

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

JONATHAN MONSARRAT,

Plaintiff,

GOTPER6067-00001 and DOES 1-5, dba
ENCYCLOPEDIADRAMATICA.SE, and
BRIAN ZAIGER,

Defendants.

CIVIL ACTION NO. 17-cv-10356-PBS

**PLAINTIFF'S EX PARTE MOTION
FOR APPROVAL OF ALTERNATIVE
SERVICE OF PROCESS AND FOR
AN ORDER TO DEFENDANTS'
INTERNET SERVICE PROVIDERS
TO DISCLOSE IDENTITY OF
DEFENDANTS**

Pursuant to Fed. R. Civ. P. 4 (e)(1) and (f)(3) Plaintiff requests Orders authorizing service of the summons and complaint through electronic means using the e-mail address listed on Defendants' website and for an Order akin to a subpoena issued under 17 U.S.C. §512 (h) directing Defendants' third party Internet Service Providers and domain name registrars to both provide notice of this lawsuit to Defendant Does 1-5 and also to disclose the identity of the Defendants and their relevant contact information.

Background.

This case arises from the bad faith copyright infringement of Plaintiff's copyrighted works by anonymous, scofflaw Internet website operators who own and operate what they call "a satirical wiki" called encyclopediadramatica.se and who state they are "physically located somewhere between Nigeria and Romania... [and they are bound by] no legislation regarding international copyright." Verified Complaint ("Ver. Compl."), ¶1, Exh. A; Affidavit of Counsel, Richard A. Goren ("Goren Aff.") ¶3. To unlawfully profit from their unauthorized, commercial

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4/20/17 allowed with respect to alternative service of process pursuant to Fed. R. Civ. P. 4(f)(3). DENIED with respect to request for an order "akin" to 17 U.S.C. §512(h). This order is without prejudice to a request for a subpoena where the requirements of 17 U.S.C. §512(h) have been met.
Pamela J. Sarno

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U.S. District Court
District of Massachusetts
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