitled: “51s bobble lefty Mills’ solid start” (the “51s Article”),
20 attached hereto as Exhibit 3, from a source emanating from Nevada.

21 19. On or about May 31, 2010, the Defendants displayed an unauthorized
22 reproduction of the 51s Article on the Website.

23 20. The Defendants’ display of the 51s Article was purposefully directed at Nevada
24 residents.

25 21. The Defendants knew, or reasonably should have known, that websites, such as
26 the Website, are and were at all times relevant to this lawsuit, the habitual subject of postings by
27 others of copyright-infringing content.
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1 31. On August 16, 2010, the United States Copyright Office (the “USCO”) granted
2 Righthaven the registration to the Work, copyright registration number TX0007190931 (the
3 “Registration”) and attached hereto as Exhibit 4 is evidence of the Registration from the official
4 USCO database record depicting the occurrence of the Registration.

5 32. On or about June 2, 2010, the Defendants displayed, and continued to display
6 until on or about August 4, 2010, the Infringement on the Website.

7 33. The Defendants did not seek permission, in any manner, to reproduce, display, or
8 otherwise exploit the Work.

9 34. The Defendants were not granted permission, in any manner, to reproduce,
10 display, or otherwise exploit the Work.

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12 **CLAIM FOR RELIEF: COPYRIGHT INFRINGEMENT**

13 35. Righthaven repeats and realleges the allegations set forth in Paragraphs 1 through
14 34 above.

15 36. Righthaven holds the exclusive right to reproduce the Work, pursuant to 17
16 U.S.C. § 106(1).

17 37. Righthaven holds the exclusive right to prepare derivative works based upon the
18 Work, pursuant to 17 U.S.C. § 106(2).

19 38. Righthaven holds the exclusive right to distribute copies of the Work, pursuant to
20 17 U.S.C. § 106(3).

21 39. Righthaven holds the exclusive right to publicly display the Work, pursuant to 17
22 U.S.C. § 106(5).

23 40. The Defendants reproduced the Work in derogation of Righthaven’s exclusive
24 rights under 17 U.S.C. § 106(1).

25 41. The Defendants created an unauthorized derivative of the Work in derogation of
26 Righthaven’s exclusive rights under 17 U.S.C. § 106(2).

1 a. All evidence and documentation relating in any way to the Defendants’
2 use of the Work, in any form, including, without limitation, all such evidence and
3 documentation relating to the Website;

4 b. All evidence and documentation relating to the names and addresses
5 (whether electronic mail addresses or otherwise) of any person with whom the
6 Defendants have communicated regarding the Defendants’ use of the Work; and

7 c. All financial evidence and documentation relating to the Defendants’ use
8 of the Work;

9 3. Direct the current domain name registrar, GoDaddy, and any successor domain
10 name registrar for the Domain to lock the Domain and transfer control of the Domain to
11 Righthaven;

12 4. Award Righthaven statutory damages for the willful infringement of the Work,
13 pursuant to 17 U.S.C. § 504(c);

14 5. Award Righthaven costs, disbursements, and attorneys’ fees incurred by
15 Righthaven in bringing this action, pursuant to 17 U.S.C. § 505;

16 6. Award Righthaven pre- and post-judgment interest in accordance with applicable
17 law; and

18 7. Grant Righthaven such other relief as this Court deems appropriate.
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DEMAND FOR JURY TRIAL

Righthaven requests a trial by jury pursuant to Fed. R. Civ. P. 38.

Dated this eighteenth day of August, 2010.

RIGHTHAVEN LLC

By: /s/ J. Charles Coons
STEVEN A. GIBSON, ESQ.
Nevada Bar No. 6656
J. CHARLES COONS, ESQ.
Nevada Bar No. 10553
JOSEPH C. CHU, ESQ.
Nevada Bar No. 11082
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Attorneys for Plaintiff