

LAW OFFICES OF

BARRY K. ROTHMAN

1901 AVENUE OF THE STARS
SUITE 370
LOS ANGELES, CALIFORNIA 90067
TELEPHONE: (310) 557-0062
TELECOPIER: (310) 557-9080

Barry K. Rothman, Esq. (SBN 47107)

Attorneys for Plaintiff
E. TV NETWORKS, INC.

UNITED STATE DISTRICT COURT

CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION

E. TV NETWORKS, INC., a Delaware corporation qualified to do business in the State of California,

Plaintiff,

vs.

GOOGLE, INC., a Delaware corporation qualified to do business in the State of California; YOUTUBE, LLC, a Delaware limited liability company qualified to do business in the State of California; OMAR LEWIS, an individual; COREY HILTON, an individual; ACHOURI MOHAMED AMINE, an individual; JOSH PARRIS, an individual; MICHAEL KOWAL, an individual; MARIO COSTA DE SOUZA, an individual; TAMIKA LORICK, an individual; JESSE SHAIRES, an individual; HAKIM HAFSI, an individual; AUSTIN RATLIFF, an individual; HERVE NSINGI NKOSI, an individual; FABIANO COSTA DE SOUZA, an individual; MARVIN I. ALLEN, an individual; MIKE BOANE, an individual; RAYNAR GORDON, an individual; and MATTHEW JOSEPH WERNER, an individual,

Defendants.

CASE NO.

**COMPLAINT
FOR:**

- 1. COPYRIGHT INFRINGEMENT;**
- 2. INJUNCTIVE RELIEF; AND**
- 3. INJUNCTIVE RELIEF.**

DEMAND FOR JURY TRIAL

1 Plaintiff E. TV Networks, Inc., alleges as follows:

2 **PARTIES**

3 1. Plaintiff E. TV Networks, Inc. (hereinafter sometimes referred to as “E.
4 TV Networks” or “Plaintiff”) is and, at all times mentioned herein, was a Delaware
5 corporation qualified to do business in the State of California, with offices in the
6 City of Beverly Hills, County of Los Angeles, State of California.
7

8 2. E. TV Networks is informed and believes and based on such
9 information and belief alleges that Defendant Google, Inc., is and, at all times
10 mentioned herein, was a Delaware corporation qualified to do business in the State
11 of California, with offices in Mountain View, California.
12

13 3. E. TV Networks is informed and believes and based on such
14 information and belief alleges that Defendant YouTube, LLC, is and, at all times
15 mentioned herein, was a Delaware limited liability company qualified to do business
16 in the State of California, with offices in Mountain View, California. E. TV
17 Networks is informed and believes and based on such information and belief alleges
18 that Defendant YouTube, LLC, is a wholly owned subsidiary of Defendant Google,
19 Inc.
20

21 4. E. TV Networks is informed and believes and based on such
22 information and belief alleges that Defendants Google, Inc., and YouTube, LLC,
23 own and operate YouTube, a video-sharing website with offices in San Bruno,
24 California.
25

26 5. E. TV Networks is informed and believes and based on such
27 information and belief alleges that Defendant Omar Lewis is and, at all times
28 mentioned herein, was an individual and a citizen of the State of New York residing

LAW OFFICES OF
BARRY K. ROTHMAN
1901 AVENUE OF THE STARS, SUITE 370
LOS ANGELES, CALIFORNIA 90067

LAW OFFICES OF
BARRY K. ROTHMAN
1901 AVENUE OF THE STARS, SUITE 370
LOS ANGELES, CALIFORNIA 90067

1 in the Bronx, New York, New York.

2 6. E. TV Networks is informed and believes and based on such
3 information and belief alleges that Defendant Corey Hilton is and, at all times
4 mentioned herein, was an individual and a citizen of the State of North Carolina
5 residing in Fayetteville, North Carolina.
6

7 7. E. TV Networks is informed and believes and based on such
8 information and belief alleges that Defendant Achouri Mohamed Amine is and, at
9 all times mentioned herein, was an individual and a citizen of Poland residing in
10 Ilawa, Mazura, Poland.

11 8. E. TV Networks is informed and believes and based on such
12 information and belief alleges that Defendant Josh Parris is and, at all times
13 mentioned herein, was an individual and a citizen of the State of Pennsylvania
14 residing in Philadelphia, Pennsylvania.
15

16 9. E. TV Networks is informed and believes and based on such
17 information and belief alleges that Defendant Michael Kowal is and, at all times
18 mentioned herein, was an individual and a citizen of Pennsylvania residing in
19 McKeesport, Pennsylvania.
20

21 10. E. TV Networks is informed and believes and based on such
22 information and belief alleges that Defendant Mario Costa de Souza is and, at all
23 times mentioned herein, was an individual and a citizen of Mexico residing in the
24 Distrito Federal, Mexico City, Mexico.

25 11. E. TV Networks is informed and believes and based on such
26 information and belief alleges that Defendant Tamika Lorick is and, at all times
27 mentioned herein, was an individual and a citizen of the District of Columbia
28

LAW OFFICES OF
BARRY K. ROTHMAN
1901 AVENUE OF THE STARS, SUITE 370
LOS ANGELES, CALIFORNIA 90067

1 residing in Washington, D.C.

2 12. E. TV Networks is informed and believes and based on such
3 information and belief alleges that Defendant Jesse Shaire is and, at all times
4 mentioned herein, was an individual and a citizen of the United Kingdom residing
5 in London, England.
6

7 13. E. TV Networks is informed and believes and based on such
8 information and belief alleges that Defendant Hakim Hafsi is and, at all times
9 mentioned herein, was an individual and a citizen of Poland residing in Olsztyn,
10 Poland.
11

12 14. E. TV Networks is informed and believes and based on such
13 information and belief alleges that Defendant Austin Ratliff is and, at all times
14 mentioned herein, was an individual and a citizen of the State of Florida residing in
15 Tampa, Florida.
16

17 15. E. TV Networks is informed and believes and based on such
18 information and belief alleges that Defendant Herve Nsingi Nkosi is and, at all times
19 mentioned herein, was an individual and a citizen of the United Kingdom residing
20 in Stratford, London, England.

21 16. E. TV Networks is informed and believes and based on such
22 information and belief alleges that Defendant Fabiano de Souza is and, at all times
23 mentioned herein, was an individual and a citizen of Mexico residing in the Distrito
24 Federal, Mexico City, Mexico.
25

26 17. E. TV Networks is informed and believes and based on such
27 information and belief alleges that Defendant Marvin I. Allen is and, at all times
28 mentioned herein, was an individual and a citizen of the State of New Jersey

LAW OFFICES OF
BARRY K. ROTHMAN
1901 AVENUE OF THE STARS, SUITE 370
LOS ANGELES, CALIFORNIA 90067

1 residing in Patterson, New Jersey.

2 18. E. TV Networks is informed and believes and based on such
3 information and belief alleges that Defendant Mike Boane is and, at all times
4 mentioned herein, was an individual and a citizen of the State of New York residing
5 in the Bronx, New York, New York.

6
7 19. E. TV Networks is informed and believes and based on such
8 information and belief alleges that Defendant Raynar Gordon is and, at all times
9 mentioned herein, was an individual and a citizen of the State of Maryland residing
10 in Fort Washington, Maryland.

11 20. E. TV Networks is informed and believes and based on such
12 information and belief alleges that Defendant Matthew Joseph Werner is and, at all
13 times mentioned herein, was an individual and a citizen of the State of California
14 residing in Oakland, California.

15
16 **JURISDICTION AND VENUE**

17 21. The Court has subject matter jurisdiction over this action pursuant to
18 28 U.S.C. §1338 and 17 U.S.C. §301.

19 22. Venue is proper pursuant to 28 U.S.C. §1391(b) because Plaintiff's
20 claims arose in the District.

21
22 **PLAINTIFF'S OWNERSHIP OF SUBJECT COPYRIGHT**

23 23. On May 1, 2015, E. TV Networks and Keith Cozart, professionally
24 known as Chief Keef (hereinafter referred to as "Chief Keef"), entered into a written
25 Artist And Record Company Multiple Rights Agreement (hereinafter sometimes
26 referred to as "the Agreement"). Pursuant to the Agreement, E. TV Networks
27 engaged Chief Keef to render exclusive "Entertainment Services" and Chief Keef
28

1 accepted such engagement and agreed to render such services exclusively in the
2 “Territory” to E. TV Networks during the “Term” of the Agreement. “Entertainment
3 Services” was defined as the exclusive services of Chief Keef, including but not
4 limited to, recording, publishing, merchandise rights, and live performances. The
5 “Term” of the Agreement is two years, with options, and the “Territory” is the
6 World.
7

8 24. Pursuant to the Agreement, E. TV Networks produced, recorded, and
9 distributed certain Chief Keef performances. E. TV Networks complied in all
10 respects with the Copyright Act of 1976 and all other laws governing copyright and
11 registered said works with the United States Copyright Offices, including the Chief
12 Keef albums *Bang 3, Part 1* and *Bang 3, Part 2*. The *Bang 3* albums include the
13 following songs: “Ain’t Missing You”; “Bouncin”; “Cappin”; “Facts”; “Go Harder”;
14 “Green Light”; “I Just Wanna”; “Irri”; “Laurel Canyon”; “Millions”; “New
15 School”; “Pick One”; “Singing The Cheese”; “Superheroes”; “Unstoppable”; and
16 “Yes”. Each individual song in the *Bang 3* albums was registered with the United
17 States Copyright Offices. Each performance of the songs in the *Bang 3* albums was
18 registered with the United States Copyright Offices.
19
20

21 DEFENDANTS’ INITIAL ACTS OF INFRINGEMENT

22 25. After May 1, 2015 and after the copyright registration of the above-
23 mentioned Chief Keef performances, Defendants, and each of them, infringed the
24 registered copyrights by uploading videos containing the above-mentioned
25 copyrighted material of E. TV Networks as follows:
26

- 27 a. Defendant Omar Lewis uploaded copyrighted material to
28 <http://www.youtube.com/watch?v=fFipiz75PCw> under the

LAW OFFICES OF
BARRY K. ROTHMAN
1901 AVENUE OF THE STARS, SUITE 370
LOS ANGELES, CALIFORNIA 90067

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

display name “WAY UP”;

b. Defendant Corey Hilton uploaded copyrighted material to <http://www.youtube.com/watch?v=eJh-khdOY5U> under the display name “SB Lowkey”;

c. Defendant Achouri Mohamed Amine uploaded copyrighted material under the display names “Chief Keef” and “ H o t N e w H i p H o p ” to <http://www.youtube.com/watch?v=cEVqpviwBj8>, <http://www.youtube.com/watch?v=J8PM4lszN9Y>, <http://www.youtube.com/watch?v=Oibdzh4fhNI>, <http://www.youtube.com/watch?v=elq3so5go-I>, <http://www.youtube.com/watch?v=NWT1oKZwIxs>, <http://www.youtube.com/watch?v=cqbZSs20xO4>, <http://www.youtube.com/watch?v=QK22iMwn5-E>, <http://www.youtube.com/watch?v=14isAcdaphI>, <http://www.youtube.com/watch?v=BYHucjZVsck>, <http://www.youtube.com/watch?v=60LHFiysevw>, <http://www.youtube.com/watch?v=Z3BcKicYjsU>, <http://www.youtube.com/watch?v=MqG-GNhZDCM>, <http://www.youtube.com/watch?v=6kX3bUhdWPE>, <http://www.youtube.com/watch?v=4nxyaCvbEp0>, and <http://www.youtube.com/watch?v=tZnQ65f-I>;

d. Defendant Josh Parris uploaded copyrighted material to <http://www.youtube.com/watch?v=2VP0V3CNI-Q> under the

LAW OFFICES OF
BARRY K. ROTHMAN
1901 AVENUE OF THE STARS, SUITE 370
LOS ANGELES, CALIFORNIA 90067

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

- display name “Hyper”;
- e. Defendant Michael Kowal uploaded copyrighted material to <http://www.youtube.com/watch?v=UaoMwRZ9TDQ> under the display name “Buymixtapes”;
- f. Defendant Mario Costa de Souza uploaded copyrighted material to <http://www.youtube.com/watch?v=1oDKtow-3I0> under the display name “Mario Costa”;
- g. Defendant Tamika Lorick uploaded copyrighted material to <http://www.youtube.com/watch?v=-owwwi39Zts> under the display name “tragedyscene2”;
- h. Defendant Jesse Shaire uploaded copyrighted material to http://www.youtube.com/watch?v=lfFN4Trj_I0 under the display name “AlmightyJS (DaGhost™)”;
- i. Defendant Hakim Hafsi uploaded copyrighted material to http://www.youtube.com/watch?v=gNh5lvIk_I8 under the display name “No Rules”;
- j. Defendant Austin Ratliff uploaded copyrighted material under the display name “a k a y” to http://www.youtube.com/watch?v=UX2fvVScN_Q and <http://www.youtube.com/watch?v=8f5WlCwZpfA>;
- k. Defendant Herve Nsingi Nkosi uploaded copyrighted material to <http://www.youtube.com/watch?v=wivfL0hE0RE> under the display name “Mixtape Lyric Vault”;

LAW OFFICES OF
BARRY K. ROTHMAN
1901 AVENUE OF THE STARS, SUITE 370
LOS ANGELES, CALIFORNIA 90067

- 1 l. Defendant Fabiano Costa de Souza uploaded copyrighted
2 material under the display name “Young Dolph” to
3 <http://www.youtube.com/watch?v=RlQtGbCTNfs>,
4 <http://www.youtube.com/watch?v=cdzk3tKhhho>,
5 <http://www.youtube.com/watch?v=fuJVX7zdG5U>,
6 <http://www.youtube.com/watch?v=fuJVX7zdG5U>,
7 <http://www.youtube.com/watch?v=DkfNTR9q1WU>,
8 <http://www.youtube.com/watch?v=Rf4h64rUjtk>,
9 http://www.youtube.com/watch?v=0_cN6jHfsqs,
10 <http://www.youtube.com/watch?v=9rsFEsR761s>, and
11 <http://www.youtube.com/watch?v=LmLpyoSDiuo>;
12
13
14 m. Defendant Marvin I. Allen uploaded copyrighted material to
15 <http://www.youtube.com/watch?v=ZjzedIQ3iGA> under the
16 display name “I Am Hip-Hop (Second)”;
17
18 n. Defendant Mike Boane uploaded copyrighted material to
19 <http://www.youtube.com/watch?v=DyvoBxOqy8E>;
20
21 o. Defendant Raynar Gordon uploaded copyrighted material to
22 <http://www.youtube.com/watch?v=MEUzRGluHn4> under the
23 display name “YoungRay GloPromo”; and
24
25 p. Defendant Matthew Joseph Werner uploaded copyrighted
26 material to <http://www.youtube.com/watch?v=1n9JHCsZkNw>
27 under the display name “TheThizzler”.
28

1 **NOTIFICATIONS AND COUNTER-NOTIFICATIONS UNDER THE**
2 **DIGITAL MILLENNIUM COPYRIGHT ACT**
3

4 26. From July 2015 to October 2015, pursuant to the Digital Millennium
5 Copyright Act, 17 U.S.C. §512, E. TV Networks, through its agent FilmOn TV
6 Networks, gave written notifications of infringement to YouTube in regard to the
7 URLs set forth in Paragraph 25 above. E. TV Networks is informed and believes
8 and based on such information and belief alleges that Defendant YouTube, LLC,
9 informed Defendants Omar Lewis, Corey Hilton, Achouri Mohamed Amine, Josh
10 Parris, Michael Kowal, Mario Costa De Souza, Tamika Lorick, Jesse Shaire, Hakim
11 Hafsi, Austin Ratliff, Herve Nsingi Nkosi, Fabiano Costa De Souza, Marvin I.
12 Allen, Mike Boane, Raynar Gordon, or Matthew Joseph Werner, and each of them,
13 of the written notifications of infringement.
14

15
16 27. In response to the above-mentioned notification, YouTube removed the
17 material set forth in Paragraph 26 and/or disabled access to the infringing material.
18

19 28. In July, August, September, and October 2015, Defendants sent
20 counter-notifications to YouTube pursuant to the Digital Millennium Copyright Act,
21 17 U.S.C. §512, as follows:

- 22 a. On July 30, 2015, YouTube received a counter-notification
23 under 17 U.S.C. §512(g) from Defendant Omar Lewis;
24 b. On July 30, 2015, YouTube received a counter-notification
25 under 17 U.S.C. §512(g) from Defendant Corey Hilton;
26 c. On August 19, 2015, YouTube received counter-notifications
27
28

LAW OFFICES OF
BARRY K. ROTHMAN
1901 AVENUE OF THE STARS, SUITE 370
LOS ANGELES, CALIFORNIA 90067

LAW OFFICES OF
BARRY K. ROTHMAN
1901 AVENUE OF THE STARS, SUITE 370
LOS ANGELES, CALIFORNIA 90067

1 under 17 U.S.C. §512(g) from Defendant Achouri Mohamed
2 Amine;

3
4 d. On August 20, 2015, YouTube received a counter-notification
5 under 17 U.S.C. §512(g) from Defendant Josh Parris;

6
7 e. On August 27, 2015, YouTube received a counter-notification
8 under 17 U.S.C. §512(g) from Defendant Michael Kowal;

9
10 f. On August 28, 2015, YouTube received a counter-notification
11 under 17 U.S.C. §512(g) from Defendant Mario Costa de Souza;

12
13 g. On August 31, 2015, YouTube received a counter-notification
14 under 17 U.S.C. §512(g) from Defendant Tamika Lorick;

15
16 h. On September 1, 2015, YouTube received a counter-notification
17 under 17 U.S.C. §512(g) from Defendant Jesse Shaire;

18
19 i. On September 3, 2015, YouTube received a counter-notification
20 under 17 U.S.C. §512(g) from Defendant Hakim Hafsi;

21
22 j. On September 3, 2015, YouTube received a counter-notification
23 under 17 U.S.C. §512(g) from Defendant Austin Ratliff;

24
25 k. On September 9, 2015, YouTube received a counter-notification
26 under 17 U.S.C. §512(g) from Defendant Herve Nsingi Nkosi;

27
28 l. On September 11, 2015, and September 19, 2015, YouTube
received counter-notifications under 17 U.S.C. §512(g) from
Defendant Fabiano Costa de Souza;

LAW OFFICES OF
BARRY K. ROTHMAN
1901 AVENUE OF THE STARS, SUITE 370
LOS ANGELES, CALIFORNIA 90067

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

- m. On September 16, 2015, YouTube received a counter-notification under 17 U.S.C. §512(g) from Defendant Marvin I. Allen;
- n. On September 19, 2015, YouTube received a counter-notification under 17 U.S.C. §512(g) from Defendant Mike Boane;
- o. On October 2, 2015, YouTube received a counter-notification under 17 U.S.C. §512(g) from Defendant Raynar Gordon; and
- p. On October 15, 2015, YouTube received a counter-notification under 17 U.S.C. §512(g) from Defendant Matthew Joseph Werner.

29. As a result of the counter-notifications set forth in Paragraph 28, YouTube reinstated the URLs set forth in Paragraph 25 and, thus, restored access to the infringing material.

//
//
//
//
//
//

FIRST CLAIM FOR RELIEF FOR COPYRIGHT INFRINGEMENT

BY PLAINTIFF E.TV NETWORKS, INC.,

**AGAINST DEFENDANTS OMAR LEWIS, COREY HILTON, ACHOURI
MOHAMED AMINE, JOSH PARRIS, MICHAEL KOWAL, MARIO
COSTA DE SOUZA, TAMIKA LORICK, JESSE SHAIRES, HAKIM
HAFSI, AUSTIN RATLIFF, HERVE NSINGI NKOSI, FABIANO COSTA
DE SOUZA, MARVIN I. ALLEN, MIKE BOANE, RAYNAR GORDON,
AND MATTHEW JOSEPH WERNER**

LAW OFFICES OF
BARRY K. ROTHMAN
1901 AVENUE OF THE STARS, SUITE 370
LOS ANGELES, CALIFORNIA 90067

30. Plaintiff incorporates by reference each and every allegation contained in Paragraphs 1 through 29 as though fully set forth herein.

31. At no time has Plaintiff authorized Defendants Omar Lewis, Corey Hilton, Achouri Mohamed Amine, Josh Parris, Michael Kowal, Mario Costa De Souza, Tamika Lorick, Jesse Shaire, Hakim Hafsi, Austin Ratliff, Herve Nsingi Nkosi, Fabiano Costa De Souza, Marvin I. Allen, Mike Boane, Raynar Gordon, and/or Matthew Joseph Werner to reproduce, adapt, or distribute the above-mentioned copyrighted material.

32. Through the notification process pursuant to the Digital Millennium Copyright Act, 17 U.S.C. §512, set forth above in Paragraph 26, E. TV Networks notified Defendants Omar Lewis, Corey Hilton, Achouri Mohamed Amine, Josh Parris, Michael Kowal, Mario Costa De Souza, Tamika Lorick, Jesse Shaire, Hakim Hafsi, Austin Ratliff, Herve Nsingi Nkosi, Fabiano Costa De Souza, Marvin I. Allen, Mike Boane, Raynar Gordon, and Matthew Joseph Werner that they have

LAW OFFICES OF
BARRY K. ROTHMAN
1901 AVENUE OF THE STARS, SUITE 370
LOS ANGELES, CALIFORNIA 90067

1 infringed the copyrights of E.TV Networks, and Defendants Omar Lewis, Corey
2 Hilton, Achouri Mohamed Amine, Josh Parris, Michael Kowal, Mario Costa De
3 Souza, Tamika Lorick, Jesse Shaire, Hakim Hafsi, Austin Ratliff, Herve Nsingi
4 Nkosi, Fabiano Costa De Souza, Marvin I. Allen, Mike Boane, Raynar Gordon, and
5 Matthew Joseph Werner willfully, intentionally, and recklessly continue to infringe
6 the above-mentioned copyrights.
7

8
9 33. By reason of the infringement and threatened infringement of
10 Defendants Omar Lewis, Corey Hilton, Achouri Mohamed Amine, Josh Parris,
11 Michael Kowal, Mario Costa De Souza, Tamika Lorick, Jesse Shaire, Hakim Hafsi,
12 Austin Ratliff, Herve Nsingi Nkosi, Fabiano Costa De Souza, Marvin I. Allen, Mike
13 Boane, Raynar Gordon, and Matthew Joseph Werner, Plaintiff has sustained and
14 will continue to sustain substantial injury loss, and damage to its ownership rights
15 in the copyrighted work.
16

17 34. Plaintiff is entitled to recover from Defendants Omar Lewis, Corey
18 Hilton, Achouri Mohamed Amine, Josh Parris, Michael Kowal, Mario Costa De
19 Souza, Tamika Lorick, Jesse Shaire, Hakim Hafsi, Austin Ratliff, Herve Nsingi
20 Nkosi, Fabiano Costa De Souza, Marvin I. Allen, Mike Boane, Raynar Gordon, and
21 Matthew Joseph Werner, and each of them, the damages sustained as a result of
22 Defendants' acts of copyright infringement. Plaintiff is at present unable to
23 ascertain the full extent of the monetary damages that it has suffered by reason of
24 Defendants' acts of copyright infringement, but Plaintiff is informed and believes,
25 and on the basis of such information and belief alleges, that Plaintiff has sustained
26 damage in an amount exceeding \$10,000,000.00.
27
28

LAW OFFICES OF
BARRY K. ROTHMAN
1901 AVENUE OF THE STARS, SUITE 370
LOS ANGELES, CALIFORNIA 90067

1 35. Plaintiff is further entitled to recover from Defendants Omar Lewis,
2 Corey Hilton, Achouri Mohamed Amine, Josh Parris, Michael Kowal, Mario Costa
3 De Souza, Tamika Lorick, Jesse Shaire, Hakim Hafsi, Austin Ratliff, Herve Nsingi
4 Nkosi, Fabiano Costa De Souza, Marvin I. Allen, Mike Boane, Raynar Gordon, and
5 Matthew Joseph Werner, and each of them, the gains, profits, and advantages said
6 Defendants have obtained as a result of their acts of copyright infringement.
7 Plaintiff is at present unable to ascertain the full extent of the gains, profits, and
8 advantages said Defendants have obtained by reason of their acts of copyright
9 infringement, but Plaintiff is informed and believe, and on the basis of such
10 information and belief alleges, that said Defendants obtained such gains, profits, and
11 advantages in an amount exceeding \$10,000,000.00.
12
13

14 **SECOND CLAIM FOR RELIEF FOR INJUNCTIVE RELIEF**

15 **BY PLAINTIFF E.TV NETWORKS, INC.,**

16
17 **AGAINST DEFENDANTS OMAR LEWIS, COREY HILTON, ACHOURI**
18 **MOHAMED AMINE, JOSH PARRIS, MICHAEL KOWAL, MARIO**
19 **COSTA DE SOUZA, TAMIKA LORICK, JESSE SHAIRES, HAKIM**
20 **HAFSI, AUSTIN RATLIFF, HERVE NSINGI NKOSI, FABIANO COSTA**
21 **DE SOUZA, MARVIN I. ALLEN, MIKE BOANE, RAYNAR GORDON,**
22 **AND MATTHEW JOSEPH WERNER**
23
24

25 36. Plaintiff incorporates by reference each and every allegation contained
26 in Paragraphs 1 through 35 as though fully set forth herein.
27

28 //

LAW OFFICES OF
BARRY K. ROTHMAN
1901 AVENUE OF THE STARS, SUITE 370
LOS ANGELES, CALIFORNIA 90067

1 37. Irreparable harm to Plaintiff is imminent as a result of the conduct of
2 Defendants Omar Lewis, Corey Hilton, Achouri Mohamed Amine, Josh Parris,
3 Michael Kowal, Mario Costa De Souza, Tamika Lorick, Jesse Shaire, Hakim Hafsi,
4 Austin Ratliff, Herve Nsingi Nkosi, Fabiano Costa De Souza, Marvin I. Allen, Mike
5 Boane, Raynar Gordon, and Matthew Joseph Werner, and Plaintiff is without an
6 adequate remedy at law. Plaintiff is entitled to an injunction restraining said
7 Defendants, their employees, representatives, and all persons acting in concert with
8 them from engaging in further acts of copyright infringement.
9

10
11 **THIRD CLAIM FOR RELIEF FOR INJUNCTIVE RELIEF**

12 **BY PLAINTIFF E. TV NETWORKS, INC.,**

13
14 **AGAINST DEFENDANTS GOOGLE, INC., AND YOUTUBE, LCC**

15
16 38. Plaintiff incorporates by reference each and every allegation contained
17 in Paragraphs 1 through 35 as though fully set forth herein.

18
19 39. Irreparable harm to Plaintiff is imminent as a result of the conduct of
20 Defendants Omar Lewis, Corey Hilton, Achouri Mohamed Amine, Josh Parris,
21 Michael Kowal, Mario Costa De Souza, Tamika Lorick, Jesse Shaire, Hakim Hafsi,
22 Austin Ratliff, Herve Nsingi Nkosi, Fabiano Costa De Souza, Marvin I. Allen, Mike
23 Boane, Raynar Gordon, and Matthew Joseph Werner, and Plaintiff is without an
24 adequate remedy at law.

25
26 40. Pursuant to the Digital Millennium Copyright Act, 17 U.S.C. §512,
27 Plaintiff is entitled to the following;

28 a. An order restraining Google, Inc., and YouTube, LLC, from

LAW OFFICES OF
BARRY K. ROTHMAN
1901 AVENUE OF THE STARS, SUITE 370
LOS ANGELES, CALIFORNIA 90067

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

providing access to the above-mentioned infringing material or activity residing at the above-mentioned URLs; and

- b. An order restraining Google, Inc., and YouTube, LLC, from providing access to Defendants Omar Lewis, Corey Hilton, Achouri Mohamed Amine, Josh Parris, Michael Kowal, Mario Costa De Souza, Tamika Lorick, Jesse Shaire, Hakim Hafsi, Austin Ratliff, Herve Nsingi Nkosi, Fabiano Costa De Souza, Marvin I. Allen, Mike Boane, Raynar Gordon, and Matthew Joseph Werner, who are engaging in infringing activity, by terminating said Defendants' accounts.

PRAYER

Wherefore, Plaintiff prays as follows:

IN REGARD TO THE FIRST CLAIM FOR RELIEF FOR COPYRIGHT INFRINGEMENT:

- 1. For actual damages and Defendants' profits in an amount in excess of \$20,000,000.00 to be determined at trial, plus interest;

IN REGARD TO THE SECOND CLAIM FOR RELIEF FOR INJUNCTIVE RELIEF:

- 2. For a temporary restraining order, preliminary injunction, and permanent injunction restraining Defendants Omar Lewis, Corey Hilton, Achouri Mohamed Amine, Josh Parris, Michael Kowal, Mario Costa De Souza, Tamika Lorick, Jesse Shaire, Hakim Hafsi, Austin

1 Ratliff, Herve Nsingi Nkosi, Fabiano Costa De Souza, Marvin I. Allen,
2 Mike Boane, Raynar Gordon, and Matthew Joseph Werner, and each
3 of them, and all persons acting in concert with them from reproducing,
4 distributing, adapting, displaying, promoting, offering for sale, or
5 posting on the internet any of Plaintiff's copyrighted material from
6 *Bang 3, Part 1* and *Bang3, Part 2*;
7

8
9 IN REGARD TO THE THIRD CLAIM FOR RELIEF FOR INJUNCTIVE
10 RELIEF:

- 11 3. For a temporary restraining order, preliminary injunction, and
12 permanent injunction restraining Google, Inc., and YouTube, LLC,
13 from providing access to the above-mentioned infringing material or
14 activity residing at the above-mentioned URLs;
15
16 4. For a temporary restraining order, preliminary injunction, and
17 permanent injunction ordering Google, Inc., and YouTube, LLC, to
18 terminate the accounts of Defendants Omar Lewis, Corey Hilton,
19 Achouri Mohamed Amine, Josh Parris, Michael Kowal, Mario Costa
20 De Souza, Tamika Lorick, Jesse Shaire, Hakim Hafsi, Austin Ratliff,
21 Herve Nsingi Nkosi, Fabiano Costa De Souza, Marvin I. Allen, Mike
22 Boane, Raynar Gordon, and Matthew Joseph Werner, who are
23 engaging in infringing activity;
24
25

26 IN REGARD TO ALL CLAIMS FOR RELIEF:

- 27 5. For Plaintiff's attorney's fees and costs; and
28

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

6. For such other and further relief as the Court deems just and proper.

Dated: February 8, 2016

LAW OFFICES OF BARRY K. ROTHMAN

By  _____

Barry K. Rothman

Attorneys for Plaintiff E. TV Networks, Inc.

LAW OFFICES OF
BARRY K. ROTHMAN
1901 AVENUE OF THE STARS, SUITE 370
LOS ANGELES, CALIFORNIA 90067

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

DEMAND FOR JURY TRIAL

Plaintiff E. TV Networks, Inc., hereby demands a trial by jury in this action.

Dated: February 8, 2016

LAW OFFICES OF BARRY K. ROTHMAN

By _____



Barry K. Rothman

Attorneys for Plaintiff E. TV Networks, Inc.

LAW OFFICES OF
BARRY K. ROTHMAN
1901 AVENUE OF THE STARS, SUITE 370
LOS ANGELES, CALIFORNIA 90067