

**FILED**

JAN - 8 2010

Clerk, U.S. District and  
Bankruptcy Courts

**UNITED STATES DISTRICT COURT FOR THE  
DISTRICT OF COLUMBIA**

G2 PRODUCTIONS, LLC, )  
 )  
 Plaintiff, )  
 )  
 v. )  
 )  
 DOES 1 - 83 )  
 )  
 Defendants. )  
 \_\_\_\_\_ )

Case: 1:10-cv-00041  
 Assigned To : Kollar-Kotelly, Colleen  
 Assign. Date : 1/8/2010  
 Description: General Civil

**COMPLAINT FOR COPYRIGHT INFRINGEMENT**

Plaintiff, by its attorneys, for its complaint against Defendants, allege:

**JURISDICTION AND VENUE**

1. This is a civil action seeking damages and injunctive relief for copyright infringement under the copyright laws of the United States (17 U.S.C. § 101 *et seq.*).

2. This Court has jurisdiction under 17 U.S.C. §101 *et seq.*; 28 U.S.C. § 1331 (federal question); and 28 U.S.C. § 1338(a) (copyright).

3. The manner of the illegal transfer of Plaintiff's motion picture, "*Uncross the Stars*", among the P2P network users is called a "BitTorrent protocol" or "torrent" which is different than the standard P2P protocol used for such networks as Kazaa and Limewire. The BitTorrent protocol makes even small computers with low bandwidth capable of participating in large data transfers across a P2P network. The initial file-provider intentionally elects to share a file with a torrent network. This initial file is called a seed. Other users ("peers") on the network connect to the seed file to download. As yet additional peers request the same file each additional user becomes a part of the network from where the file can be downloaded. However, unlike a

traditional peer-to-peer network, each new file downloader is receiving a different piece of the data from each user who has already downloaded the file that together comprises the whole. This piecemeal system with multiple pieces of data coming from peer members is usually referred to as a “swarm”. The effect of this technology makes every downloader also an uploader of the illegally transferred file(s). This means that every “node” or peer user who has a copy of the infringing copyrighted material on a torrent network must necessarily also be a source of download for that infringing file.

4. This distributed nature of BitTorrent leads to a rapid viral spreading of a file throughout peer users. As more peers join the swarm, the likelihood of a successful download increases. Because of the nature of a BitTorrent protocol, any seed peer that has downloaded a file prior to the time a subsequent peer downloads the same file is automatically a source for the subsequent peer so long as that first seed peer is online at the time the subsequent peer downloads a file. Essentially, because of the nature of the swarm downloads as described above, every infringer is *simultaneously* stealing copyrighted material from many ISPs in numerous jurisdictions around the country.

5. Venue in this District is proper under 28 U.S.C. § 1391(b) and/or 28 U.S.C. § 1400(a). Although the true identity of each Defendant is unknown to Plaintiff at this time, on information and belief, each Defendant may be found in this District and/or a substantial part of the acts of infringement complained of herein occurred in this District. On information and belief, personal jurisdiction in this District is proper because each Defendant, without consent or permission of Plaintiff exclusive rights owner, distributed and offered to distribute over the Internet a copyrighted work for which Plaintiff has exclusive rights. Such unlawful distribution occurred in every jurisdiction in the United States, including this one. In addition, each Defendant contracted

with an Internet Service Provider found in this District to provide each Defendant with access to the Internet.

### **PARTIES**

6. Plaintiff G2 Productions, LLC (“Plaintiff”) is a creator and distributor of motion pictures. Plaintiff brings this action to stop Defendants from copying and distributing to others over the Internet unauthorized copies of Plaintiff’s copyrighted motion picture. Defendants’ infringements allow them and others unlawfully to obtain and distribute for free an unauthorized copyrighted work that Plaintiff spent millions of dollars to create and/or distribute. Each time a Defendant unlawfully distributes a free copy of Plaintiff’s copyrighted motion picture to others over the Internet, each person who copies that motion picture can then distribute that unlawful copy to others without any significant degradation in sound and picture quality. Thus, a Defendant’s distribution of even one unlawful copy of a motion picture can result in the nearly instantaneous worldwide distribution of that single copy to a limitless number of people. The Plaintiff now seeks redress for this rampant infringement of its exclusive rights.

7. Plaintiff G2 Productions, LLC is a California Limited Liability Company, with its principal place of business at 1001 North Kingsley Drive, Los Angeles, CA. G2 Productions, LLC (“G2”) is engaged in the production, acquisition and distribution of motion pictures for theatrical exhibition, home entertainment and other forms of distribution. G2 is the owner of the copyright and/or the pertinent exclusive rights under copyright in the United States in the motion picture identified in Exhibit B, entitled “*Uncross the Stars*”, which has been unlawfully distributed over the Internet by the Defendants.

8. The true names of Defendants are unknown to the Plaintiff at this time. Each Defendant is known to Plaintiff only by the Internet Protocol (“IP”) address assigned to that Defendant by

his or her Internet Service Provider on the date and at the time at which the infringing activity of each Defendant was observed. The IP address of each Defendant thus far identified, together with the date and time at which his or her infringing activity was observed, is included on Exhibit A hereto. Plaintiff believes that the information obtained in discovery will lead to the identification of each Defendant's true name and permit Plaintiff to amend this Complaint to state the same. Plaintiff further believes that the information obtained in discovery will lead to the identification of additional infringing parties to be added to this Complaint as defendants, since monitoring of online infringement of Plaintiff's motion picture is ongoing.

**COUNT I**  
**INFRINGEMENT OF REGISTERED COPYRIGHT**

9. Plaintiff is responsible for the creation, development, production and distribution of the commercially released motion picture titled "*Uncross the Stars*".

10. At all relevant times the Plaintiff has been the holder of the pertinent exclusive rights infringed by Defendants, as alleged hereunder, for the copyrighted motion picture listed on Exhibit B to this Complaint (the "Copyrighted Motion Picture"). The Copyrighted Motion Picture is the subject of a valid Certificate of Copyright Registration # PAU-3-413-211 issued by the Register of Copyrights as specified on Exhibit B.

11. The Copyrighted Motion Picture contains a copyright notice advising the viewer that the motion picture is protected by the copyright laws.

12. Plaintiff has discovered and believes that each Defendant, without the permission or consent of Plaintiff, has used, and continues to use, an online media distribution system to distribute to the public, including by making available for distribution to others, the Copyrighted Motion Picture. Exhibit A identifies the Doe Defendants known to Plaintiff as of the date of this Complaint who have, without the permission or consent of Plaintiff, distributed the Copyrighted

Motion Picture to the public, including by making available for distribution to others. In doing so, each Defendant has violated Plaintiff's exclusive rights of reproduction and distribution. Each Defendant's actions constitute infringement of Plaintiff's exclusive rights protected under the Copyright Act of 1976 (17 U.S.C. § 101 *et seq.*).

13. The foregoing acts of infringement have been willful, intentional, and in disregard of and with indifference to the rights of Plaintiff.

14. As a result of each Defendant's infringement of Plaintiff's exclusive rights under copyright, Plaintiff is entitled to relief pursuant to 17 U.S.C. § 504, and to its attorneys' fees and costs pursuant to 17 U.S.C. § 505.

15. The conduct of each Defendant is causing and, unless enjoined and restrained by this Court will continue to cause, Plaintiff great and irreparable injury that cannot fully be compensated or measured in money. Plaintiff has no adequate remedy at law. Pursuant to 17 U.S.C. §§ 502 and 503, Plaintiff is entitled to injunctive relief prohibiting each Defendant from further infringing Plaintiff's copyright and ordering that each Defendant destroy all copies of Copyrighted Motion Picture made in violation of Plaintiff's copyright.

**WHEREFORE**, Plaintiff prays for judgment against each Defendant as follows:

1. For entry of preliminary and permanent injunctions providing that each Defendant shall be enjoined from directly or indirectly infringing Plaintiff's rights in the Copyrighted Motion Picture and any motion picture, whether now in existence or later created, that is owned or controlled by Plaintiff ("Plaintiff's Motion Pictures"), including without limitation by using the Internet to reproduce or copy Plaintiff's Motion Pictures, to distribute Plaintiff's Motion Pictures, or to make Plaintiff's Motion Pictures available for distribution to the public, except pursuant to a lawful license or with the express authority of Plaintiff. Defendant also shall

destroy all copies of Plaintiff's Motion Pictures that Defendant has downloaded onto any computer hard drive or server without Plaintiff's authorization and shall destroy all copies of those downloaded motion pictures transferred onto any physical medium or device in each Defendant's possession, custody, or control.

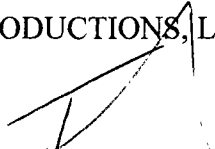
2. For actual damages or statutory damages pursuant to 17 U.S.C. § 504, at the election of Plaintiff.
3. For Plaintiff's costs.
4. For Plaintiff's reasonable attorneys' fees.
5. For such other and further relief as the Court deems proper.

Respectfully Submitted,

G2 PRODUCTIONS, LLC

**DATED:** January 7, 2010

By:

  
Thomas M. Dunlap (D.C. Bar # 471319)

David Ludwig (D.C. Bar # 975891)

DUNLAP, GRUBB & WEAVER, PLLC

1200 G Street, NW Suite 800

Washington, DC 20005

Telephone: 202-316-8558

Facsimile: 202-318-0242

[tdunlap@dglegal.com](mailto:tdunlap@dglegal.com)

*Attorneys for the Plaintiff*

# Exhibit A

10 0041

**FILED**

JAN - 8 2010

Clerk, U.S. District and  
Bankruptcy Courts

**Exhibit A**

<b>Defendant</b>	<b>Host IP address</b>	<b>Date Time (local)</b>	<b>P2P Client</b>	<b>ISP</b>
Doe 1	76.212.13.127	12/14/09 12:26:36 AM	æTorrent 1.8.5.0	SBC Internet Services
Doe 2	99.20.81.220	12/13/09 01:26:07 AM	BitTorrent 6.3.0	SBC Internet Services
Doe 3	71.154.207.45	12/13/09 11:22:20 AM	æTorrent 1.8.2.0	SBC Internet Services
Doe 4	99.31.159.148	8/12/09 12:12:28 AM	Azureus 4.3.0.4	SBC Internet Services
Doe 5	76.241.99.46	6/12/09 12:47:02 AM	æTorrent 1.8.4.0	SBC Internet Services
Doe 6	70.231.254.221	6/12/09 07:18:27 AM	libtorrent 0.21.0.0	SBC Internet Services
Doe 7	99.133.184.234	5/12/09 07:41:19 AM	Azureus 4.3.0.4	SBC Internet Services
Doe 8	75.46.71.88	11/30/09 05:19:12 AM	BitTorrent 6.2.0	SBC Internet Services
Doe 9	70.231.225.62	11/29/09 07:25:35 PM	libtorrent 0.21.0.0	SBC Internet Services
Doe 10	69.212.38.40	11/26/09 01:51:39 AM	Azureus 4.3.0.4	SBC Internet Services
Doe 11	99.21.169.94	11/25/09 01:07:58 AM	Azureus 4.3.0.0	SBC Internet Services
Doe 12	75.46.92.222	11/24/09 12:32:58 AM	BitTorrent 6.2.0	SBC Internet Services
Doe 13	64.216.48.76	11/22/09 05:42:50 AM	BitTorrent 6.3.0	SBC Internet Services
Doe 14	69.212.38.40	11/20/09 01:04:19 AM	Azureus 4.3.0.0	SBC Internet Services
Doe 15	99.157.202.150	11/18/09 12:02:33 AM	æTorrent 2.0.0.18	SBC Internet Services
Doe 16	75.45.235.233	11/17/09 09:00:23 PM	æTorrent 1.8.4.0	SBC Internet Services
Doe 17	75.45.227.224	11/16/09 12:12:45 AM	æTorrent 1.8.4.0	SBC Internet Services
Doe 18	69.212.38.40	11/15/09 06:53:31 AM	Azureus 4.2.0.8	SBC Internet Services
Doe 19	70.226.214.114	11/14/09 06:49:32 PM	æTorrent 1.8.4.0	SBC Internet Services
Doe 20	99.24.206.65	12/11/09 02:25:29 AM	Azureus 4.2.0.8	SBC Internet Services
Doe 21	99.8.53.88	12/11/09 05:26:33 AM	æTorrent 1.6.1.0	SBC Internet Services
Doe 22	69.230.181.44	11/11/09 03:11:38 AM	æTorrent 1.8.5.0	SBC Internet Services
Doe 23	99.133.184.234	11/11/09 03:39:50 AM	Azureus 4.2.0.8	SBC Internet Services
Doe 24	76.193.183.216	11/11/09 02:23:24 AM	æTorrent 1.8.4.0	SBC Internet Services
Doe 25	99.133.184.234	11/11/09 01:57:38 AM	Azureus 4.2.0.8	SBC Internet Services
Doe 26	76.193.183.216	11/11/09 05:19:00 AM	æTorrent 1.8.4.0	SBC Internet Services
Doe 27	71.128.199.71	11/11/09 06:52:27 AM	æTorrent 1.8.2.0	SBC Internet Services
Doe 28	99.20.81.220	10/11/09 07:47:10 PM	BitTorrent 6.3.0	SBC Internet Services
Doe 29	69.230.181.44	10/11/09 09:03:59 PM	æTorrent 1.8.5.0	SBC Internet Services
Doe 30	99.8.53.88	10/11/09 09:38:37 PM	æTorrent 1.6.1.0	SBC Internet Services
Doe 31	99.32.163.66	12/15/09 05:42:52 PM	æTorrent 1.8.3.0	SBC Internet Services
Doe 32	71.128.194.172	12/17/09 02:07:23 AM	æTorrent 1.8.2.0	SBC Internet Services
Doe 33	99.60.111.103	12/17/09 08:32:32 PM	æTorrent 1.8.0.18	SBC Internet Services
Doe 34	75.85.178.135	12/13/09 02:09:38 AM	æTorrent 1.8.4.0	Road Runner
Doe 35	97.97.94.104	11/12/09 01:16:27 AM	BitTorrent 6.3.0	Road Runner
Doe 36	71.68.112.53	8/12/09 12:00:09 AM	æTorrent 2.0.0.18	Road Runner
Doe 37	24.167.113.77	3/12/09 02:02:15 PM	æTorrent 1.8.4.0	Road Runner
Doe 38	24.31.212.156	1/12/09 08:56:12 PM	æTorrent 1.8.4.0	Road Runner
Doe 39	76.189.144.41	11/27/09 11:54:33 AM	æTorrent 1.8.3.0	Road Runner
Doe 40	68.205.203.5	11/23/09 03:51:28 AM	æTorrent 1.8.4.0	Road Runner
Doe 41	67.49.82.202	11/21/09 04:45:11 AM	BitComet 0.1.1.3	Road Runner
Doe 42	65.25.149.113	11/16/09 03:41:08 AM	BitComet 0.1.1.6	Road Runner
Doe 43	71.71.43.158	11/14/09 12:13:58 AM	æTorrent 1.8.4.0	Road Runner
Doe 44	76.89.194.148	11/14/09 04:37:15 AM	Azureus 4.2.0.8	Road Runner
Doe 45	76.174.5.217	11/13/09 02:01:37 AM	BitTorrent 6.2.0	Road Runner
Doe 46	67.8.23.134	11/13/09 04:24:32 AM	æTorrent 1.8.4.0	Road Runner



Doe 47	75.183.20.236	11/11/09 01:39:24 AM	Transmission 1.5.2.0	Road Runner
Doe 48	24.92.222.137	10/11/09 07:47:30 PM	BitComet 0.1.1.4	Road Runner
Doe 49	67.174.116.217	12/14/09 02:01:15 AM	æTorrent 1.8.4.0	Comcast Cable
Doe 50	24.23.54.197	9/12/09 11:04:17 AM	æTorrent 1.8.4.0	Comcast Cable
Doe 51	69.143.35.30	8/12/09 01:34:59 AM	Azureus 4.3.0.4	Comcast Cable
Doe 52	98.250.88.230	2/12/09 12:16:51 AM	æTorrent 1.8.4.0	Comcast Cable
Doe 53	66.229.220.100	11/25/09 04:56:24 AM	æTorrent 1.8.5.0	Comcast Cable
Doe 54	98.246.179.101	11/25/09 02:14:18 AM	Transmission 1.7.6.0	Comcast Cable
Doe 55	76.119.72.114	11/22/09 01:50:03 AM	æTorrent 1.8.4.0	Comcast Cable
Doe 56	98.238.180.137	11/21/09 03:35:23 AM	æTorrent 1.8.3.0	Comcast Cable
Doe 57	24.5.81.100	11/21/09 03:29:30 AM	æTorrent 1.8.4.0	Comcast Cable
Doe 58	98.222.112.40	11/21/09 01:11:02 PM	BitLord 1.01	Comcast Cable
Doe 59	24.147.210.84	11/19/09 04:42:59 AM	Azureus 2.4.0.0	Comcast Cable
Doe 60	69.143.35.30	11/18/09 08:10:02 AM	Azureus 4.3.0.0	Comcast Cable
Doe 61	98.242.136.44	11/18/09 01:26:05 PM	æTorrent 1.8.4.0	Comcast Cable
Doe 62	98.217.242.81	11/18/09 06:21:48 PM	Azureus 2.4.0.0	Comcast Cable
Doe 63	71.231.74.214	11/16/09 04:37:35 PM	BitTorrent 6.2.0	Comcast Cable
Doe 64	98.203.140.240	11/15/09 09:44:11 AM	æTorrent 1.8.4.0	Comcast Cable
Doe 65	67.163.92.84	11/15/09 01:09:37 AM	Azureus 2.4.0.0	Comcast Cable
Doe 66	69.143.35.30	11/14/09 08:21:31 AM	Azureus 4.2.0.8	Comcast Cable
Doe 67	98.243.92.187	11/13/09 12:52:25 AM	Azureus 4.2.0.8	Comcast Cable
Doe 68	98.226.92.177	11/13/09 12:44:21 AM	BitTorrent 6.2.0	Comcast Cable
Doe 69	76.119.72.114	11/13/09 12:45:45 AM	æTorrent 1.8.1.0	Comcast Cable
Doe 70	24.7.41.158	11/13/09 06:07:20 AM	æTorrent 1.8.4.0	Comcast Cable
Doe 71	98.243.92.187	11/13/09 06:02:25 AM	Azureus 4.3.0.0	Comcast Cable
Doe 72	68.43.168.73	11/13/09 12:29:02 PM	æTorrent 1.8.4.0	Comcast Cable
Doe 73	68.56.209.204	12/11/09 05:00:15 AM	æTorrent 1.8.3.0	Comcast Cable
Doe 74	98.243.92.187	11/11/09 12:46:22 AM	Azureus 4.2.0.8	Comcast Cable
Doe 75	69.143.35.30	11/11/09 12:58:06 AM	Azureus 4.2.0.8	Comcast Cable
Doe 76	76.119.72.114	11/11/09 01:01:34 AM	æTorrent 1.8.1.0	Comcast Cable
Doe 77	98.248.137.77	11/11/09 04:43:08 AM	æTorrent 1.8.4.0	Comcast Cable
Doe 78	24.126.159.148	11/11/09 05:45:24 AM	BitTorrent 6.3.0	Comcast Cable
Doe 79	98.212.81.249	11/11/09 09:49:11 AM	æTorrent 1.8.4.0	Comcast Cable
Doe 80	98.212.103.108	11/11/09 03:23:25 PM	BitTorrent 6.1.2	Comcast Cable
Doe 81	76.107.131.239	11/11/09 03:29:07 PM	BitLord 1.01	Comcast Cable
Doe 82	98.226.92.177	10/11/09 07:49:50 PM	BitTorrent 6.2.0	Comcast Cable
Doe 83	67.174.116.217	12/17/09 12:00:16 AM	æTorrent 1.8.4.0	Comcast Cable

# Exhibit B

10 0041

**FILED**

JAN 11 2010

Clerk, U.S. Bankruptcy Court  
Bankruptcy Court

Exhibit B

# Certificate of Registration



This Certificate issued under the seal of the Copyright Office in accordance with title 17, *United States Code*, attests that registration has been made for the work identified below. The information on this certificate has been made a part of the Copyright Office records.

*Marybeth Peters*

Register of Copyrights, United States of America

**Registration Number:**  
**PAu 3-413-211**

**Effective date of registration:**  
**May 16, 2008**

## Title \_\_\_\_\_

**Title of Work:** "Uncross the Stars"  
**Previous or Alternative Title:** "Vacuuming the Cat"  
**Nature of Work:** Motion Picture.

## Completion/Publication \_\_\_\_\_

**Year of Completion:** 2008

## Author \_\_\_\_\_

▪ **Author:** G2 Productions, LLC  
**Author Created:** Entire film excluding all music  
**Work made for hire:** Yes  
**Citizen of:** United States  
**Anonymous:** No **Pseudonymous:** No

## Copyright claimant \_\_\_\_\_

**Copyright Claimant:** G2 Productions, LLC  
1001 N. Kingsley Drive, Los Angeles, CA, 90029 .

## Limitation of copyright claim \_\_\_\_\_

**Previously registered:** No

## Certification \_\_\_\_\_

**Name:** Kenneth Golde  
**Date:** May 9, 2008

**Correspondence:** Yes