

**DECLARATION OF CHAD TILBURY**

ENCINO, CALIFORNIA

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ENCINO, CALIFORNIA

I, Chad Tilbury, the undersigned, declare that:

1. I am the Director of Worldwide Internet Enforcement for the Motion Picture Association of America ("MPAA"). I represent MPAA and its member studios Columbia Pictures Industries, Inc., Disney Enterprises, Inc., Metro-Goldwyn-Mayer Studios Inc., Paramount Pictures Corporation, TriStar Pictures, Inc., Twentieth Century Fox Film Corporation, Twentieth Century Fox Film Corporation, United Artists Pictures, Inc, United Artists Corporation, Universal City Studios LLLP, Universal City Studios Productions LLLP and Warner Bros. Entertainment Inc. ("MPAA member studios"). The MPAA member studios are the owners and exclusive licensees of copyrights in and to a significant number of motion pictures and television shows.

I am authorized to act for MPAA and its member studios on matters involving the infringement of their copyrighted motion pictures and television shows.

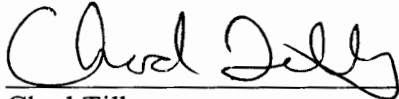
2. The MPAA member studios are requesting the attached proposed subpoena that would order Sago Networks, an Internet service provider, to disclose the identity, including the name, address, telephone number, and e-mail address, of the user operating at the following Internet address:

IP address 63.246.128.110:3306 on 12/7/04, at 13:35 (CST)

3. The purpose for which this subpoena is sought is to obtain the identity of the individual assigned to this IP address who is infringing the copyrights of MPAA's member studios. This information will only be used for the purposes of protecting the rights granted to the MPAA member studios, the motion picture and television show copyright owners, under the Copyright Act.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct to the best of my knowledge, information or belief.

Executed in Encino, California, on December 10, 2004

  
Chad Tilbury

**MOTION PICTURE ASSOCIATION OF AMERICA, INC.**  
**15503 VENTURA BOULEVARD**  
**ENCINO, CALIFORNIA 91436**  
**(818) 995-6600**



December 14, 2004

SAGO Networks  
Miller Cooper  
President and CEO  
4465 W. Gandy Blvd.  
Suite 800  
Tampa, FL 33611

Re: DMCA Notification of Copyright Infringement at IP address 63.246.128.110:3306 on  
December 7, 2004 at 13:35 (CST)

Dear Mr. Cooper:

I am contacting you on behalf of the Motion Picture Association of America and Columbia Pictures Industries, Inc., Disney Enterprises, Inc., Metro-Goldwyn-Mayer Studios Inc., Paramount Pictures Corporation, TriStar Pictures, Inc., Twentieth Century Fox Film Corporation, Twentieth Century Fox Film Corporation, United Artists Pictures, Inc, United Artists Corporation, Universal City Studios LLLP, Universal City Studios Productions LLLP and Warner Bros. Entertainment Inc. ("MPAA member studios"). The MPAA member studios are the owners and exclusive licensees of copyrights in and to a significant number of motion pictures and television shows.

Under penalty of perjury, we submit that the MPAA is authorized to act on behalf of its member companies in matters involving the infringement of their motion pictures and television shows, including enforcing their copyrights and common law rights on the Internet.

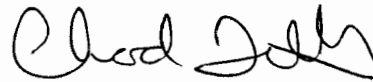
We believe a customer of SAGO Networks, Ltd is engaged in extensive copyright infringement of motion pictures and television shows whose copyrights are owned by or exclusively licensed to the MPAA member studios. That user/customer is operating a centralized indexing server hosted by Sago Networks and providing access to tens of thousands of copyrighted works at the abovementioned IP address. We are providing documentation concerning the above-described infringement including a representative list of motion pictures that are being infringed by the infringing server and information sufficient to enable you to identify the server operator. We have a good faith belief that the above-described activity is not authorized by the copyright owners, their agent, or the law.

We are asking you for your immediate assistance in stopping this unauthorized activity. Specifically, we demand that you remove or disable access to the infringing server.

You should understand that this letter constitutes notice to you that this server operator may be liable for the infringing activity occurring on your system or network. In addition, if you ignore this notice, you and/or your company may also be liable for any resulting infringement. This letter does not constitute a waiver of any right to recover damages incurred by virtue of any such unauthorized activities, and such rights as well as claims for other relief are expressly retained. We assert that the information in this notification is accurate, based on the information available to us.

Thank you in advance for your prompt assistance in this matter. If you have any questions, please feel free to contact me via e-mail at [chad\\_tilbury@mpaa.org](mailto:chad_tilbury@mpaa.org), via telephone at 818-995-6600, or via mail at the Motion Picture Association of America, 15503 Ventura Blvd., Encino, CA 91436.

Sincerely,

A handwritten signature in black ink, appearing to read "Chad Tilbury". The signature is fluid and cursive, with the first name "Chad" being more prominent and the last name "Tilbury" written in a more compact, connected style.

Chad Tilbury  
Director of Worldwide  
Internet Enforcement  
MPAA

Attachment

**Infringement on Server at 63.246.128.110:3306**

<b>FILE or HASH IDENTIFIER</b>	<b>MPAA MEMBER MOVIE</b>
0A0ED1F0FD83CC172FB3D9EFE825450B	Resident Evil: Apocalypse
17445FCF3115B37FBC39266EF148CCA7	AVP: Alien Vs. Predator
2284A97FA8D215A885210A462C2B55DD	Bridget Jones: The Edge of Reason
Alexander The Movie-avi.WMV	Alexander
(Movie) Alien vs. Predator 2004 ( Very Good Quality ).avi	AVP: Alien Vs. Predator
Van Helsing The Movie SVCD (English).avi	Van Helsing
The.Spongebob.SquarePants.Movie-Money.ShareConnector.bin	The SpongeBob SquarePants Movie
Forgotten (USA) - Movie (XLNT Quality).avi	The Forgotten
Garfield.The.Movie.DVDRip.XViD-DVL.(osloskop.net).avi	Garfield
SpongeBob SquarePants- The Movie Full.avi	The SpongeBob SquarePants Movie