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CLERK U.S. DISTRICT COURT
CENTRAL DIST. OF CALIF.
LOS ANGELES

BY _____

9 Attorneys for Plaintiffs, Ventura Content, Ltd.
10 and Vista Distribution, Ltd.

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

13 **VENTURA CONTENT, LTD., an**
14 **Anguilla corporation, and VISTA**
15 **DISTRIBUTION, LTD., an Anguilla**
16 **corporation,**

17 Plaintiffs,

18 v.

19 **JOHN DOE 1, the owner of domain**
20 **name HISLUT.COM, JOHN DOE 2,**
21 **the owner of domain name**
22 **MYHOTBOOK.COM, JOHN DOE 3,**
23 **the owner of domain name**
24 **THEHOTLOOP.COM, JOHN DOE 4,**
25 **the owner of domain name**
26 **SLUTLOAD.COM, JOHN DOE 5, the**
27 **owner of domain name**
28 **YOUJIZZ.COM, and SNTS-INVEST**
KFT, a foreign entity,

Defendants.

Case No. **CV 12-4515**
COMPLAINT

-RGK
CAGK

1 Plaintiffs, VENTURA CONTENT, LTD. ("Ventura"), and VISTA
 2 DISTRIBUTION, LTD. ("Vista") (singularly, each a "Plaintiff," and collectively,
 3 "Plaintiffs"), sue JOHN DOE 1, who is the owner of HISLUT.COM (hereinafter
 4 "HiSlut.com"), JOHN DOE 2, who is the owner of MYHOTBOOK.COM
 5 (hereinafter "MyHotBook.com"), JOHN DOE 3, who is the owner of
 6 THEHOTLOOP.COM (hereinafter "TheHotLoop.com"), JOHN DOE 4, who is the
 7 owner of SLUTLOAD.COM (hereinafter "SlutLoad.com"), JOHN DOE 5, who is
 8 the owner of YOUJIZZ.COM (hereinafter "YouJizz.com"), and SNTS-INVEST
 9 KFT, who is the owner of HARDSEXTUBE.COM (hereafter either "SNTS" or
 10 "HardSexTube.com") (singularly, each a "Defendant," and collectively,
 11 "Defendants"), and allege:

12 NATURE OF THE ACTION

13 1. In an act of blatant piracy, John Doe Defendants 1-3 (HiSlut.com,
 14 MyHotBook.com and TheHotLoop.com) have engaged in a pattern of removing
 15 Plaintiffs' watermark and trademark from Plaintiffs' copyrighted motion pictures
 16 and replacing them with Defendants' watermarks and trademarks. Thereafter, John
 17 Doe Defendants 4-5 and SNTS (Slutload.com, YouJizz.com and HardSexTube.com)
 18 distribute the misbranded content over the internet through their respective tubesites.

19 2. In short, Defendants are reverse palming off Plaintiffs' motion pictures
 20 as their own without authorization. Defendants are copying, reproducing,
 21 distributing and performing altered versions of Plaintiffs' copyrighted motion
 22 pictures wherein Plaintiff's watermark and trademark have been removed, and
 23 Defendants' watermark and trademarks have been inserted in their place.

24 3. Defendants' wrongful acts have forced Plaintiffs to file the instant
 25 lawsuit asserting causes of action for:

26 • Copyright Infringement in violation of 17 U.S.C. §§ 106 and 501
 27 against John Doe 1 (HiSlut.com), John Doe 2 (MyHotBook.com), and John Doe 3
 28 (TheHotLoop.com) (**COUNT I**);

1 • False Designation of Origin in violation of 15 U.S.C. § 1125 against
 2 John Doe 1 (HiSlut.com), John Doe 2 (MyHotBook.com), and John Doe 3
 3 (TheHotLoop.com) (**COUNT II**);

4 • False Designation of Origin in violation of 15 U.S.C. § 1125 against
 5 John Doe 4 (Slutload.com), John Doe 5 (YouJizz.com), and SNTS
 6 (HardSexTube.com) (**COUNT III**); and

7 • Contributory False Designation of Origin in violation of 15 U.S.C.
 8 § 1125 against John Doe 1 (HiSlut.com), John Doe 2 (MyHotBook.com), and John
 9 Doe 3 (TheHotLoop.com) based upon their actions assisting John Doe Defendants
 10 4-5 and SNTS infringe Plaintiffs' rights by falsely designating Plaintiffs' motion
 11 pictures as originating from a source other than Plaintiff (**COUNT IV**).

12 **PARTIES**

13 4. Plaintiff, Ventura Content, Ltd., is a company organized and existing
 14 under the laws of the country of Anguilla, with its principal place of business in
 15 Anguilla.

16 5. Plaintiff, Vista Distribution, Ltd., is a company organized and existing
 17 under the laws of the country of Anguilla, with its principal place of business in
 18 Anguilla.

19 6. Defendant, John Doe 1, owns the domain name www.hislut.com on
 20 which a website is operated. A Whois search for hislut.com indicates the registrant
 21 is:

22 Protected Domain Services - Customer ID: NCR-2905425
 23 P.O. Box 6197
 24 Denver, CO 80206
 25 Phone: +1.7202492374
 26 Email Address: hislut.com@protecteddomainservices.com

27 7. Protected Domain Services ("PDS") is a company that acts as the
 28 registrant of domain names so that the individual or business using the domain name
 may remain anonymous. PDS has the records necessary to correlate Defendant,
 John Doe 1, to a real person or entity.

1 8. Defendant, John Doe 2, owns the domain name www.myhotbook.com
2 on which a website is operated. A Whois search for myhotbook.com indicates the
3 registrant is:

4 DomainsByProxy.com
5 15111 N. Hayden Rd., Ste 160, PMB 353
6 Scottsdale, Arizona 85260
7 United States

8 9. Domains by Proxy ("DBP") is a company that acts as the registrant of
9 domain names so that the individual or business using the domain name may remain
10 anonymous. DBP has the records necessary to correlate Defendant, John Doe 2, to
11 a real person or entity.

12 10. Defendant, John Doe 3, owns the domain name www.thehotloop.com
13 on which a website is operated. A Whois search for thehotloop.com indicates that
14 the registrant is:

15 DomainsByProxy.com
16 15111 N. Hayden Rd., Ste 160, PMB 353
17 Scottsdale, Arizona 85260
18 United States

19 11. DBP has the records necessary to correlate Defendant, John Doe 3, to a
20 real person or entity.

21 12. Defendant, John Doe 4 owns the domain name www.slutload.com on
22 which a website is displayed. A Whois search for slutload.com indicates that the
23 registrant is:

24 DomainsByProxy.com
25 15111 N. Hayden Rd., Ste 160, PMB 353
26 Scottsdale, Arizona 85260
27 United States

28 13. DBP has the records necessary to correlate Defendant, John Doe 4, to a
real person or entity.

 14. Defendant, John Doe 5 owns the domain name www.youjizz.com on
which a website is operated. A Whois search for youjizz.com indicates that the
registrant is:

1 DomainsByProxy.com
2 15111 N. Hayden Rd., Ste 160, PMB 353
3 Scottsdale, Arizona 85260
4 United States

5 15. DBP has the records necessary to correlate Defendant, John Doe 5, to a
6 real person or entity.

7 16. Defendant, SNTS INVEST KFT owns the domain name
8 www.hardsextube.com on which a website is operated. A Whois search indicates
9 SNTS's address is: Szent Laszlo ter 24. B lph I/1,Budapest, HU 1102.

10 JURISDICTION AND VENUE

11 17. This Court has subject matter jurisdiction over this action pursuant to
12 28 U.S.C. § 1331 (federal question); and 28 U.S.C. § 1338 (patents, copyrights,
13 trademarks and unfair competition).

14 18. Pursuant to Cal. Civ. Proc. Code § 410.10, this Court has personal
15 jurisdiction over each Defendant because: (a) each Defendant committed the tortious
16 conduct alleged in this Complaint in the State of California, (b) each Defendant
17 resides in the State of California, and/or (b) each Defendant has engaged in
18 continuous and systematic business activity in the State of California. Regarding
19 the tortious conduct, the original infringement occurred when the Defendants copied
20 Plaintiff's material from computer servers located in California. Additionally, each
21 of the Defendant's is actively selling advertising on their websites directed to
22 California citizens, providing goods (including infringing motion pictures) and
23 services to California citizens, and entering into contracts with California citizens
24 for the purchase and sale of infringing motion pictures and other adult content and
25 services. Finally, each of the Defendant's is distributing misbranded copyrighted
26 work to residents of California.

27 19. Alternatively, this Court may properly exercise personal jurisdiction
28 over any particular Defendant, pursuant to Fed.R.Civ.P. 4(k), because while that
particular Defendant may not be subject to jurisdiction in any state's courts of

1 general jurisdiction exercising jurisdiction is nevertheless consistent with the United
2 States' Constitution and laws.

3 20. Venue is proper in this District pursuant to 28 U.S.C. § 1391(b),
4 because: (a) a substantial part of the events or omissions giving rise to the claims
5 occurred in this District; and/or (b) a Defendant resides (and therefore can be found)
6 in this District, and all of the Defendants reside in this State. Additionally, venue is
7 proper in this District pursuant to 28 U.S.C. § 1400(a) (venue for copyright cases)
8 because each Defendant or each Defendant's agent resides or may be found in this
9 District.

10 **GENERAL ALLEGATIONS**

11 **I. Plaintiffs' Business**

12 **A. Ventura Owns the Copyrights**

13 21. Since its inception, Ventura has invested millions of dollars in
14 producing, licensing, distributing and promoting high quality, professionally-made
15 adult motion pictures for its customers. Ventura owns numerous copyrights and is
16 one of the leading companies in the adult video industry.

17 22. Ventura is the owner of the copyrights at issue in this litigation, all of
18 which have been registered by the United States Copyright Office in accordance
19 with the provisions of the United States Copyright Act.

20 23. A list of the copyrighted works infringed by Defendants is attached to
21 this Complaint as Exhibit "A." Plaintiff reserves the right to add to this list as it
22 discovers additional misbranded movies.

23 **B. Vista Owns the Trademark and Licenses it to Ventura**

24 24. Vista owns the trademark PINK VISUAL (U.S. Trademark
25 Registration No. 3359485) (the "Trademark").

26 25. Vista has invested millions of dollars in branding the mark PINK
27 VISUAL. Vista monitors its mark to ensure that it is only used with adult content
28 associated with high quality, reputable companies.

1 26. Vista has expended substantial amounts in the marketing and
2 promotion of PINK VISUAL-branded videos and websites.

3 27. As a result of this investment, members of the purchasing public in and
4 throughout the United States and abroad have come to identify and associate the
5 trademark PINK VISUAL with Plaintiffs and their merchandise. Thus, Plaintiffs
6 have obtained common law rights in and to the Trademark.

7 28. Vista licenses the use of the mark PINK VISUAL to its affiliates,
8 including Ventura.

9 C. **Directly and Through Affiliated Companies, Ventura Creates and**
10 **Distributes PINK VISUAL-Branded Motion Pictures**

11 29. Directly and through affiliated companies, Ventura creates and
12 distributes PINK VISUAL-branded motion pictures.

13 30. Ventura's copyrighted works are distributed in and throughout the
14 United States via: (a) websites which are owned and operated by companies
15 affiliated with Ventura (such as www.pinkvisual.com, www.pinkvisualpass.com,
16 and www.ipinkvisualpass.com), (b) a small number of other authorized internet
17 distribution channels; (c) authorized websites optimized for access via cell phones
18 and other mobile devices; (d) DVDs and other video formats; and (e) by telecast on
19 pay-per-view television systems.

20 31. Ventura's distributors generate advertising and subscription revenue, as
21 well as other benefits, from the internet traffic created by the distribution of PINK
22 VISUAL-branded video content.

23 **II. Plaintiffs' Anti-Infringement Activities**

24 32. In order to further protect their investment in their copyrighted works
25 and Trademark, Plaintiffs engage in, among others, the following anti-infringement
26 activities:

27 A. Plaintiffs place a watermark containing the PINK VISUAL trademark
28 on the works sold on their affiliate websites;

1 B. Through Vobile, Inc. ("Vobile"), Ventura combats online piracy
2 through the use of digital fingerprinting and tracking technology; and

3 C. Plaintiffs also directly and through various vendors, monitor the
4 internet for infringements and misuse of their Trademark, and send cease and desist
5 and DMCA Notices of Copyright Infringement to pirates.

6 **III. Defendants' Infringement Upon Ventura's Copyrights and Vista's**
7 **Trademark**

8 **A. HiSlut.com , MyHotBook.com and TheHotLoop.com**

9 33. John Doe Defendants 1-3 (HiSlut.com, MyHotBook.com and
10 TheHotLoop.com) removed the watermark containing the PINK VISUAL
11 trademark from Plaintiffs' copyrighted motion pictures and replaced it with
12 Defendants' watermarks and trademarks.

13 34. Screenshots demonstrating a watermark containing the PINK VISUAL
14 trademark on Plaintiffs' original streaming and downloaded content are set forth as
15 Examples "1" and "2," respectively, on Composite Exhibit "B," attached hereto.

16 35. Contrastingly, screenshots demonstrating HiSlut.com's,
17 MyHotBook.com's and TheHotLoop.com's removal and replacement of the PINK
18 VISUAL watermark with their watermarks are set forth as Examples "3," "4" and
19 "5," respectively, on Composite Exhibit B.

20 36. Without the authorization, permission or consent of Plaintiffs, John
21 Doe Defendants 1-3 (HiSlut.com, MyHotBook.com and TheHotLoop.com) thus
22 infringed upon Ventura's copyrights by creating derivative works of Plaintiffs'
23 motion pictures, and Vista's trademark rights by reproducing and distributing such
24 works on the websites of co-Defendants, Slutload.com, YouJizz.com and SNTS
25 a/k/a HardSexTube.com. These actions were taken so that John Doe Defendants 1-3
26 (HiSlut.com, MyHotBook.com and TheHotLoop.com) could present Plaintiffs'
27 copyrighted works as originating from them.

1 37. The derivative works created by John Does 1-3 (HiSlut.com,
2 MyHotBook.com and TheHotLoop.com) contain exact copies of the constituent
3 elements of the original works, the copyrights to which are owned by Ventura.

4 38. Ventura did not authorize John Does 1-3 (HiSlut.com,
5 MyHotBook.com and TheHotLoop.com) to create derivative works or copy the
6 constituent elements of its copyrighted works.

7 39. HiSlut.com's, MyHotBook.com's and TheHotLoop.com's removal and
8 replacement of the PINK VISUAL trademark, and their illicit reproduction and
9 distribution of Ventura's copyrighted works, has caused Vista's Trademark to be
10 separated from Plaintiff's works as seen by end users, thereby causing reputational
11 and economic harm to Plaintiffs, and conferring ill-begotten benefits upon
12 Defendants.

13 **B. Slutload.com, YouJizz.com and HardSexTube.com's False**
14 **Designation of Origin**

15 40. Attached hereto as Examples 3, 4 and 5 on Composite Exhibit B are
16 screenshots demonstrating HiSlut.com's, MyHotBook.com's and
17 TheHotLoop.com's reproduction and distribution of Plaintiffs' motion picture works
18 on the websites of co-Defendants, Slutload.com, YouJizz.com and SNTS a/k/a
19 HardSexTube.com.

20 41. Without the authorization, permission or consent of Plaintiffs, John
21 Doe Defendants 4-5 (Slutload.com, YouJizz.com) and SNTS (HardSexTube.com)
22 have publically displayed and distributed Plaintiffs' copyrighted works—bearing
23 Defendants' watermarks and trademarks—on their websites. *See* Composite Exhibit
24 B.

25 42. Slutload.com's, YouJizz.com's and HardSexTube.com's use and
26 distribution in commerce of Plaintiffs' works thus constitutes a false designation of
27 origin, or a false or misleading description or representation of fact, insofar as
28

1 Plaintiffs' works are presented to the end users of Defendants' websites as having
2 originated from one or more of John Doe Defendants 1-3, as opposed to Plaintiffs.

3 43. Slutload.com's, YouJizz.com's and HardSexTube.com's distribution of
4 misbranded copyrighted motion pictures is likely to cause confusion in the minds of
5 consumers as to the source or origin of Plaintiff's copyrighted motion pictures.

6 44. John Doe Defendants 4-5 (Slutload.com, YouJizz.com) and SNTS
7 (HardSexTube.com) distributed the misbranded copyrighted motion pictures despite
8 having full knowledge of Plaintiffs' ownership of the copyrights.

9 45. The actions of John Doe Defendants 4-5 (Slutload.com, YouJizz.com)
10 and SNTS (HardSexTube.com) demonstrate that they have intentionally and
11 deliberately infringed Plaintiffs' rights by distributing copyrighted motion pictures
12 bearing a false designation of source or origin.

13 **IV. Miscellaneous, Conditions Precedent and Attorney's Fees**

14 46. Plaintiffs are suffering irreparable injury and damages as a result of
15 Defendants' conduct, including, but not limited to, loss of control over the quality of
16 promotions, goods and services bearing the Trademark, and loss of royalties, sales,
17 and revenue.

18 47. All conditions precedents to the institution, maintenance and
19 prosecution of this action have occurred have been performed or have otherwise
20 been waived.

21 48. Plaintiffs have retained undersigned counsel to represent them in this
22 matter, and are obligated to pay said counsel a reasonable fee for its services.
23 Plaintiffs are entitled to recover the attorneys' fees and costs incurred in this matter
24 pursuant to 17 U.S.C. § 505 and 15 U.S.C. § 1117.

COUNT I
Copyright Infringement
Violation of 17 U.S.C. §§ 106 and 501
(Ventura Content, Ltd. vs. HiSlut.com, MyHotBook.com and
TheHotLoop.com)

49. The allegations contained in paragraphs 1 through 48 are hereby re-alleged as if fully set forth herein.

50. Plaintiff, Ventura, is the holder of the copyright in and to the registered copyrighted works at issue in this litigation, as set forth on Exhibit A.

51. John Doe Defendants 1-3 (HiSlut.com, MyHotBook.com and TheHotLoop.com) copied the constituent elements of the copyrighted works, created derivative works thereof, and reproduced, distributed and performed such works on the websites of co-Defendants, Slutload.com, YouJizz.com and SNTS a/k/a HardSexTube.com.

52. Ventura Content did not authorize, permit or consent to the copying of its copyrighted works by John Doe Defendants 1-3 (HiSlut.com, MyHotBook.com and TheHotLoop.com.)

53. As a result of the foregoing, John Doe Defendants 1-3 (HiSlut.com, MyHotBook.com and TheHotLoop.com) infringed upon Ventura's exclusive right to:

(A) Reproduce the copyrighted works in copies, in violation of 17 U.S.C. §§ 106(1) and 501;

(B) Prepare derivative works based upon the copyrighted works, in violation of 17 U.S.C. §§ 106(2) and 501;

(C) Distribute copies of the copyrighted works to the public by sale or other transfer of ownership, or by rental, lease or lending, in violation of 17 U.S.C. §§ 106(3) and 501; and

(D) Perform the copyrighted works publicly, in violation of 17 U.S.C. §§

1 106(4) and 501, by showing the works' images in any sequence and/or by making
2 the sounds accompanying the works audible and transmitting said performance of
3 the works, by means of a device or process, to members of the public capable of
4 receiving the display (as set forth in 17 U.S.C. § 101's definitions of "perform" and
5 "publically" perform).

6 54. Each of the infringements committed by John Doe Defendants 1-3
7 (HiSlut.com, MyHotBook.com and TheHotLoop.com) was committed "willfully"
8 within the meaning of 17 U.S.C. § 504(c)(2).

9 55. Ventura has suffered actual damages that were proximately caused by
10 the acts of infringement of John Doe Defendants 1-3 (HiSlut.com, MyHotBook.com
11 and TheHotLoop.com), including lost sales, price erosion and a diminution of the
12 value of its copyrights.

13 **WHEREFORE**, Plaintiff, Ventura, respectfully requests that this Court enter
14 judgment in favor of Ventura and against John Doe Defendants 1-3 (HiSlut.com,
15 MyHotBook.com and TheHotLoop.com):

16 (A) Permanently enjoining John Doe Defendants 1-3 (HiSlut.com,
17 MyHotBook.com and TheHotLoop.com), and their successors, assigns, officers,
18 agents, servants, employees, attorneys or representatives, and any parties in active
19 concert or participation with them from, directly or indirectly, continuing to infringe
20 Ventura's copyrighted works;

21 (B) Ordering that John Doe Defendants 1-3 (HiSlut.com, MyHotBook.com
22 and TheHotLoop.com), and their successors, assigns, officers, agents, servants,
23 employees, attorneys or representatives, and any parties in active concert or
24 participation with them, delete and permanently remove any and all copies of
25 Ventura's copyrighted works from their computers and websites;

26 (C) Awarding Ventura the greater of either Ventura's actual damages and
27 any additional profits of John Doe Defendants 1-3 (HiSlut.com, MyHotBook.com
28 and TheHotLoop.com) pursuant to 17 U.S.C. § 504 (a)-(b); or statutory damages in

1 the amount of \$150,000 per work infringed per Defendant pursuant to 17 U.S.C. §
2 504 (a) and (c);

3 (D) Awarding Ventura its reasonable attorneys' fees and costs pursuant to
4 17 U.S.C. § 505; and

5 (E) Granting Ventura such other and further relief as the Court deems just
6 and proper.

7 **COUNT II**

8 **False Designation of Origin**

9 **Violation of 15 U.S.C. § 1125**

10 **(Vista vs. HiSlut.com, MyHotBook.com and TheHotLoop.com)**

11 56. The allegations contained in paragraphs 1 through 48 are hereby re-
12 alleged as if fully set forth herein.

13 57. In violation of 15 U.S.C. § 1125(a), John Doe Defendants 1-3's
14 (MyHotBook.com's, HiSlut.com's and TheHotLoop.com) reverse palming off and
15 distribution of Plaintiffs' misbranded motion pictures constitutes a false designation
16 of origin, or a false or misleading description or representation of fact, which is
17 likely to cause confusion, mistake or deceive consumers as to the source or origin of
18 the copyrighted motion pictures or Defendants' association with Vista, or Vista's
19 sponsorship or approval of the Defendants' misbranding and distribution of the
20 copyrighted motion pictures.

21 58. Vista cannot control the nature and quality of the goods, services or
22 commercial activities offered by John Doe Defendants 1-3 (HiSlut.com,
23 MyHotBook.com and TheHotLoop.com), and any failure, neglect or default by
24 Defendants in providing same will and does reflect adversely on Vista as their
25 believed source or origin, thus hampering efforts by Vista to protect its reputation,
26 and resulting in loss of sales, a diminution in Vista's reputation, and/or the need for
27 considerable expenditures to promote its goods, services or commercial activities
28 under its trademark PINK VISUAL, all to the irreparable harm of Vista.

1 59. Vista's damages are continuing, and additional injury and damage to
2 Vista will continue to occur so long as the above-alleged unauthorized and
3 infringing use by John Doe Defendants 1-3 (HiSlut.com, MyHotBook.com and
4 TheHotLoop.com) persists.

5 60. The infringement by John Doe Defendants 1-3 (HiSlut.com,
6 MyHotBook.com and TheHotLoop.com) is willful and deliberate, has resulted in
7 gains, profits and advantages to Defendants, and is designed specifically to trade
8 upon the enormous goodwill associated with Vista's PINK VISUAL trademark
9 and/or on Plaintiff's labor associated with creating the movies.

10 61. Vista does not have an adequate remedy at law.

11 **WHEREFORE**, Plaintiff, Vista, respectfully requests that this Court enter
12 judgment in favor of Vista and against John Doe Defendants 1-3 (HiSlut.com,
13 MyHotBook.com and TheHotLoop.com):

14 (A) Permanently enjoining John Doe Defendants 1-3 (HiSlut.com,
15 MyHotBook.com and TheHotLoop.com), and their successors, assigns, officers,
16 agents, servants, employees, attorneys or representatives, and any parties in active
17 concert or participation with them from, directly or indirectly, importing, exporting,
18 distributing, manufacturing, promoting, advertising, selling or offering for sale, any
19 product or service under a mark which incorporates the mark PINK VISUAL, or any
20 other mark that is confusingly similar thereto;

21 (B) Permanently enjoining John Doe Defendants 1-3 (HiSlut.com,
22 MyHotBook.com and TheHotLoop.com), and their successors, assigns, officers,
23 agents, servants, employees, attorneys or representatives, and any parties in active
24 concert or participation with them from, directly or indirectly, removing the PINK
25 VISUAL mark from Ventura's copyrighted motion pictures or placing one of their
26 watermarks or trademarks on one of Ventura's copyrighted motion pictures;

27 (C) Ordering John Doe Defendants 1-3 (HiSlut.com, MyHotBook.com and
28 TheHotLoop.com) to turn over to Vista all goods, labels, signs, prints, packages,

1 wrappers, receptacles, documents, advertisements, letterhead, business cards or
2 other promotional materials in their possession or under their control bearing a mark
3 that incorporates the term PINK VISUAL, or any other mark that is confusingly
4 similar thereto;

5 (D) Ordering John Doe Defendants 1-3 (HiSlut.com, MyHotBook.com and
6 TheHotLoop.com) to turn over to Vista or permanently delete all computer files,
7 goods, labels, signs, prints, packages, wrappers, receptacles, documents,
8 advertisements, letterhead, business cards or other promotional materials in their
9 possession or under their control that comprise a misbranded movie or which are
10 used in association with the sale or distribution of a misbranded copyrighted movie;

11 (E) Awarding Vista three times the amount of Defendants' ill-gotten profits
12 or three times the amount of Vista's damages, whichever amount is greater;

13 (F) Awarding Vista compensatory damages under 15 U.S.C. § 1117;

14 (G) Awarding Vista statutory damages under 15 U.S.C. § 1117;

15 (H) Awarding Vista its attorneys' fees and costs incurred in this action
16 under 15 U.S.C. § 1117; and

17 (I) Granting Vista such other and further relief as the Court deems just and
18 proper.

19 **COUNT III**

20 **False Designation of Origin**

21 **Violation of 15 U.S.C. § 1125**

22 **(Vista vs. Slutload.com, YouJizz.com and HardSexTube.com)**

23 62. The allegations contained in paragraphs 1 through 48 are hereby re-
24 alleged as if fully set forth herein.

25 63. In violation of 15 U.S.C. § 1125(a), John Doe Defendants 4-5
26 (Slutload.com, YouJizz.com) and SNTS (a/k/a HardSexTube.com) distributed
27 copyrighted motion pictures via the internet bearing a false designation of origin
28 which is likely to cause confusion, mistake or deceive consumers as to the source or

1 origin of the copyrighted motion pictures or Defendants' association with Vista, or
2 Vista's sponsorship or approval of the Defendants' distribution of the misbranded
3 copyrighted motion pictures.

4 64. Vista cannot control the nature and quality of the goods, services or
5 commercial activities offered by John Doe Defendants 4-5 (Slutload.com,
6 YouJizz.com) and SNTS (a/k/a HardSexTube.com), and any failure, neglect or
7 default by Defendants in providing same will and does reflect adversely on Vista as
8 their believed source or origin, thus hampering efforts by Vista to protect its
9 reputation, and resulting in loss of sales, a diminution in Vista's reputation, and/or
10 the need for considerable expenditures to promote its goods, services or commercial
11 activities under its Trademark, all to the irreparable harm of Vista.

12 65. Vista's damages are continuing, and additional injury and damage to
13 Vista will continue to occur so long as the above-alleged unauthorized and
14 infringing use by John Doe Defendants 4-5 (Slutload.com, YouJizz.com) and SNTS
15 (a/k/a HardSexTube.com) persists.

16 66. The infringement by John Doe Defendants 4-5 (Slutload.com,
17 YouJizz.com) and SNTS (a/k/a HardSexTube.com) is willful and deliberate, has
18 resulted in gains, profits and advantages to Defendants, and is designed specifically
19 to trade upon the enormous goodwill associated with the Trademark and/or
20 Plaintiff's labor associated with creating the movies.

21 67. Vista does not have an adequate remedy at law.

22 **WHEREFORE**, Plaintiff, Vista, respectfully requests that this Court enter
23 judgment in favor of Vista and against John Doe Defendants 4-5 (Slutload.com,
24 YouJizz.com) and SNTS (a/k/a HardSexTube.com):

25 (A) Permanently enjoining John Doe Defendants 4-5 (Slutload.com,
26 YouJizz.com) and SNTS (a/k/a HardSexTube.com), and their successors, assigns,
27 officers, agents, servants, employees, attorneys or representatives, and any parties in
28 active concert or participation with them from, directly or indirectly, importing,

1 exporting, distributing, manufacturing, promoting, advertising, selling or offering
2 for sale, any product or service under a mark which incorporates the terms PINK
3 VISUAL, or any other mark that is confusingly similar thereto;

4 (B) Permanently enjoining John Doe Defendants 4-5
5 (Slutload.com, YouJizz.com) and SNTS (a/k/a HardSexTube.com) and their
6 successors, assigns, officers, agents, servants, employees, attorneys or
7 representatives, and any parties in active concert or participation with them from,
8 directly or indirectly, removing the PINK VISUAL mark from Ventura's
9 copyrighted motion pictures, or placing one of their watermarks or trademarks on
10 one of Ventura's copyrighted motion pictures;

11 (C) Permanently enjoining John Doe Defendants 4-5 (Slutload.com,
12 YouJizz.com) and SNTS (a/k/a HardSexTube.com) and their successors, assigns,
13 officers, agents, servants, employees, attorneys or representatives, and any parties in
14 active concert or participation with them, from distributing one of Ventura's
15 copyrighted motion pictures which has been misbranded by the removal and
16 replacement of Plaintiff's watermark and trademark;

17 (D) Ordering John Doe Defendants 4-5 (Slutload.com, YouJizz.com) and
18 SNTS (a/k/a HardSexTube.com) to turn over to Vista or permanently delete and
19 destroy all computer files, goods, labels, signs, prints, packages, wrappers,
20 receptacles, documents, advertisements, letterhead, business cards or other
21 promotional materials in their possession or under their control bearing a mark that
22 incorporates the term PINK VISUAL, or any other mark that is confusingly similar
23 thereto;

24 (E) Ordering John Doe Defendants 4-5 (Slutload.com, YouJizz.com) and
25 SNTS (a/k/a HardSexTube.com) to turn over to Vista or permanently delete all
26 computer files, goods, labels, signs, prints, packages, wrappers, receptacles,
27 documents, advertisements, letterhead, business cards or other promotional
28 materials in their possession or under their control that comprise a misbranded

1 motion picture or which are used in association with the sale or distribution of a
2 misbranded copyrighted picture;

3 (F) Permanently enjoining John Doe Defendants 4-5 (Slutload.com,
4 YouJizz.com) and SNTS (a/k/a HardSexTube.com), and their successors, assigns,
5 officers, agents, servants, employees, attorneys or representatives, and any parties in
6 active concert or participation with them, from using any reference to the term PINK
7 VISUAL, or any other mark that is confusingly similar to Vista's Trademark, on
8 their websites;

9 (G) Awarding Vista three times the amount of Defendants' ill-gotten profits
10 or three times the amount of Vista's damages, whichever amount is greater;

11 (H) Awarding Vista compensatory damages under 15 U.S.C. § 1117;

12 (I) Awarding Vista statutory damages under 15 U.S.C. § 1117;

13 (J) Awarding Vista its attorneys' fees and costs incurred in this action
14 under 15 U.S.C. § 1117;

15 (K) Granting Vista such other and further relief as the Court deems just and
16 proper.

17 COUNT IV

18 Contributory False Designation of Origin

19 Violation of 15 U.S.C. § 1125

20 (Vista vs. HiSlut.com, MyHotBook.com and TheHotLoop.com)

21 68. The allegations contained in paragraphs 1 through 48 are hereby re-
22 alleged as if fully set forth herein.

23 69. The above actions of John Doe Defendants 1-3 (HiSlut.com,
24 MyHotBook.com and TheHotLoop.com) and, specifically, their participation in the
25 distribution of Plaintiffs' works lacking Plaintiffs' Trademark on the websites
26 owned by co-Defendants John Does 4-5 (Slutload.com, YouJizz.com) and SNTS
27 (a/k/a HardSexTube.com), constitutes contributory false designation of origin in
28 violation of federal law.

1 70. Each act of contributory false designation of origin has resulted in loss
2 of sales, a diminution in Plaintiff's reputation, and/or the need for considerable
3 expenditures to promote its goods, services or commercial activities under its marks,
4 all to the irreparable harm of Plaintiff.

5 71. Plaintiff's damages are continuing, and additional injury and damage to
6 Plaintiff will continue to occur so long as each of the Defendant's above-alleged
7 unauthorized and confusing uses persists.

8 72. Each of the Defendant's contributory false designations of origin is
9 willful and deliberate, has resulted in gains, profits and advantages to Defendants,
10 and is designed specifically to trade upon the goodwill associated with the PINK
11 VISUAL mark or Plaintiff's labor associated with creating the movies.

12 73. Plaintiff does not have an adequate remedy at law.

13 **WHEREFORE**, Plaintiff, Vista, respectfully requests that this Court enter
14 judgment in favor of Vista and against John Doe Defendants 1-3 (HiSlut.com,
15 MyHotBook.com and TheHotLoop.com):

16 (A) Permanently enjoining John Doe Defendants 1-3 (HiSlut.com,
17 MyHotBook.com and TheHotLoop.com), and their successors, assigns, officers,
18 agents, servants, employees, attorneys or representatives, and any parties in active
19 concert or participation with them from, directly or indirectly, importing, exporting,
20 distributing, manufacturing, promoting, advertising, selling or offering for sale, any
21 product or service under a mark which incorporates the terms PINK VISUAL, or
22 any other mark that is confusingly similar thereto;

23 (B) Permanently enjoining John Doe Defendants 1-3 (HiSlut.com,
24 MyHotBook.com and TheHotLoop.com) and their successors, assigns, officers,
25 agents, servants, employees, attorneys or representatives, and any parties in active
26 concert or participation with them from, directly or indirectly, removing the PINK
27 VISUAL mark from Ventura's copyrighted motion pictures, or placing one of their
28 watermarks or trademarks on one of Ventura's copyrighted motion pictures;

1 (C) Permanently enjoining John Doe Defendants 1-3 (HiSlut.com,
2 MyHotBook.com and TheHotLoop.com) and their successors, assigns, officers,
3 agents, servants, employees, attorneys or representatives, and any parties in active
4 concert or participation with them, from distributing one of Ventura's copyrighted
5 motion pictures which has been misbranded by the removal and replacement of
6 Plaintiffs' watermark and Trademark;

7 (D) Ordering John Doe Defendants 1-3 (HiSlut.com, MyHotBook.com and
8 TheHotLoop.com) to turn over to Vista or permanently delete and destroy all
9 computer files, goods, labels, signs, prints, packages, wrappers, receptacles,
10 documents, advertisements, letterhead, business cards or other promotional
11 materials in their possession or under their control bearing a mark that incorporates
12 the term PINK VISUAL, or any other mark that is confusingly similar thereto;

13 (E) Ordering John Doe Defendants 1-3 (HiSlut.com, MyHotBook.com and
14 TheHotLoop.com) to turn over to Vista or permanently delete all computer files,
15 goods, labels, signs, prints, packages, wrappers, receptacles, documents,
16 advertisements, letterhead, business cards or other promotional materials in their
17 possession or under their control that comprise a misbranded motion picture or
18 which are used in association with the sale or distribution of a misbranded
19 copyrighted picture;

20 (F) Permanently enjoining John Doe Defendants 1-3 (HiSlut.com,
21 MyHotBook.com and TheHotLoop.com), and their successors, assigns, officers,
22 agents, servants, employees, attorneys or representatives, and any parties in active
23 concert or participation with them, from using any reference to the term PINK
24 VISUAL, or any other mark that is confusingly similar thereto, on their websites;

25 (G) Awarding Vista three times the amount of Defendants' ill-gotten profits
26 or three times the amount of Vista's damages, whichever amount is greater;

27 (H) Awarding Vista compensatory damages under 15 U.S.C. § 1117;

28 (I) Awarding Vista statutory damages under 15 U.S.C. § 1117;

1 (J) Awarding Vista its attorneys' fees and costs incurred in this action
2 under 15 U.S.C. § 1117;

3 (K) Granting Vista such other and further relief as the Court deems just and
4 proper.

5 DATED: May 15, 2012

6 Respectfully submitted,

7
8 **LIPSCOMB, EISENBERG & BAKER, PL**
9 *Attorneys for Plaintiffs*

10
11 By: 
12 Deborah B. Baker

EXHIBIT A

No.	Episode Id.	Copyright	Infringer	Site
1	ASP006	PA0001365208	hislut.com	www.slutload.com
2	ASP028	PA0001611332	hislut.com	www.slutload.com
3	BBG011	PA0001377150	hislut.com	www.slutload.com
4	BES059	PA0001383753	hislut.com	www.slutload.com
5	BJR087	PA0001676328	hislut.com	www.hardsextube.com
6	BSB219	PA0001676340	hislut.com	www.slutload.com
7	BSB233	PA0001646277	hislut.com	www.slutload.com
8	CFMX003	PA0001646276	hislut.com	www.hardsextube.com
9	CFMX006	PA0001649219	myhotbook.com	www.slutload.com
10	CFMX033	PA0001649219	myhotbook.com	www.slutload.com
11	CFMX045	PA0001649219	myhotbook.com	www.slutload.com
12	CFMX049	PA0001649219	myhotbook.com	www.slutload.com
	CFMX049		myhotbook.com	www.slutload.com
	CFMX049		myhotbook.com	www.slutload.com
	CFMX049		myhotbook.com	www.slutload.com
13	CFMX050	PA0001649219	myhotbook.com	www.youjizz.com
	CFMX050		myhotbook.com	www.slutload.com
14	CST001	PA0001365214	hislut.com	www.hardsextube.com
15	CST008	PA0001339094	hislut.com	www.hardsextube.com
16	CST034	PA0001382749	hislut.com	www.hardsextube.com
17	CST044	PA0001665253	hislut.com	www.hardsextube.com
18	CST045	PA0001382769	hislut.com	www.slutload.com
	CST045		hislut.com	www.hardsextube.com
19	CST048	PA0001382761	hislut.com	www.hardsextube.com
20	CST065	PA0001673981	hislut.com	www.hardsextube.com
21	CST086	PA0001677996	hislut.com	www.youjizz.com
22	CST161	PA0001649287	hislut.com	www.hardsextube.com
23	CWP091	PA0001664794	myhotbook.com	www.slutload.com
24	CWP127	PA0001664794	myhotbook.com	www.slutload.com
25	EH104, EH171	PA0001377158	hislut.com	www.slutload.com
26	EH165	PA0001377158	hislut.com	www.slutload.com
27	EXH107	PA0001676347	hislut.com	www.hardsextube.com
28	EXH140	PA0001678342	hislut.com	www.slutload.com
29	FTS017	PA0001344258	hislut.com	www.hardsextube.com
30	GBJ001	PA0001676312	hislut.com	www.hardsextube.com
31	GBJ005	PA0001670558	myhotbook.com	www.slutload.com
32	GBJ014	PA0001670558	myhotbook.com	www.slutload.com
33	GBJ015	PA0001670558	myhotbook.com	www.slutload.com
34	GBS139	PA0001611332	hislut.com	www.slutload.com
35	GBS141	PA0001383988	hislut.com	www.youjizz.com

36	GBS144	PA0001678340	thehotloop.com	www.slutload.com
	GBS144		thehotloop.com	www.slutload.com
37	GBS148	PA0001678340	thehotloop.com	www.slutload.com
	GBS148		thehotloop.com	www.slutload.com
38	HBG014	PA0001383720	hislut.com	www.hardsextube.com
39	HCT026	PA0001676342	hislut.com	www.hardsextube.com
40	HFB281	PA0001649287	hislut.com	www.hardsextube.com
41	HFD095	PA0001649271	myhotbook.com	www.youjizz.com
	HFD095		myhotbook.com	www.slutload.com
42	HFD0113	PA0001673971	hislut.com	www.slutload.com
43	HFD0115	PA0001649271	myhotbook.com	www.youjizz.com
	HFD0115		myhotbook.com	www.slutload.com
44	HFD0131	PA0001649271	myhotbook.com	www.slutload.com
45	HFD0136	PA0001649271	myhotbook.com	www.youjizz.com
	HFD0136		myhotbook.com	www.slutload.com
46	HFD0143	PA0001649271	myhotbook.com	www.youjizz.com
	HFD0143		myhotbook.com	www.slutload.com
47	HFLS009	PA0001614615	hislut.com	www.slutload.com
48	HFLS038	PA0001340324	myhotbook.com	www.slutload.com
	HFLS038		hislut.com	www.slutload.com
49	HFLS176	PA0001673993	hislut.com	www.hardsextube.com
50	HWB008	PA0001365199	hislut.com	www.slutload.com
51	HWB010	PA0001365199	hislut.com	www.hardsextube.com
52	HWB029	PA0001340323	hislut.com	www.hardsextube.com
53	HWB036	PA0001340323	hislut.com	www.hardsextube.com
54	HWB040	PA0001649291	myhotbook.com	www.slutload.com
55	HWB051	PA0001382830	hislut.com	www.hardsextube.com
56	HWB069	PA0001676417	hislut.com	www.slutload.com
57	HWB072	PA0001676355	hislut.com	www.hardsextube.com
58	ICB008	PA0001383743	hislut.com	www.hardsextube.com
59	ICB012	PA0001673995	hislut.com	www.hardsextube.com
60	MS210	PA0001382756	hislut.com	www.slutload.com
61	MS303	PA0001688085	hislut.com	www.slutload.com
62	MSTG005	PA0001676332	hislut.com	www.hardsextube.com
63	OSP045	PA0001664652	myhotbook.com	www.slutload.com
64	OSP083	PA0001676306	myhotbook.com	www.slutload.com
65	SGP010	PA0001344267	hislut.com	www.slutload.com
66	SS067	PA0001646280	hislut.com	www.hardsextube.com
67	TAP014	PA0001614613	hislut.com	www.slutload.com
68	TAP026	PA0001649174	hislut.com	www.slutload.com
69	TFC196	PA0001670550	myhotbook.com	www.slutload.com
70	TFC199	PA0001611332	hislut.com	www.hardsextube.com
71	TFC216	PA0001670550	myhotbook.com	www.slutload.com

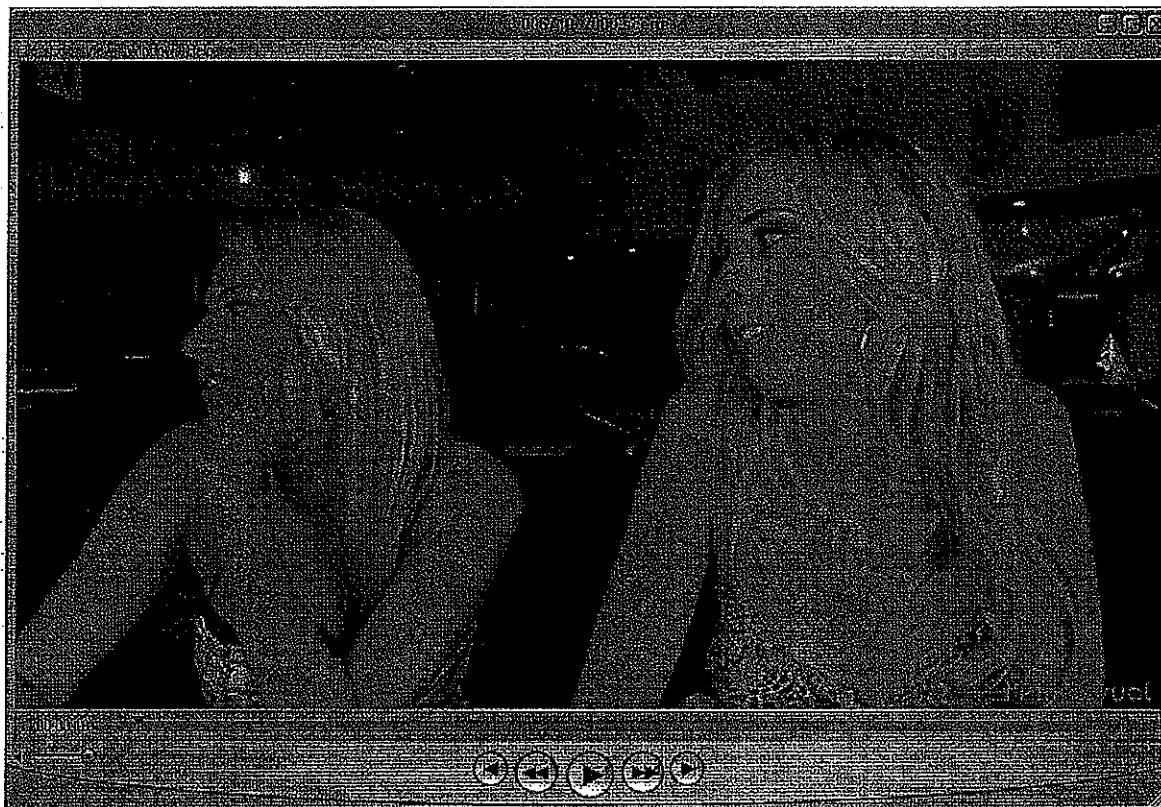
72	TFC218	PA0001670550	myhotbook.com	www.slutload.com
73	TFC228	PA0001670550	myhotbook.com	www.slutload.com
	TFC228		myhotbook.com	www.slutload.com
74	TFC280	PA0001665254	myhotbook.com	www.slutload.com
75	TFC290	PA0001665254	myhotbook.com	www.slutload.com
76	TFC294	PA0001665254	myhotbook.com	www.slutload.com
77	TFC299	PA0001676429	hislut.com	www.hardsextube.com
78	VTL003	PA0001676350	hislut.com	www.slutload.com
79	VTL015	PA0001676350	hislut.com	www.slutload.com
80	WFT015	PA0001365201	hislut.com	www.hardsextube.com
81	WFT024	PA0001344263	hislut.com	www.hardsextube.com
82	WFT025	PA0001344263	hislut.com	www.slutload.com
83	WFT028	PA0001383746	hislut.com	www.hardsextube.com
84	WFT053	PA0001611332	hislut.com	www.hardsextube.com
85	WS027	PA0001673990	myhotbook.com	www.slutload.com
	WS027		myhotbook.com	www.slutload.com
86	WS035	PA0001673990	myhotbook.com	www.slutload.com
87	WS043	PA0001673990	myhotbook.com	www.slutload.com
88	WS050	PA0001673990	myhotbook.com	www.slutload.com
89	WS057	PA0001673990	myhotbook.com	www.youjizz.com
	WS057		myhotbook.com	www.slutload.com

COMPOSITE EXHIBIT B

Example 1: Pink Visual watermark on original streaming content:



Example 2: Pink Visual watermark on original downloaded content:



Example 3: HiSlut.com watermark on Plaintiffs' proprietary content:



Example 4: MyHotBook.com watermark on Plaintiffs' proprietary content:

www.youjizz.com/videos/cassidy-blue,-kelly-wells-and-riley-evans-2273188.html


Sign Up Free! Login Upload! Check us out 480p HD on your mobile device now! Filter Content: Sex / Gay / Shemale

Youjizz
Yes sir!

BIG TIT CAMS	EBONY CAMS	LATINA CAMS
TEEN CAMS	ASIAN CAMS	LESBIAN CAMS
PREGNANT CAMS	COUPLE CAMS	GAY CAMS

POPULAR NEWEST TOP RATED RANDOM LIVE SEX FREE CAMS LIVE GIRLS MEET & FUCK CARTOON SEX

WATCH HD GF REVENGE 18+ TEENZ MOMZ CATEGORIES EX-GIRLFRIENDS 3D TOONSEX



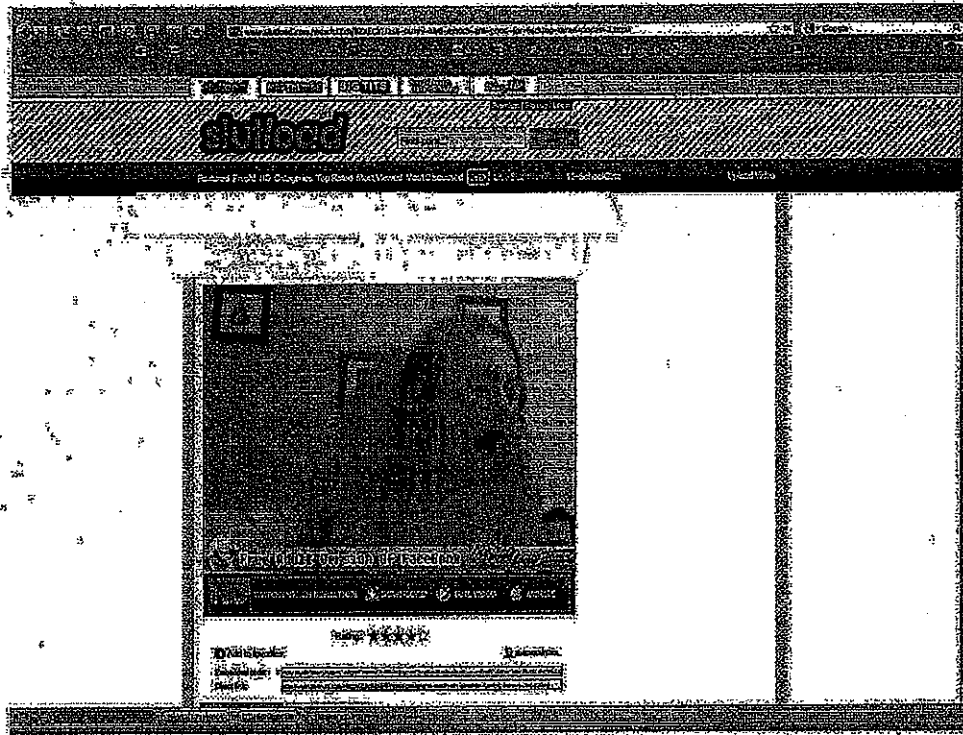
Cassidy Blue, Kelly Wells And Riley Evans

Site: LAST MINUTE DEAL! GET PREMIUM ACCESS FOR \$11
Runtime: 17:12
Views: 4233
Add To Favorites

Rating: 4.0/5 (5 votes cast)

Tags: Cassidy Blue , Kelly Wells , Riley Evans , hand job , cumshot , blonde , babe , hot , sexy , pornstars ,

Example 5: TheHotLoop.com watermark on Plaintiffs' proprietary content.



Note: Sexually explicit text intentionally deleted by Plaintiffs.