

FILED

2012 JUL 12 AM 10:28

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

BY _____

1 MARC E. MAYER (190969)
mem@msk.com
2 EMILY F. EVITT (261491)
efe@msk.com
3 MITCHELL SILBERBERG & KNUPP LLP
11377 West Olympic Boulevard
4 Los Angeles, CA 90064-1683
Telephone: (310) 312-2000
5 Facsimile: (310) 312-3100

6 Attorneys for Plaintiff
Manwin Licensing International S.à.r.l.

8 UNITED STATES DISTRICT COURT
9 CENTRAL DISTRICT OF CALIFORNIA

10
11 MANWIN LICENSING
12 INTERNATIONAL S.A.R.L.,

13 Plaintiff,

14 v.

15 DOES 1 through 10, d/b/a "youporn-
deutsch.com," "youpornhard.com,"
16 "youporn-nederlandse.com," "free-
youporn.com," "redtube-youporn.com,"
17 "uporno.com," "youporn.milf-fu-
ing.info," "youporn-beurette.com,"
18 "youporncams.com," "youpornfr.com,"
"youporn-fr.net," "youporn-hq.com,"
19 "youpornhubsexe.com,"
"youpornmobile.com,"
20 "youpornnoz.com," "youpornsexy.com,"
"youporn-x.com,"
21 "youpornyourself.com," "yplf.com,"
"tube8.org," "tube8.info,"
22 "tube8sexy.com," "tube8-fr.com," and
"xhamstertube8.com,"

23 Defendants.
24
25
26
27
28

CASE NO.

CV 12-5993

**COMPLAINT FOR VIOLATION
OF THE ANTI-
CYBERSQUATTING CONSUMER
PROTECTION ACT**

1 Plaintiff Manwin Licensing International S.à.r.l. ("Manwin") avers as
2 follows:

3
4 **PRELIMINARY STATEMENT**

5 1. This is an action for unlawful cybersquatting and for violation of the
6 Anti-Cybersquatting Consumer Protection Act, 15 U.S.C. § 1125(d) ("ACPA").
7 By this action, Manwin seeks to put an immediate stop to, and to obtain redress
8 for, Defendants' massive and coordinated campaign of cybersquatting and
9 misappropriating Manwin's YOUPORN and TUBE8 trademarks in no fewer than
10 24 domain names, each of which was registered unlawfully and in bad faith by
11 Defendants.

12 2. Manwin owns and licenses the trademarks and domain names used for
13 many of the best-known adult-oriented websites in the world. Among the brands
14 and trademarks owned and controlled by Manwin are the marks YOUPORN and
15 TUBE8. "YouPorn" and "Tube8" are used by Manwin and its licensees as the
16 names of two popular Internet websites, www.youporn.com (the "YouPorn
17 website") and www.tube8.com (the "Tube8 website"). The YouPorn and Tube8
18 websites are visited by millions of people each day and are among the most
19 popular and most visited websites in the United States.

20 3. Defendants are one or more individuals in the "business" of acquiring
21 and exploiting Internet domain names incorporating well-known trademarks
22 owned by others (a practice known as "cybersquatting"). Cybersquatters seek to
23 trade off popular brand names and websites owned by others by registering and
24 using confusingly similar domain names to re-direct (or mis-direct) members of the
25 public to the cybersquatter's website, rather than to the trademark owner's
26 legitimate website. This case presents a paradigmatic example of unlawful
27 cybersquatting. Defendants, who have no rights in the trademarks YOUPORN or
28 TUBE8, registered no fewer than 24 domain names containing variants of the

1 YOUTORN and TUBE8 marks and then used those domain names for websites
 2 providing competing adult-oriented services. Some of the unauthorized
 3 YOUTORN and TUBE8 variants used by Defendants are intended to confuse
 4 consumers into believing that their websites are foreign variants of the YouPorn or
 5 Tube8 websites (e.g., "youporn-deutch.com," "youporn-nederlandse.com").
 6 Others are intended to take advantage of common misspellings or typographical
 7 errors, a practice sometimes known as "typosquatting" (e.g. "uporno.com"). All of
 8 Defendants' infringing domain names direct the user to adult-oriented content and
 9 services that directly compete with Manwin's YouPorn and Tube8 websites.

10 4. Defendants' bad faith and willful conduct has caused, and is
 11 continuing to cause, severe and irreparable damage to Manwin. This lawsuit seeks
 12 to enjoin such conduct and compensate Manwin for the injury it has suffered.

14 JURISDICTION AND VENUE

15 5. This is an action arising under the Lanham Act, 15 U.S.C. § 1125, et
 16 seq. This Court has subject matter jurisdiction over this action pursuant to 15
 17 U.S.C. § 1121 and 28 U.S.C. §§ 1331 and 1338 because it arises under the federal
 18 Lanham Act.

19 6. Defendants are subject to personal jurisdiction in the State of
 20 California because their acts and omissions took place in substantial part and
 21 caused impacts in the State of California, including in Los Angeles County,
 22 California.

23 7. Venue is proper in this judicial district pursuant to 28 U.S.C.
 24 § 1391(b) because a substantial part of the acts, omissions and events giving rise to
 25 the claims asserted in this Complaint occurred in this judicial district.

27 THE PARTIES

28 8. Plaintiff Manwin Licensing International S.à.r.l. is, and at all relevant

1 times was, a business entity organized as a “Société à responsabilité limitée” under
2 the laws of Luxembourg, and having its principal place of business in the City of
3 Luxembourg, Luxembourg. Manwin’s affiliates and licensees include Manwin
4 USA, Inc., Manwin D.P. Corp., and Playboy Plus Entertainment, Inc., all of which
5 have principal places of business in Los Angeles, California.

6 9. Plaintiff is unaware of the true names or capacities of the Defendants
7 sued herein under the fictitious names DOES 1 through 10, inclusive. Plaintiff is
8 informed and believes, and on that basis avers, that DOES 1 through 10 either (1)
9 directly performed the acts alleged herein, (2) were acting as the agents, principals,
10 alter egos, employees, or representatives of the other Defendants, and/or (3)
11 otherwise participated in the acts alleged herein with other Defendants.
12 Accordingly, Defendants DOES 1 through 10 each are liable for all of the acts
13 alleged herein because they were the cause in fact and proximate cause of all
14 injuries suffered by Plaintiff as alleged herein. Plaintiff will amend the Complaint
15 to state the true names of Defendants DOES 1 through 10 when their identities are
16 discovered.

17 18 **THE DOMAIN NAME SYSTEM**

19 10. The Internet is an international network of interconnected servers and
20 computers. Each computer or host server connected to the Internet has a unique
21 identity, established by its Internet Protocol (“IP”) address. An IP address consists
22 of a string of four numbers, separated by periods (e.g., 123.45.67.89). The unique
23 IP address ensures that users are directed to the computer or host server for the
24 particular website they intend to visit.

25 11. Because the string of numbers contained in IP addresses is difficult to
26 remember, the Domain Name System (“DNS”) was introduced to allow individual
27 users to identify a computer using an easier-to-remember alphanumeric “domain
28 name” such as “YouPorn.com.” The unique domain name is incorporated into a

1 Uniform Resource Locator (“URL”). Internet users connect to a website by typing
2 the URL into (or linking to the URL through) their browser. The DNS ensures that
3 each unique alphanumeric “domain name” and URL corresponds to a specific
4 numerical IP address. When an Internet user enters a domain name and URL into
5 a browser, the URL is sent to a DNS server. The server looks up the IP address
6 assigned to that domain name. The browser then links to the server having that IP
7 address, which hosts the desired website.

8 12. To acquire a domain name, members of the public (“registrants”)
9 purchase that domain name from “registrars” such as GoDaddy and Network
10 Solutions. Registrants pay an initial registration fee, along with an annual fee, to
11 the registrar. In return, the domain name is reserved for the exclusive use of the
12 registrant and cannot be used by any other person or entity.

13 13. Typically, registrars record and make publicly available the names
14 and contact information of registrants. Such information generally can be found
15 using a search of the Internet “WhoIs” database. The WhoIs database is intended,
16 among other things, to ensure that members of the public, such as the owners of
17 intellectual property rights, have the ability to make contact with the owners of a
18 website or domain name, including to register complaints concerning the content
19 of the website or domain name. However, many individuals and entities have
20 sought to exploit the Internet for various nefarious ends. These individuals do not
21 wish to be located by rights holders or others, and thus have sought ways to
22 register websites anonymously. As a result, an entire industry has arisen offering
23 so-called domain name “privacy services.” These domain “privacy services,”
24 including the “domainsbyproxy” service frequently used by Defendants, register
25 domain names on behalf of their clients in the name of the privacy service (rather
26 than in the name of the client). The privacy service then licenses the domain name
27 back to the client. Thus, a “WhoIs” search for a domain name registered by a
28 privacy service will disclose the registrant of the domain name as the *privacy*

1 *service*, and the only contact information listed will be an email address used by
2 the privacy service.

3
4 **PLAINTIFF AND ITS TRADEMARKS**

5 14. Manwin owns and licenses one of the largest portfolios of premium
6 adult-oriented domain names and trademarks. Among Manwin's most popular
7 websites are YouPorn, located at www.youporn.com, and Tube8, located at
8 www.tube8.com. The YouPorn and Tube8 websites each offer visitors access to a
9 library of user-uploaded adult-oriented content. The YouPorn and Tube8 websites
10 are among the most visited websites on the Internet, and millions of people
11 throughout the world visit each of these websites every day. Indeed, according to
12 the web metrics firm "Alexa," the YouPorn website and the Tube8 website are,
13 respectively, the 84th and 121st most visited websites in the United States.

14 15. The YouPorn and Tube8 websites distinguish themselves from other
15 similar websites by offering a large selection of high-quality content in a
16 searchable, easy-to-use, secure environment. Manwin has invested considerable
17 resources designing and maintaining the YouPorn and Tube8 websites, advertising
18 the websites, and ensuring that the websites convey a distinctive and recognizable
19 image and commercial impression. As a result, the YouPorn and Tube8 websites
20 are widely recognized around the world and have obtained a reputation among
21 members of the consuming public for high-quality adult content.

22 16. Manwin is the owner of common law rights, and of a valid and
23 subsisting trademark registration for YOUPORN, Reg. No. 3534702, which is
24 registered on the Principal Register of the United States Patent and Trademark
25 Office. ("The YOUPORN Mark"). Additionally, Manwin has filed applications
26 for the U.S. service mark TUBE8 (Serial Nos. 85388947 and 85396043) for video-
27 on-demand transmission services and related services, and possesses common law

1 rights in the mark TUBE8 in connection with adult-oriented Internet services (the
2 “TUBE8 Marks”).

3 17. The YOUPORN and TUBE8 Marks are protectable and not generic.
4 Plaintiff has invested considerable time, effort, and financial resources cultivating
5 consumer recognition and goodwill in the YOUPORN and TUBE8 Marks and in
6 the YouPorn and Tube8 websites, and establishing a strong association in the
7 minds of the consuming public between the YOUPORN and TUBE8 Marks and
8 premium, free adult entertainment. As a result, the YOUPORN and TUBE8 Marks
9 have achieved secondary meaning within the adult entertainment industry and in
10 the minds of the public at large.

11 DEFENDANTS AND THEIR UNLAWFUL CONDUCT

12
13 18. Defendants are individuals or entities with no affiliation to Manwin
14 and without any rights to the YOUPORN or TUBE8 Marks. Nevertheless,
15 between 2005 and 2010, Defendants caused to be registered no fewer than 24
16 domain names that contain the phrases “YouPorn” and/or “Tube8,” and/or are
17 confusingly similar to Manwin’s YOUPORN and TUBE8 Marks.

18 19. Among the domain names registered by Defendants are the following
19 24 domain names: “youporn-deutsch.com,” “youpornhard.com,” “youporn-
20 nederlandse.com,” “free-youporn.com,” “redtube-youporn.com,” “uporno.com,”
21 “youporn.milf-fu--ing.info,” “youporn-beurette.com,” “youporncams.com,”
22 “youpornfr.com,” “youporn-fr.net,” “youporn-hq.com,” “youpornhubsexe.com,”
23 “youpornmobile.com,” “youpornoz.com,” “youpornsexy.com,” “youporn-x.com,”
24 “youpornyourself.com,” “yplf.com,” “tube8.org,” “tube-8.info,” “tube8sexy.com,”
25 “tube8-fr.com,” and “xhamstertube8.com” (the “Infringing Domains”).

26 20. All of the Infringing Domains were registered through the domain
27 name registrar “GoDaddy.” Additionally, many (indeed, most) of the Infringing

1 Domains were registered using the privacy service "Domains By Proxy," and thus
2 list "Domains by Proxy" as the owner and administrative contact.

3 21. Based on the similarity of the Infringing Domains and the manner in
4 which they were registered, Manwin is informed and believes, and on that basis
5 avers, that all of the Infringing Domains were registered (or caused to be
6 registered) either by a single individual or a group of individuals acting in concert
7 with each other. Because Defendants have used anonymous e-mail addresses, false
8 names, or the services of Domains by Proxy to protect their identities, Manwin has
9 been unable to determine the true identities of Defendants, but will amend its
10 complaint upon learning such information.

11 22. Defendants are, and at all relevant times were, well aware of the
12 infringing nature of the Infringing Domains. Indeed, the only reason why
13 Defendants obtained the Infringing Domains was to divert traffic away from
14 Manwin's YouPorn and Tube8 websites and confuse consumers into visiting their
15 competing websites instead. Moreover, Defendants' knowledge of their infringing
16 conduct is evidenced by their anonymous registration of the Infringing Domains,
17 rather than using their own real names.

18
19 **FIRST CLAIM FOR RELIEF**

20 [Violation of the Anti-Cybersquatting Act – 15 U.S.C. § 1125(d)]
21

22 23. Manwin realleges each and every allegation set forth in Paragraphs 1
23 through 22, inclusive, and incorporates them by reference herein.

24 24. Manwin owns all rights in and to the YOUPORN and TUBE8 Marks.
25 The YOUPORN and TUBE8 Marks are distinctive and famous.

26 25. Defendants have registered, trafficked in, and/or used the Infringing
27 Domains, which are identical or confusingly similar to Manwin's YOUPORN or
28

1 TUBE8 Marks. Indeed, the Infringing Domains each incorporate the YOUNORN
2 or TUBE8 Marks.

3 26. Defendants' use of the Infringing Domains has, at all times, been an
4 intentional and willful attempt to profit, in bad faith, from the YOUNORN and/or
5 TUBE8 Marks. Among other things, (a) Defendants have no trademark or other
6 intellectual property rights in the YOUNORN or TUBE8 Marks or the Infringing
7 Domains; (b) Defendants are not making any *bona fide* noncommercial or fair use
8 of the YOUNORN or TUBE8 Marks; (c) Defendants intend to divert traffic from
9 the official YouPorn and Tube8 websites; (d) the YOUNORN and TUBE8 Marks
10 are well known marks, associated throughout the world with Manwin's premium,
11 free adult entertainment services; and (e) Defendants at all times knew that they
12 did not possess any trademark, other intellectual property rights, or any other rights
13 whatsoever in the YOUNORN and TUBE8 Marks, and registered the Infringing
14 Domains with (and despite) that knowledge.

15 27. As a direct and proximate result of Defendants' conduct, Manwin is
16 entitled to damages and to Defendants' profits in amounts to be proven at trial,
17 which are not currently ascertainable. Alternatively, Manwin is entitled to
18 maximum statutory damages of \$100,000 for each Infringing Domain pursuant to
19 15 U.S.C. § 1117(d), for a total amount of up to \$2.4 million.

20 28. Manwin further is entitled to its attorneys' fees and costs pursuant to
21 15 U.S.C. § 1117(a).

22 29. As a result of Defendants' acts and conduct, Manwin has sustained
23 and will continue to sustain substantial, immediate, and irreparable injury, for
24 which there is no adequate remedy at law. Manwin is informed and believes, and
25 on that basis avers, that, unless enjoined and restrained by this Court, Defendants
26 will continue to infringe Manwin's valuable YOUNORN and TUBE8 Marks.
27 Manwin is entitled to temporary, preliminary, and permanent injunctive relief to
28 restrain and enjoin Defendants' continuing infringing conduct.

PRAYER FOR RELIEF

WHEREFORE, Manwin respectfully requests judgment against Defendants and each of them as follows:

1. Preliminarily and permanently enjoining Defendants, their agents, representatives, employees, assigns and suppliers, and all persons acting in concert or privity with them, from using the Infringing Domains, or any other name or mark or domain name that is likely to cause confusion, to cause mistake, or to deceive with respect to the YOUPORN or TUBE8 Marks, or from otherwise competing unfairly with Manwin;

2. Directing Defendants to transfer to Manwin the domain name registrations for the Infringing Domains, including but not limited to the domain names "youporn-deutsch.com," "youpornhard.com," "youporn-nederlandse.com," "free-youporn.com," "redtube-youporn.com," "uporno.com," "youporn.milf-fu--ing.info," "youporn-beurette.com," "youporncams.com," "youpornfr.com," "youporn-fr.net," "youporn-hq.com," "youpornhubsexex.com," "youpornmobile.com," "youpornoz.com," "youpornsexy.com," "youporn-x.com," "youpornyourself.com," "yplf.com," "tube8.org," "tube-8.info," "tube8sexy.com," "tube8-fr.com," and "xhamstertube8.com".

3. Awarding Manwin maximum statutory damages under 15 U.S.C. § 1117(d), of \$100,000 per infringing domain name, for a total of up to \$2.4 million in statutory damages;

4. Awarding Manwin its damages and Defendants' profits derived by reason of the unlawful acts complained of herein as provided by law;

5. Awarding Manwin its reasonable attorneys' fees, prejudgment interest, and costs of suit as provided by law;

//

1 6. Such other relief as the Court may deem just and proper.

2
3 DATED: July 11, 2012

MARC E. MAYER
EMILY F. EVITT
MITCHELL SILBERBERG & KNUPP LLP

4
5
6 By: _____

Marc E. Mayer
Attorneys for Plaintiff
Manwin Licensing International S.à.r.l.

DEMAND FOR JURY TRIAL

Plaintiff demands a trial by jury of all issues triable of right by jury.

DATED: July 11, 2012

MARC E. MAYER
EMILY F. EVITT
MITCHELL SILBERBERG & KNUPP LLP

By: 

Marc E. Mayer
Attorneys for Plaintiff
Manwin Licensing International S.à.r.l.

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

NOTICE OF ASSIGNMENT TO UNITED STATES MAGISTRATE JUDGE FOR DISCOVERY

This case has been assigned to District Judge Dean D. Pregerson and the assigned discovery Magistrate Judge is John E. McDermott.

The case number on all documents filed with the Court should read as follows:

CV12- 5993 DDP (JEMx)

Pursuant to General Order 05-07 of the United States District Court for the Central District of California, the Magistrate Judge has been designated to hear discovery related motions.

All discovery related motions should be noticed on the calendar of the Magistrate Judge

=====

NOTICE TO COUNSEL

A copy of this notice must be served with the summons and complaint on all defendants (if a removal action is filed, a copy of this notice must be served on all plaintiffs).

Subsequent documents must be filed at the following location:

☒ **Western Division**
312 N. Spring St., Rm. G-8
Los Angeles, CA 90012

☐ **Southern Division**
411 West Fourth St., Rm. 1-053
Santa Ana, CA 92701-4516

☐ **Eastern Division**
3470 Twelfth St., Rm. 134
Riverside, CA 92501

Failure to file at the proper location will result in your documents being returned to you.

MARC E. MAYER (SBN 190969) mem@msk.com
 EMILY F. EVITT (261491) efe@msk.com
 MITCHELL SILBERBERG & KNUPP LLP
 11377 W. Olympic Boulevard
 Los Angeles, California 90064
 Tel.: (310) 312-2000 Fax: (310) 312-3100

UNITED STATES DISTRICT COURT
 CENTRAL DISTRICT OF CALIFORNIA

MANWIN LICENSING INTERNATIONAL S.A.R.L.
 PLAINTIFF(S)

v.

DOES 1 through 10, d/b/a "youporn-deutsch.com,"
 "youpornhard.com," "youporn-nederlandse.com," "free-
 youporn.com," "redtube-youporn.com," "uporno.com,"
 "youporn.milf-fu--ing.info," "youporn-beurette.com,"
 "youporncams.com," "youpornfr.com," "youporn-fr.net,"
 "youporn-hq.com," "youpornhubsexe.com,"
 "youpornmobile.com," "youpornoz.com," "youpornsexy.com,"
 "youporn-x.com," "youpornyourself.com," "yplf.com,"
 "tube8.org," "tube-8.info," "tube8sexy.com," "tube8-fr.com," and
 "xhamstertube8.com,"

DEFENDANT(S).

CASE NUMBER

CV12-5993 -DDP (JEM)

SUMMONS

TO: DEFENDANT(S): DOES 1 through 10, d/b/a "youporn-deutsch.com," "youpornhard.com," "youporn-nederlandse.com,"
 "free-youporn.com," "redtube-youporn.com," "uporno.com," "youporn.milf-fu--ing.info," "youporn-beurette.com,"
 "youporncams.com," "youpornfr.com," "youporn-fr.net," "youporn-hq.com," "youpornhubsexe.com," "youpornmobile.com,"
 "youpornoz.com," "youpornsexy.com," "youporn-x.com," "youpornyourself.com," "yplf.com," "tube8.org," "tube-8.info,"
 "tube8sexy.com," "tube8-fr.com," and "xhamstertube8.com,"

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it), you must serve on the plaintiff an answer to the attached ☒ complaint ☐ _____ amended complaint ☐ counterclaim ☐ cross-claim or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff's attorney, Marc Mayer, whose address is Mitchell Silberberg & Knupp LLP, 11377 W. Olympic Boulevard, Los Angeles CA 90064. If you fail to do so, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Dated: JUL 12 2012

Clerk, U.S. District Court

By: Marilyn D...

Deputy Clerk

(Seal of the Court)

[Use 60 days if the defendant is the United States or a United States agency, or is an officer or employee of the United States. Allowed 60 days by Rule 12(a)(3)].

MARC E. MAYER (SBN 190969) mem@msk.com
 EMILY F. EVITT (261491) efe@msk.com
 MITCHELL SILBERBERG & KNUPP LLP
 11377 W. Olympic Boulevard
 Los Angeles, California 90064
 Tel.: (310) 312-2000 Fax: (310) 312-3100

UNITED STATES DISTRICT COURT
 CENTRAL DISTRICT OF CALIFORNIA

MANWIN LICENSING INTERNATIONAL S.A.R.L.
 PLAINTIFF(S)

v.

DOES 1 through 10, d/b/a "youporn-deutsch.com,"
 "youpornhard.com," "youporn-nederlandse.com," "free-
 youporn.com," "redtube-youporn.com," "uporno.com,"
 "youporn.milf-fu-ing.info," "youporn-beurette.com,"
 "youporncams.com," "youpornfr.com," "youporn-fr.net,"
 "youporn-hq.com," "youpornhubsexe.com,"
 "youpornmobile.com," "youpornnoz.com," "youpornsexy.com,"
 "youporn-x.com," "youpornyourself.com," "yplf.com,"
 "tube8.org," "tube-8.info," "tube8sexy.com," "tube8-fr.com," and
 "xhamstertube8.com,"

DEFENDANT(S).

CASE NUMBER

CV12-5993

DDP (JEM)

SUMMONS

TO: DEFENDANT(S): DOES 1 through 10, d/b/a "youporn-deutsch.com," "youpornhard.com," "youporn-nederlandse.com,"
 "free-youporn.com," "redtube-youporn.com," "uporno.com," "youporn.milf-fu-ing.info," "youporn-beurette.com,"
 "youporncams.com," "youpornfr.com," "youporn-fr.net," "youporn-hq.com," "youpornhubsexe.com," "youpornmobile.com,"
 "youpornnoz.com," "youpornsexy.com," "youporn-x.com," "youpornyourself.com," "yplf.com," "tube8.org," "tube-8.info,"
 "tube8sexy.com," "tube8-fr.com," and "xhamstertube8.com,"

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it), you must serve on the plaintiff an answer to the attached ☒ complaint ☐ amended complaint ☐ counterclaim ☐ cross-claim or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff's attorney, Marc Mayer, whose address is Mitchell Silberberg & Knupp LLP, 11377 W. Olympic Boulevard, Los Angeles CA 90064. If you fail to do so, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Dated: JUL 12 2012

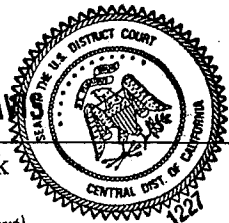
Clerk, U.S. District Court

By:

MARILYN DAY

Deputy Clerk

(Seal of the Court)



[Use 60 days if the defendant is the United States or a United States agency, or is an officer or employee of the United States. Allowed 60 days by Rule 12(a)(3)].

**UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA
CIVIL COVER SHEET**

I (a) PLAINTIFFS (Check box if you are representing yourself ☐)
MANWIN LICENSING INTERNATIONAL S.A.R.L.,

DEFENDANTS
DOES 1 through 10, d/b/a "youporn-deutsch.com," et al. SEE ATTACHMENT

(b) Attorneys (Firm Name, Address and Telephone Number. If you are representing yourself, provide same.)
MARC E. MAYER (190969) mem@msk.com
EMILY F. EVITT (261491) efe@msk.com
MITCHELL SILBERBERG & KNUPP LLP
11377 West Olympic Boulevard
Los Angeles, CA 90064-1683
Telephone: (310) 312-2000 Facsimile (310) 312-3100

Attorneys (If Known)

II. BASIS OF JURISDICTION (Place an X in one box only.)

- ☐ 1 U.S. Government Plaintiff ☒ 3 Federal Question (U.S. Government Not a Party)
☐ 2 U.S. Government Defendant ☐ 4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES - For Diversity Cases Only
(Place an X in one box for plaintiff and one for defendant.)

- | | PTF | DEF | | PTF | DEF |
|---|----------------------------|----------------------------|---|----------------------------|----------------------------|
| Citizen of This State | <input type="checkbox"/> 1 | <input type="checkbox"/> 1 | Incorporated or Principal Place of Business in this State | <input type="checkbox"/> 4 | <input type="checkbox"/> 4 |
| Citizen of Another State | <input type="checkbox"/> 2 | <input type="checkbox"/> 2 | Incorporated and Principal Place of Business in Another State | <input type="checkbox"/> 5 | <input type="checkbox"/> 5 |
| Citizen or Subject of a Foreign Country | <input type="checkbox"/> 3 | <input type="checkbox"/> 3 | Foreign Nation | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |

IV. ORIGIN (Place an X in one box only.)

- ☒ 1 Original Proceeding ☐ 2 Removed from State Court ☐ 3 Remanded from Appellate Court ☐ 4 Reinstated or Reopened ☐ 5 Transferred from another district (specify): ☐ 6 Multi-District Litigation ☐ 7 Appeal to District Judge from Magistrate Judge

V. REQUESTED IN COMPLAINT: JURY DEMAND: ☒ Yes ☐ No (Check 'Yes' only if demanded in complaint.)

CLASS ACTION under F.R.C.P. 23: ☐ Yes ☒ No

☒ **MONEY DEMANDED IN COMPLAINT:** \$ 2.4 million

VI. CAUSE OF ACTION (Cite the U. S. Civil Statute under which you are filing and write a brief statement of cause. Do not cite jurisdictional statutes unless diversity.)
VIOLATION OF THE ANTI-CYBERSQUATTING CONSUMER PROTECTION ACT

VII. NATURE OF SUIT (Place an X in one box only.)

OTHER STATUTES	CONTRACT	TORTS PERSONAL INJURY	TORTS PERSONAL PROPERTY	PRISONER PETITIONS	LABOR
<input type="checkbox"/> 400 State Reapportionment	<input type="checkbox"/> 110 Insurance	<input type="checkbox"/> 310 Airplane	<input type="checkbox"/> 370 Other Fraud	<input type="checkbox"/> 510 Motions to Vacate Sentence Habeas Corpus	<input type="checkbox"/> 710 Fair Labor Standards Act
<input type="checkbox"/> 410 Antitrust	<input type="checkbox"/> 120 Marine	<input type="checkbox"/> 315 Airplane Product Liability	<input type="checkbox"/> 371 Truth in Lending	<input type="checkbox"/> 530 General	<input type="checkbox"/> 720 Labor/Mgmt. Relations
<input type="checkbox"/> 430 Banks and Banking	<input type="checkbox"/> 130 Miller Act	<input type="checkbox"/> 320 Assault, Libel & Slander	<input type="checkbox"/> 380 Other Personal Property Damage	<input type="checkbox"/> 535 Death Penalty	<input type="checkbox"/> 730 Labor/Mgmt. Reporting & Disclosure Act
<input type="checkbox"/> 450 Commerce/ICC Rates/etc.	<input type="checkbox"/> 140 Negotiable Instrument	<input type="checkbox"/> 330 Fed. Employers' Liability	<input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 540 Mandamus/Other	<input type="checkbox"/> 740 Railway Labor Act
<input type="checkbox"/> 460 Deportation	<input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment	<input type="checkbox"/> 340 Marine	BANKRUPTCY	<input type="checkbox"/> 550 Civil Rights	<input type="checkbox"/> 790 Other Labor Litigation
<input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations	<input type="checkbox"/> 151 Medicare Act	<input type="checkbox"/> 345 Marine Product Liability	<input type="checkbox"/> 22 Appeal 28 USC 158	<input type="checkbox"/> 555 Prison Condition	<input type="checkbox"/> 791 Empl. Ret. Inc. Security Act
<input type="checkbox"/> 480 Consumer Credit	<input type="checkbox"/> 152 Recovery of Defaulted Student Loan (Excl. Veterans)	<input type="checkbox"/> 350 Motor Vehicle	<input type="checkbox"/> 423 Withdrawal 28 USC 157	FORFEITURE / PENALTY	PROPERTY RIGHTS
<input type="checkbox"/> 490 Cable/Sat TV	<input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits	<input type="checkbox"/> 355 Motor Vehicle Product Liability	CIVIL RIGHTS	<input type="checkbox"/> 610 Agriculture	<input type="checkbox"/> 820 Copyrights
<input type="checkbox"/> 810 Selective Service	<input type="checkbox"/> 160 Stockholders' Suits	<input type="checkbox"/> 360 Other Personal Injury	<input type="checkbox"/> 441 Voting	<input type="checkbox"/> 620 Other Food & Drug	<input type="checkbox"/> 830 Patent
<input type="checkbox"/> 850 Securities/Commodities/Exchange	<input type="checkbox"/> 190 Other Contract	<input type="checkbox"/> 362 Personal Injury-Med Malpractice	<input type="checkbox"/> 442 Employment	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881	<input checked="" type="checkbox"/> 840 Trademark
<input type="checkbox"/> 875 Customer Challenge 12 USC 3410	<input type="checkbox"/> 195 Contract Product Liability	<input type="checkbox"/> 365 Personal Injury-Product Liability	<input type="checkbox"/> 443 Housing/Accommodations	<input type="checkbox"/> 630 Liquor Laws	SOCIAL SECURITY
<input type="checkbox"/> 890 Other Statutory Actions	<input type="checkbox"/> 196 Franchise	<input type="checkbox"/> 368 Asbestos Personal Injury Product Liability	<input type="checkbox"/> 444 Welfare	<input type="checkbox"/> 640 R.R. & Truck	<input type="checkbox"/> 61 HIA(1395ff)
<input type="checkbox"/> 891 Agricultural Act	REAL PROPERTY	IMMIGRATION	<input type="checkbox"/> 445 American with Disabilities - Employment	<input type="checkbox"/> 650 Airline Regs	<input type="checkbox"/> 862 Black Lung (923)
<input type="checkbox"/> 892 Economic Stabilization Act	<input type="checkbox"/> 210 Land Condemnation	<input type="checkbox"/> 462 Naturalization Application	<input type="checkbox"/> 446 American with Disabilities - Other	<input type="checkbox"/> 660 Occupational Safety /Health	<input type="checkbox"/> 863 DIWC/DIWW 405(g)
<input type="checkbox"/> 893 Environmental Matters	<input type="checkbox"/> 220 Foreclosure	<input type="checkbox"/> 463 Habeas Corpus-Alien Detainee	<input type="checkbox"/> 440 Other Civil Rights	<input type="checkbox"/> 690 Other	<input type="checkbox"/> 864 SSID Title XVI
<input type="checkbox"/> 894 Energy Allocation Act	<input type="checkbox"/> 230 Rent Lease & Ejectment	<input type="checkbox"/> 465 Other Immigration Actions			<input type="checkbox"/> 865 RSI (405(g))
<input type="checkbox"/> 895 Freedom of Info. Act	<input type="checkbox"/> 240 Torts to Land				FEDERAL TAX SUITS
<input type="checkbox"/> 900 Appeal of Fee Determination Under Equal Access to Justice	<input type="checkbox"/> 245 Tort Product Liability				<input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant)
<input type="checkbox"/> 950 Constitutionality of State Statutes	<input type="checkbox"/> 290 All Other Real Property				<input type="checkbox"/> 871 IRS-Third Party 26 USC 7609

FOR OFFICE USE ONLY: Case Number: **CV12-5993**

AFTER COMPLETING THE FRONT SIDE OF FORM CV-71, COMPLETE THE INFORMATION REQUESTED BELOW.

**UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA
CIVIL COVER SHEET**

VIII(a). IDENTICAL CASES: Has this action been previously filed in this court and dismissed, remanded or closed? ☒ No ☐ Yes

If yes, list case number(s): _____

VIII(b). RELATED CASES: Have any cases been previously filed in this court that are related to the present case? ☐ No ☒ Yes

If yes, list case number(s): 12-cv-05296-CBM-JC

Civil cases are deemed related if a previously filed case and the present case:

- (Check all boxes that apply) ☒ A. Arise from the same or closely related transactions, happenings, or events; or
☒ B. Call for determination of the same or substantially related or similar questions of law and fact; or
☒ C. For other reasons would entail substantial duplication of labor if heard by different judges; or
☒ D. Involve the same patent, trademark or copyright, and one of the factors identified above in a, b or c also is present.

IX. VENUE: (When completing the following information, use an additional sheet if necessary.)

- (a) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which **EACH** named plaintiff resides.
☐ Check here if the government, its agencies or employees is a named plaintiff. If this box is checked, go to item (b).

County in this District:*	California County outside of this District; State, if other than California; or Foreign Country
	Luxembourg - Manwin Licensing International S.a.r.l.

- (b) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which **EACH** named defendant resides.
☐ Check here if the government, its agencies or employees is a named defendant. If this box is checked, go to item (c).

County in this District:*	California County outside of this District; State, if other than California; or Foreign Country
Unknown	

- (c) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which **EACH** claim arose.
Note: In land condemnation cases, use the location of the tract of land involved.

County in this District:*	California County outside of this District; State, if other than California; or Foreign Country
Los Angeles County	

* Los Angeles, Orange, San Bernardino, Riverside, Ventura, Santa Barbara, or San Luis Obispo Counties

Note: In land condemnation cases, use the location of the tract of land involved

X. SIGNATURE OF ATTORNEY (OR PRO PER): _____ **Date** July 11, 2012

Marc E. Mayer

Notice to Counsel/Parties: The CV-71 (JS-44) Civil Cover Sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law. This form, approved by the Judicial Conference of the United States in September 1974, is required pursuant to Local Rule 3 -1 is not filed but is used by the Clerk of the Court for the purpose of statistics, venue and initiating the civil docket sheet. (For more detailed instructions, see separate instructions sheet.)

Key to Statistical codes relating to Social Security Cases:

Nature of Suit Code	Abbreviation	Substantive Statement of Cause of Action
861	HIA	All claims for health insurance benefits (Medicare) under Title 18, Part A, of the Social Security Act, as amended. Also, include claims by hospitals, skilled nursing facilities, etc., for certification as providers of services under the program. (42 U.S.C. 1935FF(b))
862	BL	All claims for "Black Lung" benefits under Title 4, Part B, of the Federal Coal Mine Health and Safety Act of 1969. (30 U.S.C. 923)
863	DIWC	All claims filed by insured workers for disability insurance benefits under Title 2 of the Social Security Act, as amended; plus all claims filed for child's insurance benefits based on disability. (42 U.S.C. 405(g))
863	DIWW	All claims filed for widows or widowers insurance benefits based on disability under Title 2 of the Social Security Act, as amended. (42 U.S.C. 405(g))
864	SSID	All claims for supplemental security income payments based upon disability filed under Title 16 of the Social Security Act, as amended.
865	RSI	All claims for retirement (old age) and survivors benefits under Title 2 of the Social Security Act, as amended. (42 U.S.C. (g))

Attachment to Civil Case Cover Sheet

DEFENDANTS:

DOES 1 through 10, d/b/a "youporn-deutsch.com," "youpornhard.com," "youporn-nederlandse.com," "free-youporn.com," "redtube-youporn.com," "uporno.com," "youporn.milf-fu--ing.info," "youporn-beurette.com," "youporncams.com," "youpornfr.com," "youporn-fr.net," "youporn-hq.com," "youpornhubsexe.com," "youpornmobile.com," "youpornoz.com," "youpornsexy.com," "youporn-x.com," "youpornyourself.com," "yplf.com," "tube8.org," "tube-8.info," "tube8sexy.com," "tube8-fr.com," and "xhamstertube8.com,"