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10 Tagged, Inc.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

Tagged, Inc., a Delaware corporation,  
Plaintiff,  
v.  
Does 1 through 10 as Affiliate Program  
for ISECUREBILL.COM, and Does 1  
through 500 as Affiliate Spammers for  
ISECUREBILL.COM,  
Defendants.

Case No. CV-09-1706 SBA

**MODIFIED ORDER GRANTING  
PLAINTIFF TAGGED, INC.'S  
ADMINISTRATIVE REQUEST PURSUANT  
TO LOCAL RULE 7-11 FOR LEAVE TO  
TAKE DISCOVERY PRIOR TO RULE 26  
CONFERENCE**

The Court, having considered Plaintiff Tagged, Inc.'s Administrative Request Pursuant To Local Rule 7-11 For Leave To Take Discovery Prior To Rule 26 Conference, hereby GRANTS the motion. Therefore, it is hereby ORDERED as follows:

## (1) Immediate Discovery

ORDERED that Tagged Inc. (“Tagged”) may immediately serve subpoenas on the domestic privacy registrants and internet service providers for [isecurebill.com](http://isecurebill.com) and its affiliated websites including [ilovebootay.com](http://ilovebootay.com) and [14inchesanal.com](http://14inchesanal.com) (collectively “[isecurebill.com](http://isecurebill.com)”), in the form attached as Exhibits A through D for the limited purpose of obtaining the names, current and former addresses, telephone numbers, e-mail addresses, IP addresses, and/or other information

1 (collectively “Identifying Information”) that may be used to identify the individuals or entities  
2 responsible for registering, controlling, or paying for the domains, sub-domains, or websites  
3 located at or under [isecurebill.com](http://isecurebill.com), including the registrant contact, administrative contact,  
4 technical contact, and billing contact, and including all IP addresses used by any such persons or  
5 entities to register, administer, maintain, operate, pay for, or upload information to the domain  
6 name or the website.

7 ORDERED that Tagged must serve a copy of this Order attached to any subpoena it  
8 serves pursuant to this Order.

9 **(2) Identification and Service on Defendants**

10 ORDERED that the privacy registrants and internet service providers served with  
11 subpoenas as provided herein shall identify the individuals or entities responsible for registering,  
12 controlling, or paying for the domains, sub-domains, or websites located at or under  
13 [isecurebill.com](http://isecurebill.com) within five days of service of the subpoena, and in that five-day period serve such  
14 individuals or entities with a copy of the subpoena and this Order.

15 **(3) Motions to Quash or Other Objections**

16 ORDERED that any individual or entity served with a subpoena pursuant to this Order  
17 shall have 20 days from service of the subpoena, to move to quash or otherwise object to the  
18 subpoena. If no such action is taken within this time period, then following its expiration, the  
19 recipient of the subpoena shall immediately produce the information requested in the subpoena.

20 **(4) Preservation of Evidence**

21 ORDERED that the recipient of a subpoena pursuant to this Order shall preserve and not  
22 destroy all documents and evidence requested in the subpoena.

23 **(5) Scope of Use of the Identifying Information**

24 ORDERED that any information disclosed to Tagged in response to the subpoena may be  
25 used by it solely for the purpose of protecting its rights in the above-captioned case. Any such  
26 information filed with this Court shall conform to Federal Rule of Civil Procedure 5.2 and Civil  
27 Local Rule 3-17.

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