

# EXHIBIT 25

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

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

Plaintiffs,

vs.

CASE NO.  
11-20427-WILLIAMS-TURNOFF

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

Defendants.

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AND RELATED CROSS-ACTION.

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HIGHLY CONFIDENTIAL - PURSUANT TO PROTECTIVE ORDER

VIDEOTAPED DEPOSITION OF MICHAEL BENTKOVER

Los Angeles, California

Tuesday, December 13, 2011

Reported by:  
LORI SCINTA, RPR  
CSR No. 4811

Job No. 177476A

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2 SOUTHERN DISTRICT OF FLORIDA

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21 Videotaped deposition of MICHAEL BENTKOVER,  
22 taken on behalf of Defendants and Counterclaimant  
23 at 633 West Fifth Street, Suite 3600, Los Angeles,  
24 California, beginning at 9:38 A.M. and ending at  
25 12:17 P.M. on Tuesday, December 13, 2011, before  
LORI SCINTA, RPR, Certified Shorthand Reporter No.  
4811.

1 APPEARANCES:

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3 For Plaintiffs:

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1 Q Did you have any other communications with  
2 Hotfile between this top-level email dated April --  
3 August 26th, 2009, and the April 30th, 2009, regarding  
4 the possibility of establishing a takedown tool?

5 MR. FABRIZIO: Objection. Overbroad.

6 THE WITNESS: I don't know.

7 BY MR. ENGSTROM:

8 Q Okay. Did you ever communicate with Hotfile  
9 about implementing any other policies or strategies or  
10 tools for removing content from Hotfile?

11 MR. FABRIZIO: Objection. Vague and lacks  
12 foundation.

13 THE WITNESS: Repeat the question.

14 BY MR. ENGSTROM:

15 Q Did you ever communicate with Hotfile about  
16 establishing any other tools, policies, measures,  
17 basically within the realm of the idea of an SRA, any  
18 other techniques, tools, implementations --

19 A No, I did not.

20 Q -- that --

21 MR. FABRIZIO: Excuse me.

22 Objection. Vague, compound and lacks  
23 foundation and also vague as to timeframe.

24 BY MR. ENGSTROM:

25 Q At any time.

1 MR. FABRIZIO: Objection to form.

2 THE WITNESS: It was the only option we had.

3 Do I think it was the most effective? No.

4 BY MR. ENGSTROM:

5 Q What do you believe would have been a more  
6 effective option?

7 MR. FABRIZIO: Objection. Calls for  
8 speculation and opinion.

9 THE WITNESS: Hotfile could have prefiltered  
10 and not allowed the files in the first place.

11 BY MR. ENGSTROM:

12 Q Did you communicate to Hotfile about  
13 implementing such prefiltering?

14 MR. FABRIZIO: Objection. Vague.

15 THE WITNESS: No.

16 BY MR. ENGSTROM:

17 Q Did anyone you're aware of -- are you aware of  
18 anyone at Warner Bros. that communicated to Hotfile  
19 about implementing prefiltering?

20 MR. FABRIZIO: Objection. Vague as to  
21 timeframe.

22 THE WITNESS: I don't know.

23 BY MR. ENGSTROM:

24 Q The last sentence of this email reads, "We  
25 appreciate the Hotfile takedown removal tool and the

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I, the undersigned, a Certified Shorthand

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Reporter of the State of California, do hereby certify:

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That the foregoing proceedings were taken

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before me at the time and place herein set forth; that

6

any witnesses in the foregoing proceedings, prior to

7

testifying, were duly sworn; that a record of the

8

proceedings was made by me using machine shorthand

9

which was thereafter transcribed under my direction;

10

that the foregoing transcript is a true record of the

11

testimony given.

12

Further, that if the foregoing pertains to

13

the original transcript of a deposition in a Federal

14

Case, before completion of the proceedings, review of

15

the transcript [ x ] was [ ] was not requested.

16

I further certify I am neither financially

17

interested in the action nor a relative or employee

18

of any attorney or party to this action.

19

IN WITNESS WHEREOF, I have this date

20

subscribed my name.

21

22

Dated: 12-15-11

23

24

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LORI SCINTA, RPR

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CSR No. 4811