

ADRMOP, AO279, CLOSED, ProSe, REFDISC, JUDGE

**U.S. District Court
California Northern District (San Francisco)
CIVIL DOCKET FOR CASE #: 3:06-cv-00397-JSW
Internal Use Only**

I hereby certify that the annexed instrument is a true and correct copy of the original on file in my office.
RICHARD W. WIEKING
Clerk, U.S. District Court
Northern District of California

Date Filed: 01/20/2006
Jury Demand: Defendant
Nature of Suit: 820 Copyright
Jurisdiction: Federal Question
8/29/06
Deputy Clerk

Internet Archive v. Shell
Assigned to: Hon. Jeffrey S. White
Referred to: Hon. Edward M. Chen
Demand: \$0
Cause: 28:1338 Copyright Infringement

Plaintiff

Internet Archive
a California 501(c)(3) non-profit organization

represented by **Kenneth B. Wilson**
Perkins Coie LLP
Four Embarcadero Center
Suite 2400
San Francisco, CA 94111
415-344-7001
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

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ATTORNEY TO BE NOTICED

V.

Defendant

Suzanne Shell
a Colorado resident

represented by **Suzanne Shell**
14053 Eastonville Road
Elbert, CO 80106
719/749-2971
Fax: 719/749-2972
PRO SE

Defendant

Kathleen Burch

8/29/2006

Defendant

Brewster Kahle

Defendant

Rick Prelinger

Counter-claimant

Suzanne Shell
a Colorado resident

represented by **Suzanne Shell**
 (See above for address)
 PRO SE

V.

Counter-defendant

Internet Archive
a California 501(c)(3) non-profit organization

Counter-claimant

Suzanne Shell
a Colorado resident

represented by **Suzanne Shell**
 (See above for address)
 PRO SE

V.

Counter-defendant

Internet Archive
a California 501(c)(3) non-profit organization

3rd party defendant

Internet Archive
a California 501(c)(3) non-profit organization

Counter-claimant

Suzanne Shell
a Colorado resident

represented by **Suzanne Shell**
 (See above for address)
 PRO SE

V.

Counter-defendant

Internet Archive
a California 501(c)(3) non-profit organization

Date Filed	#	Docket Text
01/20/2006	1	COMPLAINT for Declaratory Relief of Copyright Non-Infringement - [Summons Issued] against Suzanne Shell, [Filing Fee: \$250.00, Receipt Number 3380625]. Filed by Plaintiff Internet Archive. (tn, COURT STAFF) (Filed on 1/20/2006) Additional attachment(s) added on 2/3/2006 (tn, COURT STAFF). (Entered: 01/23/2006)
01/20/2006		SUMMONS Issued as to Defendant Suzanne Shell. (tn, COURT STAFF) (Entered: 01/23/2006)
01/20/2006	2	ADR SCHEDULING ORDER: Case Management Statement due 4/18/2006 & Initial Case Management Conference set for 4/25/2006 at 10:00 A.M. (Attachments: # 1

		Standing Order).(tn, COURT STAFF) (Filed on 1/20/2006) (Entered: 01/23/2006)
01/20/2006	3	REPORT on the filing or determination of an action regarding Copyright Non-Infringement. (cc: form mailed to register). (tn, COURT STAFF) (Filed on 1/20/2006) (Entered: 01/23/2006)
01/20/2006		CASE DESIGNATED for Electronic Filing. (tn, COURT STAFF) (Entered: 01/23/2006)
03/10/2006	4	ANSWER & OBJECTION TO VENUE & COUNTERCLAIM against Internet Archive. Filed by Pro se Defendant Suzanne Shell. (tn, COURT STAFF) (Filed on 3/10/2006) (Entered: 03/13/2006)
03/10/2006	5	DECLINATION to Proceed Before a United States Magistrate Judge & REQUEST for Reassignment to a United States District Court Judge Filed by Pro se Defendant Suzanne Shell. (tn, COURT STAFF) (Filed on 3/10/2006) (Entered: 03/13/2006)
03/13/2006	8	First Amended Answer and Objection to Venue and COUNTERCLAIM against Internet Archive by Suzanne Shell.(hdj, COURT STAFF) (Filed on 3/13/2006) (Entered: 03/15/2006)
03/14/2006	6	CLERK'S NOTICE of Impending Reassignment to U.S. District Judge (lh, COURT STAFF) (Filed on 3/14/2006) (Entered: 03/14/2006)
03/14/2006	7	ORDER REASSIGNING CASE. Case reassigned to Judge Jeffrey S. White for all further proceedings. Judge Elizabeth D. Laporte no longer assigned to the case. Signed by Executive Committee on 3/14/06. (ha, COURT STAFF) (Filed on 3/14/2006) (Entered: 03/14/2006)
03/15/2006		***Set/Clear Flags (hdj, COURT STAFF) (Filed on 3/15/2006) (Entered: 03/15/2006)
03/17/2006	10	CERTIFICATE OF SERVICE by Internet Archive of <i>JSW Standing Order</i> (hdj, COURT STAFF) (Filed on 3/17/2006) (Entered: 03/22/2006)
03/21/2006	9	INITIAL SCHEDULING CONFERENCE ORDER: Case Management Conference set for 4/28/2006 01:30 PM. Case Management Statement due by 4/21/2006.. Signed by Judge Jeffrey S. White on 3/21/06. (jjo, COURT STAFF) (Filed on 3/21/2006) (Entered: 03/21/2006)
03/31/2006	11	Notice of Motion and Motion and Memorandum of Law in Support of Motion to Dismiss Counterclaims filed by Internet Archive. (hdj, COURT STAFF) (Filed on 3/31/2006) (Entered: 04/03/2006)
03/31/2006		Received Document (Proposed) Order re [11] MOTION to Dismiss by Internet Archive (a California 501(c)(3) non-profit organization), Internet Archive. (hdj, COURT STAFF) (Filed on 3/31/2006) (Entered: 04/03/2006)
03/31/2006	12	Reply to [4] First Counterclaim by Internet Archive(a California 501(c)(3) non-profit organization), Internet Archive. (hdj, COURT STAFF) (Filed on 3/31/2006) (Entered: 04/03/2006)
03/31/2006	13	CERTIFICATE OF SERVICE by Internet Archive(a California 501(c)(3) non-profit organization), Internet Archive re [11] MOTION to Dismiss, Received Document, [12] Response (Non Motion) (hdj, COURT STAFF) (Filed on 3/31/2006) (Entered: 04/03/2006)
04/04/2006	14	Renotice motion hearing re [11] MOTION to Dismiss filed by Internet Archive(a California 501(c)(3) non-profit organization), Internet Archive. Motion Hearing set for 5/19/2006 09:00 AM. (hdj, COURT STAFF) (Filed on 4/4/2006) (Entered: 04/05/2006)
04/10/2006	15	MOTION to Transfer Case to the U.S. District of Colorado Pursuant to 28 U.S.C. 1406 (a), or alternatively Motion to Dismiss Pursuant to Fed.R.Civ.P. 12(b)(3) filed by Suzanne Shell. (hdj, COURT STAFF) (Filed on 4/10/2006) (Entered: 04/11/2006)

04/10/2006	●	Received Document (Proposed) Order Granting re [15] MOTION to Transfer Case by Suzanne Shell. (hdj, COURT STAFF) (Filed on 4/10/2006) (Entered: 04/11/2006)
04/11/2006	●16	CLERK'S NOTICE Case Management Conference set for 5/19/2006 01:30 PM. (hdj, COURT STAFF) (Filed on 4/11/2006) (Entered: 04/12/2006)
04/11/2006	●17	CLERK'S NOTICE Defendant's Motion to Transfer Hearing set for 5/19/2006 09:00 AM. (hdj, COURT STAFF) (Filed on 4/11/2006) (Entered: 04/12/2006)
04/13/2006	●18	MOTION to Amend/Correct [8] Amended Answer to Complaint, Counterclaim filed by Suzanne Shell. (hdj, COURT STAFF) (Filed on 4/13/2006) (Entered: 04/14/2006)
04/13/2006	●19	Second Amended Answer and Objection to Venue and Counterclaim and Third Pary Claim against Internet Archive bySuzanne Shell(a Colorado resident), Suzanne Shell. (hdj, COURT STAFF) (Filed on 4/13/2006) (Entered: 04/14/2006)
04/13/2006	●	Received Document (Proposed) Order re [18] MOTION to Amend/Correct [8] Amended Answer to Complaint, Counterclaim by Suzanne Shell(a Colorado resident). (hdj, COURT STAFF) (Filed on 4/13/2006) (Entered: 04/14/2006)
04/17/2006	●	Third Party Summons Issued as to Kathleen Burch, Brewster Kahle, Rick Prelinger. Modified on 4/17/2006 (hdj, COURT STAFF). (Entered: 04/17/2006)
04/20/2006	●20	CLERK'S NOTICE: Motion to Amend Hearing set for 5/19/2006 09:00 AM. (hdj, COURT STAFF) (Filed on 4/20/2006) (Entered: 04/21/2006)
04/21/2006	●21	MOTION to Strike filed by Suzanne Shell(a Colorado resident), Suzanne Shell. (hdj, COURT STAFF) (Filed on 4/21/2006) (Entered: 04/25/2006)
04/24/2006	●22	MOTION to Appear by Telephone filed by Suzanne Shell(a Colorado resident), Suzanne Shell. (hdj, COURT STAFF) (Filed on 4/24/2006) (Entered: 04/25/2006)
04/24/2006	●23	RESPONSE to re [11] MOTION to Dismiss by Suzanne Shell(a Colorado resident), Suzanne Shell. (hdj, COURT STAFF) (Filed on 4/24/2006) (Entered: 04/25/2006)
04/24/2006	●24	Reply to Affirmative Defenses by Suzanne Shell(a Colorado resident).(hdj, COURT STAFF) (Filed on 4/24/2006) (Entered: 04/27/2006)
04/24/2006	●28	Declaration of Molly Bragg in Support of [26] Memorandum in Opposition filed byInternet Archive(a California 501(c)(3) non-profit organization), Internet Archive. (Related document(s)[26]) (hdj, COURT STAFF) (Filed on 4/24/2006) (Entered: 04/28/2006)
04/27/2006	●25	MEMORANDUM in Opposition re [18] MOTION to Amend/Correct [8] Amended Answer to Complaint, Counterclaim filed byInternet Archive(a California 501(c)(3) non-profit organization), Internet Archive. (Related document(s)[18]) (hdj, COURT STAFF) (Filed on 4/27/2006) (Entered: 04/28/2006)
04/27/2006	●26	MEMORANDUM in Opposition re [15] MOTION to Transfer Case filed byInternet Archive(a California 501(c)(3) non-profit organization), Internet Archive. (Related document(s)[15]) (hdj, COURT STAFF) (Filed on 4/27/2006) (Entered: 04/28/2006)
04/27/2006	●27	Declaration of Michael Rubin in Support of [26] Memorandum in Opposition filed byInternet Archive(a California 501(c)(3) non-profit organization), Internet Archive. (Related document(s)[26]) (hdj, COURT STAFF) (Filed on 4/27/2006) (Entered: 04/28/2006)
04/27/2006	●	Received Document (Proposed)Order DENYING re [18] MOTION to Amend/Correct [8] Amended Answer to Complaint, Counterclaim by Internet Archive(a California 501 (c)(3) non-profit organization), Internet Archive. (hdj, COURT STAFF) (Filed on 4/27/2006) (Entered: 04/28/2006)
04/27/2006	●29	CERTIFICATE OF SERVICE by Internet Archive(a California 501(c)(3) non-profit organization), Internet Archive re [27] Declaration in Support, Received Document,

		[28] Declaration in Support, [25] Memorandum in Opposition,, [26] Memorandum in Opposition (hdj, COURT STAFF) (Filed on 4/27/2006) (Entered: 04/28/2006)
05/04/2006	30	Reply to [23] Response (Non Motion) by Internet Archive. (hdj, COURT STAFF) (Filed on 5/4/2006) (Entered: 05/05/2006)
05/04/2006	31	CERTIFICATE OF SERVICE by Internet Archive re [30] Response (Non Motion) (hdj, COURT STAFF) (Filed on 5/4/2006) (Entered: 05/05/2006)
05/09/2006	32	Statement of Non-Opposition re [22] MOTION to Appear by Telephone filed by Internet Archive. (Related document(s)[22]) (hdj, COURT STAFF) (Filed on 5/9/2006) (Entered: 05/10/2006)
05/09/2006	33	CERTIFICATE OF SERVICE by Internet Archive re [32] Statement of Non-Opposition (hdj, COURT STAFF) (Filed on 5/9/2006) (Entered: 05/10/2006)
05/09/2006	34	MOTION for Rul 11 Sanctions filed by Suzanne Shell. (hdj, COURT STAFF) (Filed on 5/9/2006) (Entered: 05/10/2006)
05/09/2006	35	RESPONSE to re [26] Memorandum in Opposition by Suzanne Shell. (hdj, COURT STAFF) (Filed on 5/9/2006) (Entered: 05/10/2006)
05/11/2006	36	ORDER by Judge Jeffrey S. White granting [22] Motion to Appear by Telephone on the motions hearing scheduled for 5/19/06 at 9:00 a.m. (hdj, COURT STAFF) (Filed on 5/11/2006) (Entered: 05/11/2006)
05/15/2006	37	JOINT CASE MANAGEMENT CONFERENCE STATEMENT filed by Internet Archive, Suzanne Shell. (gba, COURT STAFF) (Filed on 5/15/2006) (Entered: 05/16/2006)
05/15/2006	38	CERTIFICATE OF SERVICE by Internet Archive re [37] Case Management Statement (Joint) (gba, COURT STAFF) (Filed on 5/15/2006) (Entered: 05/16/2006)
05/17/2006	39	ORDER REGARDING OUTSTANDING MOTIONS; VACATING HEARING DATE AND REFERRING DISCOVERY TO A MAGISTRATE JUDGE. Signed by Judge Jeffrey S. White on 5/17/06. (jjo, COURT STAFF) (Filed on 5/17/2006) (Entered: 05/17/2006)
05/17/2006		CASE REFERRED to Magistrate Judge Edward M. Chen for Discovery (wh, COURT STAFF) (Filed on 5/17/2006) (Entered: 05/17/2006)
05/17/2006		***Motions terminated: [21] MOTION to Strike filed by Suzanne Shell., (hdj, COURT STAFF) (Filed on 5/17/2006) (Entered: 05/18/2006)
05/25/2006	40	Notice of Reference and Order Re Discovery Procedures. Signed by Judge Edward M. Chen on 5/25/06. (hdj, COURT STAFF) (Filed on 5/25/2006) (Entered: 05/30/2006)
07/17/2006	41	NOTICE of Change of Address by Internet Archive (hdj, COURT STAFF) (Filed on 7/17/2006) (Entered: 07/18/2006)
07/28/2006	42	CERTIFICATE OF SERVICE by Suzanne Shell (hdj, COURT STAFF) (Filed on 7/28/2006) (Entered: 08/01/2006)
08/25/2006		Received Document Stipulation and (Proposed) Order to Transfer Case to Colorado by Internet Archive. (hdj, COURT STAFF) (Filed on 8/25/2006) (Entered: 08/28/2006)
08/28/2006	43	STIPULATION and ORDER TRANSFERRING CASE to USDC-COLORADO. Signed by Judge Jeffrey S. White on 8/28/06. (hdj, COURT STAFF) (Filed on 8/28/2006) (Entered: 08/29/2006)
08/29/2006	44	Clerks Letter RE: transferring case to USDC-Colorado. (hdj, COURT STAFF) (Filed on 8/29/2006) (Entered: 08/29/2006)