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 9 Sprint Communications Company L.P.

**FILED**

JUL - 6 2012

RICHARD W. WIEKING  
 CLERK, U.S. DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA

10 UNITED STATES DISTRICT COURT  
 11 NORTHERN DISTRICT OF CALIFORNIA

**EMC**

12 SPRINT SPECTRUM, L.P., and  
 13 SPRINT COMMUNICATIONS  
 14 COMPANY L.P.,

Case No.:

**CV 12 80 163 MISC**

Applicant,

MISCELLANEOUS ACTION:

vs.

DECLARATION OF A. BROOKS  
 GRESHAM IN SUPPORT OF  
 REQUEST FOR IDENTITY OF  
 INFRINGER PURSUANT TO 17  
 U.S.C. § 512(h)

15 FACEBOOK, INC.

Respondent.

*ORA - 801635me*

I, A. Brooks Gresham, declare that:

1. I am an attorney licensed to practice law in the State of California and am a partner with the law firm of McGuireWoods, LLP, counsel for Sprint Spectrum, L.P., and Sprint Communications Company L.P. (hereinafter collectively, "Sprint"). I am authorized to act on behalf of Sprint on the following-described matters involving the infringement of Sprint's copyrighted material. This declaration is made in support of the attached Subpoena, pursuant to 17 U.S.C. § 512(h)(2)(C).

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2. The purpose of the Subpoena is to obtain the identity of the alleged copyright infringer with user name InsideSprintNow. The information obtained will be used only for the purpose of protecting rights granted to my clients under Title 17 of the United States Code.

3. Attached hereto as Exhibit A is a true and correct copy of an infringement notification letter sent by Sprint to Facebook, Inc. ("Facebook") pursuant to 17 U.S.C. § 512(c)(3)(A) and Facebook's acknowledgment of receipt of the letter.

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

Executed at Los Angeles, California, on July 6, 2012.



A. Brooks Gresham

**EXHIBIT A**

**Kourinian, Arsen**

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**From:** Powell, Elena E [LEG]  
**Sent:** Friday, June 22, 2012 4:53 PM  
**To:** Jobe, Melissa [LEG]; Ball, Harley R [LEG]  
**Subject:** FW: Copyright Notification Complaint: #123957034412371

**Categories:** InsideSprintNow

Autoreponse from FB to Copyright Notice for videos posted by the insidesprintnow guy.

-----Original Message-----

**From:** The Facebook Team [mailto:noreply@fb.com]  
**Sent:** Friday, June 22, 2012 6:52 PM  
**To:** Powell, Elena E [LEG]  
**Subject:** Copyright Notification Complaint: #123957034412371

Hi,

The Facebook Team received a report from you. Please note that this channel is only for reports of alleged infringements or violations of your legal rights, such as copyright or trademark. If you filed that type of report, no further action is necessary. However, if you contacted us through this channel about another matter, you might not receive a response.

If you're not confident that your issue concerns intellectual property rights, please consult the Intellectual Property section of our Help Center for additional information. There you will find answers to frequently asked questions and links to contact forms for submitting reports:

IP Help Center: <http://www.facebook.com/help.php?page=439>

For help with matters other than infringement/violation of your legal rights, the links below may be helpful:

Hacked or phished accounts: <http://www.facebook.com/help.php?topic=security>  
Fake/Impostor profiles (timelines): <https://www.facebook.com/help/?faq=174210519303259>  
Abuse (including spam, hate speech, and harassment):  
<http://www.facebook.com/help.php?page=798>  
Pages (including admin issues): <http://www.facebook.com/help.php?page=175>  
Unauthorized photos or videos: <http://www.facebook.com/help/?faq=17288>  
Login issues: <http://www.facebook.com/help/?topic=login>  
Help for users that have been disabled or blocked:  
<https://www.facebook.com/help/?topic=warnings>

If the links above do not contain the information you're looking for, you may want to search the Help Center for more assistance: <https://www.facebook.com/help/?ref=pf>

As a reminder, if your submission contains a report of alleged infringement/violation of your legal rights, no further action is necessary. We will look into your matter shortly.

Thanks for contacting Facebook.  
The Facebook Team

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Notice Filed: 06/22/2012 6:51pm PDT  
What right is being infringed/violated?: copyright Identify the content on Facebook that you allege is infringing/violating. Please provide URLs to the specific content wherever possible: <http://www.facebook.com/pages/InsideSprintNow/139375489528683?ref=ts&sk=info>  
Describe or identify your copyrighted work: Training videos owned by Sprint Solutions,

Inc., Sprint Spectrum, L.P., Sprint Communications Company L.P. or Bosot Worldwide, Inc.  
Contact Information: I am the rights holder, reporting on my own behalf.

Your Name: Elena Powell

Your Company: Sprint Nextel

Mailing Address: 6450 Sprint Parkway

Phone Number: 000.000.0000

Email: elena.powell@sprint.com

Confirm your email: elena.powell@sprint.com Where are you (or those you represent) based?:  
USA

: By submitting this notice, you declare that you have a good faith belief that use of the copyrighted content described above, in the manner you have complained of, is not authorized by the copyright owner, its agent, or the law. You also declare that the information in this notice is accurate. And finally, you declare under penalty of perjury that you are the owner or authorized to act on behalf of the owner of an exclusive copyright that is allegedly infringed.

Do you agree?: yes

Electronic Signature: Elena Powell