

E-filing

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AUG - 9 2011

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

NP  
JFPP

1 Your name: Korvel M. Sutton  
 2 Address: 1385 Curtis st.  
 3 Berkely Ca. 94702  
 4 Phone number: 510-334-2860  
 5  
 6 E-mail address: korvelsutton@yahoo.com

7 Plaintiff Pro Se

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

ADR

10 Korvel M. Sutton

C11-03911

LB

11

13 Plaintiff(s),

COMPLAINT

14 vs.

15 Apple Computers Itunes

16 Donald B. McMillan

17 James(Jim)Callon

DEMAND FOR JURY TRIAL

18

Yes  No

19 Defendant(s).

21 1. Parties in this Complaint

22 a. Plaintiff(s). Write your name, address, and phone number. If  
 23 there are other plaintiffs, use more pages to include their names,  
 24 addresses, and phone numbers.

25 Name: Korvel M. Sutton  
 26 Address: 1385 Curtis st.  
 27 Berkely Ca. 94702-1003  
 28 Phone number: 510-334-2860

1 **b. Defendant(s).** Write the full name and address of every  
2 defendant. If the defendant is a corporation, write the state where  
3 it is incorporated and the state where it has its main place of  
4 business. Use more pages if you need to.

4 **Defendant 1:**

5 Name: Apple Computers iTunes

6 Address: 1 Infinite Loop

7 Cupertino Ca 95014

8 **Defendant 2:**

9 Name: Donald B. McMillan

10 Address: 19470 Golden Meadow Loop Bend

11 PalosVerdes Estates Ca. 90274-2638

12 **Defendant 3:**

13 Name: James(Jim)Callon

14 Address: 440 Pacific Coast Highway

15 Hermosa Beach Ca. 90254-4834

16 **Defendant 4:**

17 Name:

18 Address:

19 **Defendant 5:**

20 Name:

21 Address:

22 **Defendant 6:**

23 Name:

24 Address:

1           **2. Jurisdiction**

2           *Usually, only two types of cases can be filed in federal court: cases*  
3           *involving “federal questions” and cases involving “diversity of*  
4           *citizenship.” Check at least one box:*

4            My case belongs in federal court under federal question  
5           jurisdiction because it is about federal law(s) or right(s).

6           *Which law(s) or right(s) are involved?*

7           UNITED STATES CODE TITLE 17

10            My case belongs in federal court under diversity jurisdiction  
11           because none of the plaintiffs live in the same state as any of the  
12           defendants AND the amount of damages is more than \$75,000.

13           **3. Statement of Facts and Claims**

14           *Write a short and simple description of the facts of your case.*

15           *Include:*

- 16           • *WHERE the events happened,*
- 17           • *WHEN the events happened,*
- 18           • *WHO was involved,*
- 19           • *WHAT role each of the defendants played, and*
- 20           • *HOW you were harmed, if you have that information.*

21           *If you know which laws or rights the defendant violated, you can include*  
22           *them here, but you do not need to make legal arguments. Put each fact or claim*  
23           *into a separate, numbered paragraph, starting with 3a, 3b, 3c, and so on. Attach*  
24           *additional sheets of paper as necessary.*

25           *If you want to submit documents that support your facts and claims, you may*  
26           *attach them to the end of this Complaint as exhibits. In this “Statement of Facts*  
27           *and Claims” section, explain what each exhibit is, when and how you got it, and*  
28           *how it supports your claims. Attaching a document to your Complaint does not*  
29           *necessarily mean that it will be accepted as evidence.*

30           exhibit 1-a, 1-b original cassette album cover, cassette , exhibit 2-a print copy of  
31           apple computers web page, exhibit 2-b admit from itunes they sale my work in 23  
32           territories, exhibit 2-c copy right registration, 2-d album compilations

1 3-a On or about April 2, 2009 in the state of California the Defendants Apple  
2 Computers Itunes, Donald B. McMillan, James(Jim)Callon violated my United  
3 States copy rights by offering with out my consent or permission my copy righted  
4 works Pretty Boy Gangsters " Rollin like a Star" for sale.3-b I am submitting to the  
5 United States District COURT that my musical works intiteld Pretty Boy  
6 gangsters(see exhibits 1-a,1-b) I submit to the court as proof of my actual musical  
7 work and the year it was released 1991.3-c I am submitting to the United States  
8 District Court documentation in print out form the actual web page from which  
9 Apple Computers Itunes offer my copy righted work for sale, as a digital download  
10 my complete album or indivisaul tracks for sale with out my consent or  
11 permission(see exhibit 2-a).3-d I submit to the United States District Court an e-  
12 mail from Apple Computers Itunes in which they openly admit 23 territories in  
13 which they offer my copy righted works for sale wolrd wide(see exhibit 2-b),3-e I  
14 submit to the United States District Court my copy right registration from the  
15 Library of Conress public catolog, which states the facts I Korvel Sutton 1971,  
16 Roderick wiiliams 1969 registered the works Pretty Boy Gangsters november 5th  
17 1990(see exhbit 2-c) I submit to the United States District Court a print out of 10  
18 compilation albums that the said Defendants Apple Computers Itunes, Donald B.  
19 McMillan, James(Jim) Callon wrongfully distrubuted my copy righted works(see  
20 exhibit 2-d)





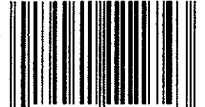
*Maceola Records*  
Group, Inc.



*Rollin' Like A Star* MRC-1117

**SIDE 1**  
**PRETTY BOY GANGSTERS**  
K. Sutton • R. Williams  
**HARD AS FUCK**  
K. Sutton • R. Williams  
**ACTIVIST** R. Williams  
**MONIES ON MY MIND**  
K. Sutton  
**MACK ON TOP OF THE STACK**  
R. Williams

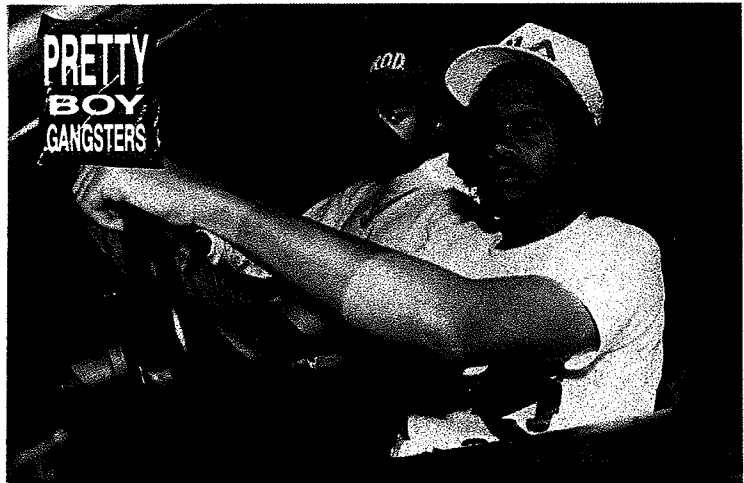
**SIDE 2**  
**P.B.G.'S GET FUNKY**  
**(ROLLIN' LIKE A STAR)**  
K. Sutton • R. Williams  
**K THE BUSTER** K. Sutton  
**ON THE TIP OF A MACK**  
R. Williams  
**INDO SMOKE** K. Sutton • R. Williams  
**IT AIN'T SHIT**  
K. Sutton • R. Williams



Exec. Producers: Frederick Williams and Korvel Sutton. Music Prod. By: Gangster  
K. All Songs Written, Arranged, and Vocalized By: R. Williams and K. Sutton.  
Recorded At: "Ya Bitches Tip" studios. Special Thanks To: U.S. 4 Coming So  
Hard. P.S. Hail to the mutha fuckin' "Poese of Kings"  
Manufact. and Dist. By: Maceola Records. Photos By: Danny Daniels

0 19041-1117-4

*A Handlment*  
*1-A*



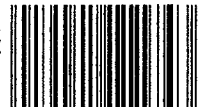
*Maceola Records*  
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R. Williams

**SIDE 2**  
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**(ROLLIN' LIKE A STAR)**  
K. Sutton • R. Williams  
**K THE BUSTER** K. Sutton  
**ON THE TIP OF A MACK**  
R. Williams  
**INDO SMOKE** K. Sutton • R. Williams  
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Manufact. and Dist. By: Maceola Records. Photos By: Danny Daniels

0 19041-1117-4

**PRETTY BOY GANGSTERS  
ROLLIN' LIKE A STAR**

1. Pretty Boy Gangsters
2. Hard As Fuck
3. Activist
4. Monies on My Mind
5. Back on Top of the Stack

Side 1

DD



MRC  
1117C

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8831 Sunset Bl #202, W. Hollywood, CA 90069 (213) 659-6036

*Attakilment*

*1-B*

**PRETTY BOY GANGSTERS  
ROLLIN' LIKE A STAR**

1. Pretty Boy Gangsters
2. Hard As Fuck
3. Activist
4. Monies on My Mind
5. Back on Top of the Stack

Side 1

DD



MRC  
1117C

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**PRETTY BOY GANGSTERS  
ROLLIN' LIKE A STAR**

1. P.B.G.'s Get Funky (Rollin' Like A Star)
2. K The Buster
3. On the Tip of a Mack
4. Indo Smoke
5. If Airt' Shift

Side 2



**MRC  
1117C**

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*Alpha 1  
L-B-2*

**PRETTY BOY GANGSTERS  
ROLLIN' LIKE A STAR**

1. P.B.G.'s Get Funky (Rollin' Like A Star)
2. K The Buster
3. On the Tip of a Mack
4. Indo Smoke
5. If Airt' Shift

Side 2



**MRC  
1117C**

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Attachment ~~2-B~~  
2-A

**PBG – the Album**    Pretty Boy Gangster

[View More By This Artist](#)



**\$9.90**  
 Genres: Hip Hop/Rap, Music  
 Released: Jul 19, 1988  
 © 1988 Macola Records Co.  
 Classics

Name	Artist	Time	Price	
Pretty Boy Gangster	Pretty Boy Gangster	3:16	\$0.99	<a href="#">View In iTunes</a>
2 Hard As F**k	Pretty Boy Gangster	3:44	\$0.99	<a href="#">View In iTunes</a>
3 Activist	Pretty Boy Gangster	3:17	\$0.99	<a href="#">View In iTunes</a>
4 Monies On My Mind	Pretty Boy Gangster	4:23	\$0.99	<a href="#">View In iTunes</a>
5 Mack On Top of the Stack	Pretty Boy Gangster	3:33	\$0.99	<a href="#">View In iTunes</a>
6 PBG Get Funky	Pretty Boy Gangster	4:00	\$0.99	<a href="#">View In iTunes</a>
7 K the Buster	Pretty Boy Gangster	4:02	\$0.99	<a href="#">View In iTunes</a>
8 On Top of a Mack	Pretty Boy Gangster	3:37	\$0.99	<a href="#">View In iTunes</a>
9 Indo Smoke	Pretty Boy Gangster	2:39	\$0.99	<a href="#">View In iTunes</a>
10 It Ain't S**t!	Pretty Boy Gangster	1:14	\$0.99	<a href="#">View In iTunes</a>

Total: 10 Songs

**Customer Ratings**

We have not received enough ratings to display an average for this album.

**Top Albums and Songs By Pretty Boy Gangster**



PBG – the Album  
[View In iTunes](#)

Name	Album	Time	Price	
1 K the Buster	West Coast Posse, Vol. 2	4:02	\$0.99	<a href="#">View In iTunes</a>
2 Pretty Boy Gangster	PBG – the Album	3:16	\$0.99	<a href="#">View In iTunes</a>
3 Indo Smoke	PBG – the Album	2:39	\$0.99	<a href="#">View In iTunes</a>
4 PBG Get Funky	PBG – the Album	4:00	\$0.99	<a href="#">View In iTunes</a>
5 Mack On Top of the Stack	PBG – the Album	3:33	\$0.99	<a href="#">View In iTunes</a>
6 Activist	PBG – the Album	3:17	\$0.99	<a href="#">View In iTunes</a>
7 Monies On My Mind	PBG – the Album	4:23	\$0.99	<a href="#">View In iTunes</a>
8 It Ain't S**t!	PBG – the Album	1:14	\$0.99	<a href="#">View In iTunes</a>
9 Hard As F**k	PBG – the Album	3:44	\$0.99	<a href="#">View In iTunes</a>
10 K the Buster	PBG – the Album	4:02	\$0.99	<a href="#">View In iTunes</a>



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## Public Catalog

*Attachment  
2-C*

Copyright Catalog / 1978 (to present)

Search Request: Left Anchored Copyright Number = SRU000196277

Search Results: Displaying 1 of 1 entries



*The PBG's*

Type of Work: Music

Registration Number / Date: SRU000196277 / 1990-11-05

Title: The PBG's

Description: sound cassette.

Notes: Cataloged from appl.

Additional ti: Pretty boy gangsters.

Copyright Claimant: © Korvel Sutton & Roderick Williams

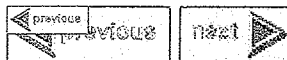
Date of Creation: 1990

Authorship on Application: lyrics: Korvel Sutton & Roderick Williams.

Other Title: Pretty boy gangsters

Names: Sutton, Korvel, 1971-

Williams, Roderick, 1969-



Save, Print and Email ( <a href="#">Help Page</a> )		
Select Download Format	Full Record	Format for Print/Save
Enter your email address:	<input type="text"/>	Email

[Help](#) [Search](#) [History](#) [Titles](#) [Start Over](#)



Attachment  
2-B

**iTunes Response FW: ITS8101 Kolisch Hartwell**

Monday, June 6, 2011 4:44 PM

**From:** "Heidi Dutro" <heidi@khpatent.com>**To:** "'korvelsutton@yahoo.com'" <korvelsutton@yahoo.com>

---

**From:** iTunesStoreNotices [mailto:itunesstorenotices@apple.com]**Sent:** Thursday, May 13, 2010 5:03 PM**To:** John McCormack**Subject:** Re: ITS8101 Kolisch Hartwell

Hello John,

Thank you for your email. **Please respond at your earliest convenience to specify the territories in which you are asserting rights to the content in question.** Upon clarification, we'll notify the content provider of the alleged infringement, and allow them five business days to respond. If they do not, or if they cannot assert rights to the content, we will make it unavailable for download and contact you to let you know the number of downloads and the royalty payment information.

These are the playlist that are in the dispute:

Artist: Pretty Boy Gangster

Provider: RAMS HORN BV

Playlist Title: PBG - the Album

Apple ID: 313193189

UPC: 4184440096239

Territories of Assertion:

Territories Available: US, JP, CA, AT, AU, FI, BE, GB, FR, GR, DE, IE, NZ, LU, MX, CH, ES, IT, SE, PT, NL, NO, DK

TRACK # TITLE ARTIST APPLE ID ISRC

9 K the Buster Pretty Boy Gangster 326328639 NLD910700816

Artist: Various Artists

Provider: RAMS HORN BV

Playlist Title: West Coast Posse, Vol. 1

Apple ID: 326321959

UPC: 4184440133286

Territories of Assertion:

Territories Available: BE, JP, US, FI, CA, GB, AU, AT, DE, FR, DK, NL, LU, IE, GR, NO, NZ, IT, PT, MX, CH, ES, SE

TRACK # TITLE ARTIST APPLE ID ISRC

8 K the Buster Pretty Boy Gangster 326562089 NLD910700816

Artist: Various Artists

Provider: RAMS HORN BV

Playlist Title: West Coast Posse, Vol. 2

Apple ID: 326559883

UPC: 4184440133439

Territories of Assertion:

Territories Available: CA, US, AU, AT, GB, JP, FR, DK, BE, LU, FI, GR, NL, IE, DE, NO, IT, MX, NZ, CH, SE, ES, PT

Also, for the playlist "2 Live Crew, The Classic Collection", we were unable to locate any Pretty Boy Gangster tracks, so if you could also include the link in the following email that would be great!

Please feel free to contact me if you have any questions.

Best,


Lindsey Harrison

 iTunes Music Marketing & IP Legal | Apple | 1 Infinite Loop | Cupertino | CA | 95014

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---

Alfarriment  
2-D

WMA 192 EUR 9.90 

## Elektro Hip Hop Party - vol. 3



The Unknown DJ, Various Artists, 2 LIVE CREW, Come Deal With Me, Darryl Strawberry, Pretty Boy Gangsters, Darkstar, The Arabian Prince, Eazy E, King MC & DJ Flash, Russ Parr, World Class Wreckin' Crew, Black Plaque, Timex Social Club, Kid Frost, Fila Fresh Crew, King T, Ice t

Release date: 1999

Duration: 01:19:22

Album

MP3 192 EUR 9.90 

## The Biggest Hip Hop Anthems



Dr. Dre vs. World Class Wreckin' Crew, Fila Fresh Crew, World Class Wreckin' Crew, The Unknown DJ & Valerie, Eazy E & Ron De-Vu, Mix Master Spade ft. CJ Mack, King MC, Dr. Dre ft. Toddy Tee, Eazy E, Criminals At Large, Ice T ft. Snoop Dogg, Dr. Dre & DJ Yella, N.W.A., Various Artists, Snoop Dogg ft. Typhoon, Rhyme Syndicate, Snoop Dogg ft. Toddy Tee, Bobby Jimmy, Pretty Boy Gangsters, Gangster Blacc, Dr. Dre, Digital Underground, Dr. Dre ft. All About Drugs, The Egyptian Lover, Spyder D, Arabian Prince ft. The Sheiks, N.W.A ft. Eazy-E, Compton Posse, Toddy Tee ft. Mix Master Spade, Dr. Dre ft. Mix Master Spade, 2 LIVE CREW, A.T.C., Dr. Dre ft. Ice Cube, DJ N-Effect, Toddy Tee, X-Men, King T, Kid Frost, Ice t

Release date: 2007

Duration: 04:33:22

Album

MP3 192 EUR 9.90 

## West Coast Posse, vol. 2



Santown, B-Micc & A-Jay, B-Micc, Milcc & R-Wacc, Criminals At Large, Coda, The Arabian Prince & The Sheiks, Various Artists, Chuco C.I.A., Rodney-O & Joe Cooley, Pretty Boy Gangsters, Eazy E, N.W.A., Come Deal With Me, C. De Chilli, Darkstar, King MC & DJ Flash, Ice t, Doc T, L.A. DREAM TEAM, Black Plaque, Kid Frost, DJ Matrix, Bobby Jimmy & The Critters, The Mistress & DJ Madame E, The Unknown DJ ft. Professor X, Ronnie Hudson, DJ Slip, Eazy E & Ron-De-Vu, ATC, The Egyptian Lover, Kyna Antee, J.R. Boss, Tony, Tone, Toni, Hurt 'Em Bad, Profesor X, 2 LIVE CREW, The Triple Threat Three, Uncle Jam's Army

Release date: 2009

Duration: 03:29:05

Album

MP3 192 EUR 9.90 

## West Coast Posse, vol. 1



Black Plaque, Ice t, 2 LIVE CREW, DJ Battlecat, Rappers Rapp Group, Krushin Mc's, The World Class Wreckin' Crew, Disco Daddy & Captain Rapp, The Mistress & DJ Madame E, Eazy E & Ron De-Vu, The Arabian Prince & The Sheiks, The Egyptian Lover, Fila Fresh Crew, Captain Rapp, Mc Frosty & Lovin'C, Digital Underground, L.A. DREAM TEAM, Coda, King MC & DJ Flash, Criminals At Large, Eazy E, Come Deal With Me, Pretty Boy Gangsters, Various Artists, JB Beat, King T, The Unknown DJ & DJ Slip, N.W.A., ATC, Bobby Jimmy & The Critters

Release date: 2009

Duration: 03:22:28

Album

MP3 192 EUR 9.90 

## U.S. Hip Hop Party

## The Best Of Street Dance



Pretty Boy Gangsters, Dr. Dre vs. World Class Wreckin' Crew, Digital Underground, Bobby Jimmy & The Critters, Darryl Strawberry, Rodney-O & Joe Cooley, Black Plaque, The Arabian Prince, Darkstar, Eazy E ft. N.W.A., Fila Fresh Crew, Ice Cube, King T, 2 LIVE CREW, King MC, King MC & DJ Flash, N.W.A., The Egyptian Lover, Come Deal With Me, The Unknown DJ, The Unknown DJ & DJ Slip, Dr. Dre, Various Artists, The Arabian Prince & The Sheiks, Timex Social Club, Doc T, Criminals At Large, Russ Parr, Kid Frost, Ice t

Release date: 2000

Duration: 02:37:01

Album

WMA 192 EUR 9.90

## I Love Hip Hop



2 LIVE CREW, Black Plaque, Come Deal With Me, Various Artists, The Mistress & DJ Madame E, Chuco C.I.A., C. De Chilli, Pretty Boy Gangsters, Criminals At Large, Coda, B-Micc, Milcc & R-Wacc, Kyna Antee, J.R. Boss, Tony, Tone, Toni, B-Micc & A-Jay, Santown, Ice t

Release date: 1999

Duration: 01:11:06

Album

MP3 192 EUR 9.90

## 2 Live Crew & Posse





N.W.A., 2 LIVE CREW, Various Artists, Pretty Boy Gangsters, Rappingstine, A.T.C., Eazy E, King T, Ice T  
Release date: 1998  
Duration: 01:17:56  
Album

MP3 192 EUR 9.90 

## Dr. Dre presents More Mega Big Gangsta Raps



DR. DRE

MORE MEGA BIG GANGSTA RAPS

Dr. Dre, King Tee, The Arabian Prince, Black Plaque, Eazy E & Ron De-Vu, DJ Matrix, Fila Fresh Crew, N.W.A., The Egyptian Lover, The Unknown DJ, Kyna Antee, Mistress & DJ Madame E, Krushin Mc's, Russ Parr, Mc Frosty & Lovin'C, West Coast Posse, Pretty Boy Gangsters, Digital Underground, 2 LIVE CREW, Gangster Blacc, Various Artists, Bobby Jimmy & The Critters, The Unknown DJ ft. X-Men & DJ Slip, Rhyme Syndicate, Ice T  
Release date: 2001  
Duration: 02:10:48  
Album

MP3 192 EUR 9.90 

## Toddy Tee And Dr. Dre



Snoop Dogg ft. Typhoon, Rhyme Syndicate, X-Men, Eazy E, Criminals At Large, Eazy E & Ron De-Vu, Toddy Tee ft. Mix Master Spade, Dr. Dre ft. Mix Master Spade, King T, Dr. Dre ft. All About Drugs, Dr. Dre ft. Toddy Tee, Pretty Boy Gangsters, Spyder D, Snoop Dogg ft. Toddy Tee, Dr. Dre, The Unknown DJ & Valerie, Digital Underground, Toddy Tee and Dr. Dre, King MC, Mix Master Spade ft. CJ Mack, Dr. Dre ft. DJ Yella, Compton Posse, Toddy Tee, Ice T ft. Snoop Dogg, Dr. Dre & DJ Yella, Bobby Jimmy, Fila Fresh Crew, Bobby Jimmy & The Critters  
Release date: 2003  
Duration: 02:11:14  
Album