

EXHIBIT 3

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 11-20427-WILLIAMS/TURNOFF

DISNEY ENTERPRISES, INC.,
TWENTIETH CENTURY FOX FILM CORPORATION,
UNIVERSAL CITY STUDIOS PRODUCTIONS LLLP,
COLUMBIA PICTURES INDUSTRIES, INC., and
WARNER BROS. ENTERTAINMENT INC.,

Plaintiffs,

v.

HOTFILE CORP., ANTON TITOV, and
DOES 1-10.

Defendants.

_____/

HOTFILE CORP.,

Counterclaimant,

v.

WARNER BROS. ENTERTAINMENT INC.,

Counterdefendant.

_____/

**PLAINTIFFS' RULE 30(b)(6) NOTICE OF DEPOSITION OF DEFENDANT HOTFILE
CORP.**

PLEASE TAKE NOTICE THAT the deposition upon oral examination of Defendant Hotfile Corp. ("Defendant" or "Hotfile") will be taken before a certified shorthand reporter by videoconference at the offices of Kambourov & Partners, 55 Neofit Rilski St., 1000 Sofia, Bulgaria, commencing at 9:00 a.m. EST (3:00 p.m. ETT) on November 9, 2011, or at such other time agreed by counsel, pursuant to Fed. R. Civ. P. 30(b)(6), with respect to the matters set forth

below in Schedule A. This deposition will be recorded stenographically and by videotape and will continue from day to day (Saturdays, Sundays and holidays excluded) until completed.

Pursuant to Rule 30(b)(6) of the Federal Rules of Civil Procedure, Hotfile shall designate one or more officers, directors, managing agents, or other persons who consent to testify on their behalf, regarding the topics listed on Schedule A.

DEFINITIONS AND INSTRUCTIONS

1. The terms “Hotfile” and “Hotfile Website” mean the website accessible at www.hotfile.com and hotfile.com and encompasses all servers, software, and databases operated as part of the website.

2. The singular shall include the plural and vice versa; the terms “and” or “or” shall be both conjunctive and disjunctive; and the term “including” shall mean “including without limitation.”

3. “Date” shall mean the exact date, month and year, if ascertainable or, if not, the best approximation of the date (based upon relationship with other events).

4. The word “document” shall have the meaning of the term “documents or electronically stored information” in Federal Rule of Civil Procedure 34(a)(1)(A).

5. The words “pertain to” or “pertaining to” mean relates to, refers to, regarding, contains, concerns, describes, embodies, mentions, constitutes, constituting, supports, corroborates, demonstrates, proves, evidences, shows, refutes, disputes, rebuts, controverts or contradicts.

6. The term “Hotfile user” means any person who has directed his or her Internet browser to the Hotfile Website or otherwise accessed the Hotfile Website, including any person who has registered with the Hotfile website, any person who has at any time opened a

“Premium” account with the Hotfile website, and any person who has at any time been a participant in any of the Hotfile Website’s “Affiliate” programs.

7. The term “Hotfile List” means the list of files that a Hotfile user elects to publish as a group, by designating that such files belong to a folder.

8. The term “Content File” means any electronic file uploaded to, stored on and/or downloaded from the Hotfile Website by any Hotfile user at any time.

9. The term “Affiliate programs” means all offers, programs or practices whereby Hotfile users receive compensation from any Defendant or Hotfile Entity, including the “Affiliate” program for uploading users and the “Referral” programs “for site owners” and “Refer a friend” as described at <http://www.hotfile.com/affiliate.html>.

10. The term “Content Reference Data” means any electronic data pertaining to the Content Files (apart from the Content Files themselves) received by Hotfile servers or otherwise created, maintained, or used by Hotfile or Defendants. “Content Reference Data” shall include:

- a. the Hotfile URL associated with each such file;
- b. any unique Hotfile-assigned identifier associated with each such file;
- c. any identifiers of the uploading Hotfile user associated with each such file including IP address, username, and Hotfile user identification number;
- d. the Hotfile user supplied filename of each such file;
- e. the size in bytes of each such file;
- f. the date and time each such file was uploaded to Hotfile;
- g. the location and/or IP address from which each such file was uploaded to Hotfile;
- h. the number of times each such file has been downloaded from Hotfile;
- i. the location and/or IP address from which each such file was downloaded from Hotfile;
- j. the dates and time of each download of each such file from Hotfile;

- k. whether each such file was copied using Hotfile's feature by which an uploading user may create additional copies within their account, and if so, the Hotfile URL and any unique identifier associated with each resulting copy;
- l. the "status" of each such file on the Hotfile Website, including:
 - i. whether the file remains active;
 - ii. whether the file has been blocked from user access, or from Hotfile's servers;
 - iii. for files that do not remain active, the reason why the file no longer remains active, including
 - 1. whether the file was the subject of a copyright owner claim or notice;
 - 2. whether the Hotfile user deleted the file; or
 - 3. whether the file was blocked, removed, or deleted for inactivity; or
 - 4. whether the file is no longer active for some other reason.

11. The term "User Data" means all electronic data received by Hotfile servers or otherwise created, maintained, or used by Hotfile or Defendants reflecting information about Hotfile users, whether registered or unregistered, including any user account or activity records, any records of uploads to or downloads from Hotfile by users (including log files), and all records concerning payments made or owed to users under any of Hotfile's "Affiliate" programs.

12. The term "Affiliate Data" means all electronic data reflecting information about the persons or entities to which Hotfile makes payments, directly or indirectly, as part of any of its "Affiliate" programs, including amounts and dates of payments; the URLs of websites registered by Hotfile users under Hotfile's referral program for site owners; the amounts of traffic from such websites; the number of downloads by users arriving from such websites; the numbers of Hotfile Premium subscriptions resulting from traffic from such websites; formulas, algorithms, or other methods used to calculate those payments; and any data used to calculate the amounts of such payments or determine their proper recipients.

SCHEDULE A

1. For the documents and electronically stored information that Defendant has already produced, further clarification and information regarding the time zone in which such data is maintained as well as certain fields of Content Reference, Affiliate, and User Data – including the meaning behind the fields and the codes or entries in the fields – including but not limited to fields in the following tables:

- a. “actiondat,” including but not limited to “addtraffic,” “requestcode,” “suspenduser,” and “deleteuser”;
- b. “dailydownload,” including but not limited to “title” and the counts associated with “free,” “premium,” “paidfor,” and “cheaterchecks”;
- c. “payments,” including but not limited to the 16 “paymenttype” codes, “price_gross,” “price_fee,” “domain,” “rebill,” “traffic,” and the entries under “access”;
- d. “status,” including but not limited to the event(s) triggering the assignment of each status code;
- e. “uploaddownloads,” including but not limited to the counts associated with “downloads,” “paiddownloads,” and “paidfor”;
- f. “uploads4,” including but not limited to the entries for “sha1,” “md5,” “date2,” “date3,” and “child”;
- g. “userdat,” including but not limited to “registerip,” “lastip,” “referrer,” “suspended,” “isaffiliate,” “paymentvalidated,” “hotlinkbb”; the 5 different codes for “paymenttype”, and the codes associated with “reseller” and “premium”;
- h. “users_cowner_upload”;
- i. “userscredit,” including but not limited to the 12 “type” codes; and
- j. “usertitle.”

2. Defendant's system for collecting, storing, indexing, maintaining, and processing takedown notices or other requests that are issued outside of the context of a Special

Rightsholder Accounts (“SRA”), including for example, takedowns received by email or postage mail, including but not limited to:

- a. how such requests are stored, including any database or similar enterprise data system used to store such requests;
 - b. the length of time such requests are kept; and
 - c. where such requests are physically kept.
3. Any database or electronic records containing data associating files identified in takedown notices with their uploading Hotfile user.
4. Any database or electronic records that reflect or explain any adjustments made to file download counts on account of “cheating with the number of downloads” or a “cheater checks” association or designation.
5. Any database or electronic records that identify Hotfile List pages or correlate Hotfile List pages with the individual files that are listed on Hotfile List pages, or that correlate individual files with their Hotfile List pages.
6. Defendant's system for collecting, computing, storing, indexing, or maintaining any MD5 or SHA-1 hash values related to each file available through the Hotfile website.

Dated: November 2, 2011

By: /s/ Steven B. Fabrizio
Steven B. Fabrizio

JENNER & BLOCK LLP
Steven B. Fabrizio (*Pro Hac Vice*)
Duane C. Pozza (*Pro Hac Vice*)
Luke C. Platzer (*Pro Hac Vice*)
1099 New York Ave., N.W.
Suite 900
Washington, DC 20001
Telephone: (202) 639-6000
Facsimile: (202) 639-6066

MOTION PICTURE ASSOCIATION
OF AMERICA, INC.
Karen R. Thorland (*Pro Hac Vice*)
15301 Ventura Blvd.
Building E
Sherman Oaks, CA 91403
Phone: (818) 995-6600
Fax: (818) 285-4403

GRAY-ROBINSON, P.A.
Karen L. Stetson
1221 Brickell Avenue
16th Floor
Miami, FL 33131
Telephone: (305) 461-6880
Facsimile: (305) 461-6887

Attorneys for Plaintiffs and Counterdefendant

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 2nd Day of November, 2011, I served the following documents on all counsel of record on the attached service list by means of the Court's ECF System:

Plaintiffs' Rule 30(b)(6) Notice of Deposition of Defendants Hotfile Corp.

By: /s/ Steven B. Fabrizio
Steven B. Fabrizio

SERVICE LIST

Disney Enterprises, Inc., et al. v. Hotfile Corp. et al.
CASE NO. 11-CIV-20427-JORDAN

FARELLA BRAUN + MARTEL LLP

Anthony P. Schoenberg

tschoenberg@fbm.com

Roderick M. Thompson

rthompson@fbm.com

N. Andrew Leibnitz

aleibnitz@fbm.com

Deepak Gupta

dgupta@fbm.com

Janel Thamkul

jthamkul@fbm.com

235 Montgomery Street

San Francisco, CA 94104

Phone: 415-954-4400

*Attorneys for Defendants Hotfile Corp. and
Anton Titov*

RASCO KLOCK

Janet T. Munn

jmunn@rascoklock.com

283 Catalonia Ave., Suite 200

Coral Gables, FL 33134

Phone: 305-476-7101

Fax: 305-476-7102

*Attorney for Defendants Hotfile Corp. and
Anton Titov*

BOSTON LAW GROUP, PC

Valentin Gurvits

vgurvits@bostonlawgroup.com

825 Beacon Street, Suite 20

Newton Centre, MA 02459

Phone: 617-928-1804

*Attorneys for Defendants Hotfile Corp. and
Anton Titov*