

# **EXHIBIT A**

**PUBLIC VERSION**

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

CASE NO.: 11-CIV-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.,

*Counter-Defendant.*

\_\_\_\_\_ /

**DECLARATION OF ANDREW LEIBNITZ IN  
SUPPORT OF DEFENDANTS' OPPOSITION  
TO PLAINTIFFS' MOTION TO STRIKE  
PORTIONS OF BOYLE, CROMARTY, AND  
TITOV DECLARATIONS**

I, Andrew Leibnitz, declare as follows:

1. I am an attorney at Farella Braun + Martel LLP, counsel for defendants Hotfile Corporation and Anton Titov. I have personal knowledge of the matters stated herein and, if called and sworn as a witness, I could and would competently testify to the facts set forth herein.

2. In meeting-and-conferring about Plaintiffs' demand for all Google Analytics data from Hotfile (Request No. 19) in May 2011, Hotfile offered to produce any Google Analytics information ever printed or saved electronically by Hotfile in full satisfaction of Request No. 19. Plaintiffs declined.

3. Attached hereto as **Exhibit 1** is a true and correct copy of excerpts from the deposition of Anton Titov, taken December 5-8, 2011 in the above-captioned case.

4. Attached hereto as **Exhibit 2** is a true and correct copy of [REDACTED]

5. Attached hereto as **Exhibit 3** is a true and correct copy of Plaintiffs' Rule 30(b)(6) Notice of Deposition of Hotfile, dated November 15, 2011.

6. Attached hereto as **Exhibit 4** is a true and correct copy of an email from Rod Thompson to Steve Fabrizio, dated December 3, 2011.

7. Attached hereto as **Exhibit 5** is a true and correct copy of [REDACTED]

8. Attached hereto as **Exhibit 6** is a true and correct copy of the Subpoena to Produce Documents, Information, or Objects, or to Permit Inspection of Premises in a Civil Action, served on Google in the above-captioned case, dated April 4, 2011.

9. Attached hereto as **Exhibit 7** is a true and copy of an email from Duane Pozza to Andrew Leibnitz, dated June 23, 2011.

10. Attached hereto as **Exhibit 8** is a true and copy of an email from Duane Pozza to Andrew Leibnitz, dated July 6, 2011.

11. Attached hereto as **Exhibit 9** is a true and copy of an email from Duane Pozza to Tony Schoenberg, dated October 20, 2011.

12. Attached hereto as **Exhibit 10** is a true and copy of an email from Duane Pozza to Andrew Leibnitz, dated November 4, 2011.

13. Attached hereto as **Exhibit 11** is a true and correct copy of the Subpoena to Produce Documents, Information, or Objects, or to Permit Inspection of Premises in a Civil Action, served on Google in the above-captioned case, dated December 6, 2011.

14. Attached hereto as **Exhibit 12** is a true and correct copy of an email from Duane Pozza to Tony Schoenberg, dated February 2, 2012.

15. Attached hereto as **Exhibit 13** is a true and correct copy of an email from Steven Fabrizio to Andrew Leibnitz, dated December 3, 2011.

16. Attached hereto as **Exhibit 14** is a true and correct copy of excerpts from the deposition of James Boyle, taken January 19, 2012 in the above-captioned case.

17. Attached hereto as **Exhibit 15** is a true and correct copy of excerpts from the deposition of Andrew Cromarty, taken December 16, 2011 in the above-captioned case.

18. Attached hereto as **Exhibit 16** is a true and correct copy of excerpts from the deposition of Scott Zebrak, taken January 20, 2012 in the above-captioned case.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on this 2nd day of April 2012, at San Francisco, California.

  
Andrew Leibnitz