ATTACHMENT E

EXHIBIT B

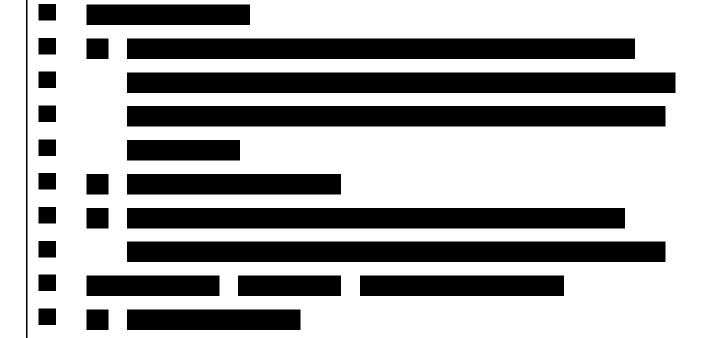
```
Page 191
1
                    UNITED STATES DISTRICT COURT
                    SOUTHERN DISTRICT OF FLORIDA
                 CASE NO. 11-20427-WILLIAMS/TURNOFF
 3
     DISNEY ENTERPRISES,
     INC., TWENTIETH CENTURY
     FOX FILM CORPORATION,
    UNIVERSAL CITY STUDIOS
    PRODUCTIONS LLLP,
     COLUMBIA PICTURES
     INDUSTRIES, INC., and
    WARNER BROS.
    ENTERTAINMENT, INC.,
8
9
               Plaintiff,
10
    v.
11
    HOTFILE CORP., ANTON
     TITOV, and DOES 1-10,
12
13
               Defendants.
14
    HOTFILE CORP.,
15
               Counterclaimant,
16
    v.
17
     WARNER BROS ENTERTAINMENT
18
     INC.,
               Counterdefendant.
19
20
                              VOLUME II
                 HIGHLY CONFIDENTIAL
21
             (Pursuant to protective order, the following
         transcript has been designated highly confidential)
22
                  30(b)(6) DEPOSITION OF ANTON TITOV
23
                          Radisson Blu Hotel
                           Sofia, Bulgaria
24
                      Tuesday, December 6, 2011
                            AT: 9:10 a.m.
25
                            Job No: 44175
```

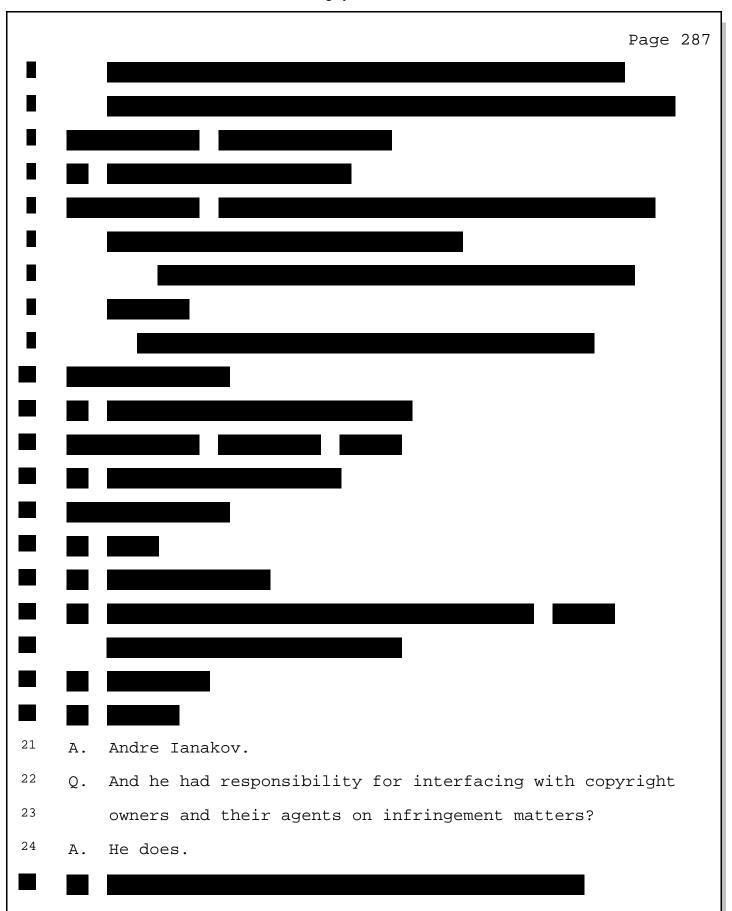
Page 279 18 BY MR. FABRIZIO: 19 Did Hotfile have any systematic process to identify 20 repeat copyright infringers prior to this litigation? 21 MR. THOMPSON: Objection, vague. 22 Not based on a computer decision, if that is what you Α. 23 mean by "systematic." 24 BY MR. FABRIZIO: 25 Q. Well, that's one thing that I mean by "systematic." But

- was there a regular practice of identifying copyright
- infringers and tracking copyright infringers so that
- 3 Hotfile could identify repeat copyright infringers?
- MR. THOMPSON: Objection, vague.
- ⁵ A. The practice was to terminate repeat infringers after
- a complaint from owner of a copyright, and -- or even
- ⁷ just an indication from copyright owner that he has
- 8 a certain problem with the user. And there might be
- other ways to -- I mean, the general idea was that it
- was by discretion.
- 11 BY MR. FABRIZIO:
- 12 Q. By discretion of who?
- 13 A. Most of the time it was by Ianakov and
- 14 Q. Did you or any of the other shareholders, to your
- knowledge, give Mr. Ianakov or instructions as to
- when they should terminate copyright infringers?
- MR. THOMPSON: Objection. Overbroad, vague as to time.
- 18 BY MR. FABRIZIO:
- 19 Q. For the current time, all my questions concern the
- period of time prior to the filing of this action. When
- we're shifting to the post complaint period of time,
- I'll let you know. Okay?
- ²³ A. Yes.
- Q. So did you -- or, to your knowledge, any of the other
- Hotfile shareholders -- ever give Mr. Ianakov or

- 1 Mr. instructions with regard to terminating
- copyright infringers?
- MR. THOMPSON: Objection, overbroad.
- ⁴ A. I believe so.
- 5 BY MR. FABRIZIO:
- 6 Q. What instructions did you give them?
- ⁷ A. I don't remember any specifics, but I think that the
- 8 outline of the instructions was to terminate on request
- and to try to help the complaining party.
- 10 Q. Prior to the filing of this complaint, when Hotfile
- received a DMCA notice from a copyright owner, did
- Hotfile attempt to identify the user who had uploaded
- the offending file?
- MR. THOMPSON: Objection, overbroad.
- 15 A. I don't believe that would be the case most of the time.
- But again, on discretion, employees could investigate
- further.
- 18 BY MR. FABRIZIO:
- 19 Q. When you say "on occasion," [sic] do you mean when
- a copyright owner insisted?
- MR. THOMPSON: Objection. Vague, misstates testimony.
- 22 BY MR. FABRIZIO:
- Q. Well, let me -- let me rephrase that.
- Absent a request, a specific request by a copyright
- owner, prior to the filing of this action, did Hotfile

- have a practice of identifying the user who had uploaded
- files identified as infringing in DMCA notices?
- MR. THOMPSON: Objection. Overbroad, and asked and
- 4 answered.
- ⁵ A. I won't say "specific request," but if a copyright
- 6 holder would raise some kind of concern that I -- I
- think can be -- can be summarized, again, a discretion,
- identification could be made.
- 9 BY MR. FABRIZIO:
- 10 Q. Okay. My question, though, is without a request from
- a copyright owner, when Hotfile received a DMCA notice,
- did Hotfile, as a matter of practice, identify the user
- who had uploaded the offending file?
- 14 MR. THOMPSON: Objection. Asked and answered.
- ¹⁵ A. I don't believe so.





MR. FABRIZIO: We've marked as Titov exhibit 34 a document

produced by Hotfile, Bates numbered HF00000048 through

10 315. The version we have marked as exhibit 34 is an

excerpt of that document that omits the pages between

HF49 through HF284. Those pages reflect dates after the

filing of this complaint, and we were focusing on dates

prior to the filing of this complaint.

Mr. Thompson, this is the document I sent you some days ago and asked you if Mr. Titov would read and affirm whether the entries highlighted in yellow represented the only instances, prior to the filing of this complaint, that Hotfile had terminated a user for reasons related to copyright infringement.

- 21 (Titov exhibit 34 marked for identification.)
- 22 BY MR. FABRIZIO:

15

16

17

18

19

20

- Q. Mr. Titov, have you had an opportunity to review what we've marked as exhibit 34 prior to today?
- ²⁵ A. I didn't review it before, no.

- 1 Q. And did you look at the yellow entries and consider the
- question we had posed through your counsel? And that is
- whether the entries highlighted in yellow represent the
- only instances prior to the filing of this complaint
- where Hotfile terminated a user for reasons of copyright
- infringement?
- A. I spoke with Andrew on this matter, and since at the
- beginning we didn't have the functionality of suspending
- the user rather than -- we only had functionality of
- deleting the user, which would vanish all information
- about it from the database. He thinks that at least
- some users were terminated by deletion.
- 13 MR. THOMPSON: I'm not sure everyone got the -- "vanished
- the information."
- 15 BY MR. FABRIZIO:
- 0. Does Hotfile have any records of any other users being
- terminated for reasons related to copyright
- infringement?
- 19 MR. THOMPSON: Objection, overbroad.
- 20 A. I don't think Hotfile has any records that are not
- 21 produced.
- 22 BY MR. FABRIZIO:
- Q. And do you personally have any knowledge of any user
- being terminated for reasons of copyright infringement,
- prior to the filing of this complaint, beyond those

- highlighted on exhibit 34?
- 2 A. If "personally" doesn't apply to information I haven't
- been told, then no.
- 4 Q. In this case "personally" means information of which you
- have personal knowledge. Do you personally have any
- information as to users terminated for reasons related
- to copyright infringement before this case began, other
- 8 than those highlighted in yellow in exhibit 34?
- 9 A. I don't think so.
- 10 MR. FABRIZIO: Counsel, if Hotfile is going to rely on some
- vague assertion by Mr. Ianakov that there may have been
- others of -- and this corporate designee doesn't have
- any information beyond that, Hotfile needs to produce
- Mr. Ianakov as a 30(b)(6) designee.
- MR. THOMPSON: Mr. Fabrizio, as we mentioned this morning,
- you're not the judge; if you want to make requests of us
- in discovery, that's fine. But we're not making rulings
- in the middle of the deposition.
- 19 MR. FABRIZIO: I wasn't making a ruling. I was simply
- pointing out that this witness can't provide evidence to
- a topic that is obviously of central relevance to the
- case, and that we sent you a document in advance to
- consider, and other than saying he had a conversation
- with someone who said there may have been something
- else, has no further knowledge on the subject.

- 1 MR. THOMPSON: Mr. Titov investigated the question you
- asked. I don't think your summary of his testimony is
- accurate. He also mentioned that there were documents
- 4 produced in the case, which he had, obviously.
- ⁵ MR. FABRIZIO: We are requesting, while we are here in
- 6 Bulgaria, that Hotfile produce Andre Ianakov as
- a 30(b)(6) designee on this topic.
- 8 MR. THOMPSON: Your request will be considered. I can tell
- you we don't have the time for this trip, as you know,
- for any more depositions.
- MR. FABRIZIO: Well, it would be part of the Hotfile
- 30(b)(6), so it would come out of the Hotfile 30(b)(6)
- part. I'm not looking to add time to the deposition
- schedule.
- MR. THOMPSON: Mr. Fabrizio, you can't dictate who the
- 30(b)(6) witness is. Mr. Titov is prepared to testify;
- I suggest you ask him questions.
- MR. FABRIZIO: I wasn't trying to dictate; I was making
- a request and clarifying the request since you made an
- excuse that I didn't think was valid.
- MR. THOMPSON: Let's -- let's not argue. I understand your
- request.