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United States District Court
For the Northern District of California

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

MALIBU MEDIA, LLC,
Plaintiff,

No. C 16-01000 WHA

v.

JOHN DOE SUBSCRIBER ASSIGNED IP
ADDRESS 50.185.137.190,
Defendant.

**ORDER DENYING MOTION
TO QUASH SUBPOENA**

Malibu Media served a third-party subpoena on defendant’s Internet service provider, Comcast. Defendant filed a motion to quash or modify the subpoena on the grounds that he was a customer of Malibu Media’s and because compliance would invade his privacy. His motion is not accompanied by a sworn record and did not include any of his contact information. The Court ordered defendant to file a notice indicating his name and address to be filed under seal for the Court’s eyes only, but defendant never responded.

Defendant’s denial of liability is not a basis for quashing the subpoena, and any privacy interest he has in the subpoenaed information is far outweighed by Malibu Media’s need to identify the proper defendant in this action, which can only be done with this subpoena. Accordingly, defendant’s motion to quash is **DENIED**.

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Malibu Media shall **SERVE** this order on Comcast in the same manner it served the subpoena. The Clerk shall please **SERVE** this order on Comcast at the address provided below, which was included in defendant's motion to quash:

Comcast Corporation
c/o CT Corporation System
818 West Seventh Street, Ste 930
Los Angeles, CA 90017

Comcast shall comply with the subpoena by **JULY 14**.

IT IS SO ORDERED.

Dated: June 30, 2016.



WILLIAM ALSUP
UNITED STATES DISTRICT JUDGE