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The Honorable Audrey B. Collins  
Chief District Judge  
United States District Court for the Central District of California  
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June 29, 2012

***VIA MESSENGER TO CHAMBERS***

**Re: The 28 Malibu Media, LLC v. John Does 1-10 Cases Filed In This District This Year; Duplication of Judicial Labor Due to Malibu Media's Initial Failure and Subsequent Refusal to File Notices of Related Cases**

Dear Judge Collins,

I write Your Honor in Your administrative capacity as the Chief Judge of the Central District of California.

This letter is to inform the District that substantial duplication of judicial labor appears to be occurring as a result of Malibu Media, LLC's initial failure and subsequent refusal to comply with the Court's Notice of Related Case rule, L.R. 83-1.3. There are currently 11 Judges in this District, including Your Honor currently presiding over cases concerning the validity and possible infringement, on the same theory, of the same 15 copyrights owned by Malibu Media. There are 16 total Judges in this District, plus at least as many Magistrates, all currently considering Malibu Media's highly similar, if not identical, complaints.

***Malibu Media has filed 28 complaints in this District alleging mass copyright infringement*** by roughly 280 John Doe defendants, each of whom is identified only by an I.P. address. In each case, Malibu Media sought early discovery to issue subpoenas to ISP's that would purportedly help uncover the identity of the John Does, on the strength of highly similar declarations from the same technical expert. These cases all involve essentially the same 34 copyrights owned by Malibu Media. Several of the 28 cases are identical clones of others, save only for the different I.P. addresses of the Does. Malibu Media has filed over **200** similar cases nationwide, this year alone.

Notwithstanding the obvious similarities between all 28 of the copyright infringement cases it filed in this District, ***Malibu Media has not filed a single Notice of Related Case*** in any of its cases now pending here. Further, when pressed on this point, Malibu Media has taken the position that it need not file any Notices of Related Cases, even for cases it admits are related, because, in a handful of these cases, Malibu Media checked the "related" box on the Civil Case Cover sheet and provided case numbers. This response only confirms what I suspected all along: Malibu Media is violating L.R. 83-1.3 on purpose, in an attempt to fly under the radar, hedge its bets, and select judges perceived as giving favorable treatment. I warned

Letter re: Malibu Media, LLC's 28 Mass Copyright  
Infringement Cases Pending in Central District  
June 29, 2012

Malibu Media that if it would not provide proper notice to the Courts that its 28 cases in this District are all related, I would do so through a sanctions motion. I asked more than once. Malibu Media refused.

Accordingly, please find attached a courtesy copy of the motion for sanctions, for repeated violations of L.R. 83-1.3, that I filed today in the low-numbered case where I represent a John Doe (12-cv-3614-GHK-Ex). While it appears that all 28 cases ought to be related, since I do not represent a defendant in the *real* low numbered case in this District (12-cv-1642-RGK-SS) I do not believe it would be appropriate for me to file this motion in that Court. It appears that all I can do is seek sanctions for Malibu Media's violation of L.R. 83-1.3, and try to have the three cases in which I represent John Does related to one another. That hardly seems sufficient to remedy the willful abuse of judicial resources that is currently occurring. Accordingly, ***I am also providing courtesy copies of this letter, and the accompanying motion papers, to every Judicial Officer in this district currently presiding over Malibu Media's 28 copyright infringement cases***, as well as to Malibu Media's counsel.

For further details about the 28 cases pending in this District, including all of the case numbers and Judges involved, please review Exhibit B to my Declaration in support of the attached motion.

Best regards,



Morgan E. Pietz  
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Cc(s): ALL JUDICIAL OFFICERS CURRENTLY PRESIDING OVER CASES FILED  
BY MALIBU MEDIA, LLC IN THE CENTRAL DISTRICT OF CALIFORNIA  
***VIA MESSENGER TO CHAMBERS***

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Attorneys for Plaintiff Malibu Media, LLC  
***VIA EMAIL AND U.S. MAIL***

Enclosure(s): John Doe's Motion for Sanctions re: Repeated Violation of Court's Notice of Related Case Rule; Declaration of Morgan E. Pietz (w/ Exhibits)