

EXHIBIT 13

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' RESPONSES AND OBJECTIONS TO HOTFILE'S FIRST SET OF
REQUESTS FOR ADMISSION**

Pursuant to Federal Rule of Civil Procedure 36, Plaintiffs Disney Enterprises, Inc., Twentieth Century Fox Film Corporation, Universal City Studios Productions LLLP, Columbia Pictures Industries, Inc., Warner Bros. Entertainment Inc., and the Motion Pictures Association of America (collectively, "Plaintiffs") hereby provide the following Responses and Objections to Defendant Hotfile's ("Defendant" or "Hotfile's") First Set of Requests for Admission (the "First RFAs"):

PLAINTIFFS' RESPONSE AND OBJECTIONS TO REQUEST NO. 2

Plaintiffs incorporate each General Objection and Specific Objection to Definitions as if set forth herein.

Subject to and without waiving those objections, Plaintiffs deny the Request.

REQUEST NO. 3:

Separately for each file identified by THE STUDIOS in Schedule A to their response to HOTFILE's Interrogatory No.1, admit that Hotfile was not aware of facts or circumstances from which infringing activity was apparent. *See* 17 U.S.C. § 512(c).

PLAINTIFFS' RESPONSE AND OBJECTIONS TO REQUEST NO. 3

Plaintiffs incorporate each General Objection and Specific Objection to Definitions as if set forth herein.

Subject to and without waiving those objections, Plaintiffs deny the Request.

REQUEST NO. 4:

Admit that Hotfile is a "service provider" under the Digital Millennium Copyright Act.

PLAINTIFFS' RESPONSE AND OBJECTIONS TO REQUEST NO. 4

Plaintiffs incorporate each General Objection and Specific Objection to Definitions as if set forth herein.

Subject to and without waiving those objections, Plaintiffs deny that Hotfile is a "service provider" under 17 U.S.C. § 512(k)(1)(B). However, Plaintiffs do not and will not contend, for purposes of this litigation, that Hotfile is ineligible for the DMCA safe harbor at 17 U.S.C. § 512(c) by virtue of not being a "service provider" under 17 U.S.C. § 512(k)(1)(B). Plaintiffs further deny that Hotfile is eligible for safe harbor under 17 U.S.C. § 512(c) or any other DMCA safe harbor.

REQUEST NO. 5:

Admit that no later than February 19, 2011, Hotfile adopted and reasonably implemented a policy that provides for the termination in appropriate circumstances of subscribers and account holders who are repeat infringers.

PLAINTIFFS' RESPONSE AND OBJECTIONS TO REQUEST NO. 5

Plaintiffs incorporate each General Objection and Specific Objection to Definitions as if set forth herein.

Subject to and without waiving those objections, Plaintiffs deny the Request.

Dated: January 3, 2012

By: s/ Luke C. Platzer
Luke C. Platzer

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CERTIFICATE OF SERVICE

I hereby certify that on this 3d Day of January, 2012, I served the foregoing Plaintiffs' Responses and Objections to Defendant Hotfile's First Set of Requests for Admission on all counsel of record on the attached Service List via their email address(es) as set forth on the Court's CM/ECF filing system per the parties' service agreement, as indicated on the attached Service List.

I further certify that I am admitted *pro hac vice* in the United States District Court for the Southern District of Florida and certify that this Certificate of Service was executed on this date at Sofia, Bulgaria.

/s/ Luke C. Platzer
Luke C. Platzer

SERVICE LIST

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

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