

FILED

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2014 OCT 14 PM 2:33

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

BY: 

7 *Attorneys for SPIGEN KOREA CO., LTD.*

8
9 **UNITED STATES DISTRICT COURT**
10 **CENTRAL DISTRICT OF CALIFORNIA**
11 **WESTERN DIVISION**

12 *MC* 14 - 00866

13 IN RE DMCA SUBPOENA TO
14 AMAZON.COM, INC.

CASE No.:

15 **DECLARATION OF**
16 **HEEDONG CHAE**


17
18 I, Heedong Chae, declare and testify as follow:

19 1. I am admitted to practice law in the State of California. I represent
20 Spigen Korea Co., Ltd. ("Spigen").

21
22 2. On behalf of Spigen, I am seeking a subpoena pursuant to 17 U.S.C. §
23 512(h) to obtain information sufficient to verify identity of a person or entity ("John
24 Doe") conducting business at Groupon.com ("Groupon").

25
26 3. I have a good faith belief, based on the facts known to me, that John Doe
27 is infringing Spigen's copyrighted works and other intellectual property rights.

28

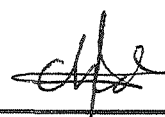

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OCT 14 2014
Clerk, US District Court
COURT 4612

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4. The purpose for which the subpoena is sought is to obtain the identity of alleged infringers and the information obtained therefrom will only be used for the purpose of protecting rights under 17 U. S. C. 101, et. seq.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on October 14, 2014 in Los Angeles, CA.



Heedong Chae



Intellectual Property, Business & Immigration
3600 Wilshire Blvd. Suite 2228, Los Angeles, CA 90010
<http://www.ewpat.com>; Telephone 213.387.3630; Facsimile 213.387.3636

October 14, 2014

VIA FEDEX & E-MAIL (dmca@groupon.com)

Groupon, Inc.
Attn: Copyright Agent
600 W. Chicago Ave.
Chicago, IL 60654

**RE: Subpoena and Notice of Infringement
(Our Ref.: 7108BIZ74)**

Dear Sir or Madam:

We represent Spigen Korea Co., Ltd. and its wholly owned US subsidiary, Spigen, Inc. (collectively "Spigen"). We provide this notice pursuant to Section 512 of Title 17 of the U.S. Code (as enacted by the "Online Copyright Infringement Liability Limitation Act") to request that Groupon, Inc. provide information sufficient to identify the seller who posted the attached listing on Groupon.com. See Exhibit A.

Based on the information we have, we have a good faith belief that the materials located on and/or being distributed from the seller of Groupon are infringing Spigen's copyrights. The copyrighted works that have been infringed include, among others, those listed on the attachment hereto. *See* Exhibit B.

I believe that the information in this notification is accurate. Under penalty of perjury, I hereby affirm that I am authorized to act on behalf of Spigen, whose exclusive intellectual property rights have been infringed by the seller of Groupon. By providing this notice, Spigen is not waiving its rights to engage in other enforcement activities, and reserves all rights to do so at any time.

In accordance with the terms of Section 512(h) of the Copyright Act, and on behalf of Spigen, we request the information specified in the subpoena so that Spigen can enforce legal rights against the seller.

You may contact us at the above-listed contact details.

Thank you for your cooperation and prompt response in this matter.

Respectfully,

/heedong chae/

Heedong Chae, Esq. (hdchae@ewpat.com)

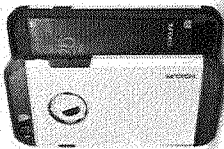
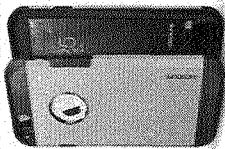
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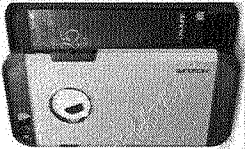
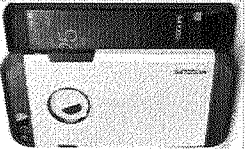
- Exhibit A
- Exhibit B

Exhibit A

<http://touch.groupon.com/deals/gg-mogolife-protective-case-for-iphone-6-or-6-plus/options>

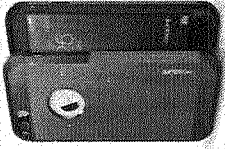
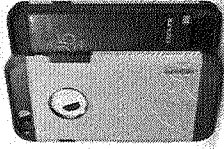
Select Option

	
Apple iPhone 6 Compatible Case: Shimmery White \$29.95 \$9.99 470+ Bought	Apple iPhone 6 Plus Compatible Case: Signal Yellow \$29.95 \$11.99 190+ Bought

Select Option	
	
Apple iPhone 6 Compatible Case: Silver Fox \$29.95 \$0.00	Apple iPhone 6 Plus Compatible Case: Shimmery White \$29.95 \$11.99
470+ bought	100+ bought
*****	*****

touchgroupon.com/deals/gg-nvgqllife-protective-case-for-iphone-6-or-6-plus/options

Select Option

	<p>Apple iPhone 6 Compatible Case: Electric Blue</p> <p>\$29.95 \$9.99</p> <p>*****</p> <p>630+ Bought</p>
	<p>Apple iPhone 6 Plus Compatible Case: Signal Yellow</p> <p>\$29.95 \$11.99</p> <p>*****</p> <p>290+ Bought</p>

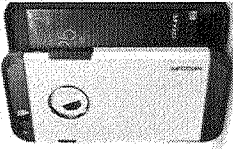
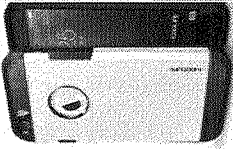
Select Option	
	
Apple iPhone 6 Compatible Case: Shimmery White \$29.95 \$9.99	Apple iPhone 6 Plus Compatible Case: Shimmery White \$29.95 \$11.99
630+ bought	290+ bought
*****	*****

Exhibit B
(Spigen's
Copyrighted Photos)

