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13 Attorneys for Plaintiff
 MEGAUPLOAD LTD.

14
 15 UNITED STATES DISTRICT COURT
 16 NORTHERN DISTRICT OF CALIFORNIA
 17 OAKLAND DIVISION
 18

19 MEGAUPLOAD LTD.,

20 Plaintiff,

21 v.

22 UNIVERSAL MUSIC GROUP, INC. and
 23 DOES 1 to 100, inclusive,

24 Defendants.
 25
 26
 27
 28

Case No. CV-116216-CW

**DECLARATION OF KIM DOTCOM IN
 SUPPORT OF PLAINTIFF'S MOTION
 FOR LEAVE TO TAKE LIMITED
 DISCOVERY PRIOR TO FED. R. CIV.
 P. 26(F) CONFERENCE**

Date: February 2, 2012

Time: 2:00 P.M.

Dept: Courtroom 2, 4th Floor

Judge: The Hon. Claudia Wilken

DECL. OF KIM DOTCOM ISO PLAINTIFF'S
 MOTION FOR LEAVE TO TAKE LIMITED
 DISCOVERY PRIOR TO FED. R. CIV. P. 26(f)
 CONFERENCE

Case No. CV-116216-CW

1 I, Kim Dotcom, declare:

2 1. I am the Chief Innovation Officer of Plaintiff Megaupload Ltd. (“Megaupload”). I
3 submit this declaration in support of Megaupload’s Motion for Leave to Take Limited Discovery
4 Prior to Fed. R. Civ. P. 26(f) Conference. I make the following statements based upon my
5 personal knowledge, except to any extent otherwise specified. If called as a witness, I could and
6 would testify competently to the facts set forth herein.

7 2. As explained in my previous declaration in support of Megaupload’s *Ex Parte*
8 Application for Temporary Restraining Order and Order to Show Cause re Preliminary Injunction
9 [Dkt. No. 6], after YouTube took down the Megaupload Video, I submitted a counter-notice to
10 YouTube to attempt to restore access to the Video. Consistent with YouTube’s treatment of this
11 takedown as a copyright matter under the DMCA, YouTube provided me with notice that “UMG”
12 was the party that had provided the takedown notice and provided me the form for the detailed
13 information that is required to complete a counter-notice under the DMCA. Attached hereto as
14 **Exhibit 1** is a true and accurate copy of a printout of a screen shot of my computer reflecting the
15 counter-notice form and information provided to me by YouTube. When I logged onto my
16 administrative console for YouTube, it displayed to me this “Copyright Counter-Notification”
17 form. Pre-filled into the form was the information that appears in the box entitled “Video
18 Selected for Counter-Notification.” That information included the title, ID number, and length of
19 the Megaupload Video. It also had filled in as “Claimant” the party “UMG.” It had filled in as
20 “Claimant Email” the email address “amy.peeler@umusic.com.”

21 I declare under penalty of perjury under the laws of the United States of America and the
22 State of California that the foregoing is true and correct, and that this declaration was executed
23 this 27th day of December, 2011, in Hong Kong, China.

24
25 _____
/s/ Kim Dotcom
Kim Dotcom