

**UNITED STATES DISTRICT COURT
DISTRICT OF CONNECTICUT**

DOE I and DOE II,

Case No. 3:07CV00909 (CFD)

Plaintiffs,

v.

MARCH 7, 2008

Unknown Individuals,

Defendants.

MOTION FOR EXTENSION OF TIME TO SERVE COMPLAINT

Plaintiffs move the Court to allow them an additional 45 days to serve their First Amended Complaint which was filed with the Court on November 8, 2007. The basis of this motion is as follows:

1. As the Court is aware, this case involves claims by plaintiffs that the defendants took advantage of the anonymity provided by an Internet website to publish vile, defamatory and otherwise tortious content regarding them.

2. Plaintiffs' ability to proceed in this case has been hampered by defendants' anonymity. In order to uncover the identities of the defendants, propound discovery on them, and proceed with the action, plaintiffs sought the Court's permission to conduct limited, formal discovery in advance of a Fed. R. Civ. P. 26(f) conference on January 24, 2008. On January 29, 2008, this Court granted plaintiffs' motion.

3. Since the Court's Order, plaintiffs have been diligently propounding discovery to various entities throughout the country for information relating to the identification of the defendants in this matter. This discovery effort has involved, *inter alia*, sending subpoenas to Internet service providers and conducting depositions where necessary.

5. While plaintiffs have uncovered identifying information that relates to some

defendants through their efforts, they need additional time to complete their investigation with regard to these defendants and to confirm their identities before naming them. Plaintiffs also need this additional time because certain third party entities with identifying information have yet to respond to plaintiffs' subpoenas.

6. Additionally, plaintiffs' discovery effort is being challenged by at least one defendant. As the Court is aware, one of plaintiffs' subpoenas is the subject of a motion to quash before this Court brought by a defendant who calls himself "AK47." While plaintiffs believe that the motion should be denied, they are currently preparing a response.

7. Under Federal Rule of Civil Procedure 4(m), plaintiffs are required to serve their amended complaint within 120 days, i.e. by March 7, 2008. For the reasons stated in this motion, plaintiffs respectfully request an additional 45 days, i.e. until April 21, to serve their complaint on defendants identified by then.

Dated: March 7, 2008

PLAINTIFFS DOE I AND
DOE II

By: /s/ Steve Mitra
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CERTIFICATION OF SERVICE

The addresses of the defendants is unknown.

/s/ Steve Mitra

Steve Mitra