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8 **UNITED STATES DISTRICT COURT**
 9 **DISTRICT OF NEVADA**
 10

11 RIGHTHAVEN LLC, a Nevada limited-
 12 liability company,

13
 14 Plaintiff,

15 v.

16 INTERNET BRANDS, INC., a Delaware
 corporation; and CHUCK HOOVER, an
 17 individual,

18 Defendants.
 19

Case No.: 2:10-cv-01346

**COMPLAINT AND DEMAND
 FOR JURY TRIAL**

20
 21 Righthaven LLC (“Righthaven”) complains as follows against Internet Brands, Inc.
 22 (“Internet Brands”) and Chuck Hoover (“Mr. Hoover”; collectively with Internet Brands known
 23 herein as the “Defendants”), on information and belief:
 24

25 **NATURE OF ACTION**

26 1. This is an action for copyright infringement pursuant to 17 U.S.C. § 501.
 27
 28

1 **PARTIES**

2 2. Righthaven is, and has been at all times relevant to this lawsuit, a Nevada limited-
3 liability company with its principal place of business in Nevada.

4 3. Righthaven is, and has been at all times relevant to this lawsuit, in good standing
5 with the Nevada Secretary of State.

6 4. Internet Brands is, and has been at all times relevant to this lawsuit, a Delaware
7 corporation.

8 5. Internet Brands is, and has been at all times relevant to this lawsuit, identified by
9 the current registrar, GoDaddy.com, Inc. (“GoDaddy”), as the registrant for the Internet domain
10 found at <corvetteforum.com> (the “Domain”).

11 6. Internet Brands is, and has been at all times relevant to this lawsuit, identified by
12 GoDaddy as an administrative and technical contact for the Domain.

13 7. Mr. Hoover is, and has been at all times relevant to this lawsuit, identified by
14 GoDaddy as an administrative and technical contact for the Domain.

15 8. Internet Brands is, and has been at all times relevant to this lawsuit, the self-
16 proclaimed owner of the copyright(s) in the work(s) posted as part of the content accessible
17 through the Domain (said content accessible through the Domain known herein as the
18 “Website”), as evidenced by a copyright notice displayed on the Website: “© 2010
19 InternetBrands Inc. All rights reserved.”

20 9. Mr. Hoover is, and has been at all times relevant to this lawsuit, identified as the
21 chief marketing officer of Internet Brands, as evidenced by the “Management” page of Internet
22 Brands’ website, attached hereto as Exhibit 1.

23 **JURISDICTION**

24 10. This Court has original subject matter jurisdiction over this copyright
25 infringement action pursuant to 28 U.S.C. § 1331 and 28 U.S.C. § 1338(a).

26 11. Righthaven is the owner of the copyright in the literary work entitled: “Reid
27 machine dwarfs Angle” (the “Work”), attached hereto as Exhibit 2.
28

1 12. At all times relevant to this lawsuit, the Work has depicted and depicts the
2 original source publication as the Las Vegas *Review-Journal*.

3 13. The Defendants willfully copied, on an unauthorized basis, the Work from a
4 source emanating from Nevada.

5 14. On or about June 20, 2010, the Defendants displayed, and continue to display, an
6 unauthorized reproduction of the Work (the “Infringement”), attached hereto as Exhibit 3, on the
7 Website.

8 15. At all times relevant to this lawsuit, the Infringement has depicted and depicts the
9 original source publication as the Las Vegas *Review-Journal*.

10 16. The subject matter, at least in part, of the Work and the Infringement, is the
11 political contest between Sharon Angle and Harry Reid for one of Nevada’s United States Senate
12 seats.

13 17. At all times relevant to this lawsuit, the Defendants knew that the Work was
14 originally published in the Las Vegas *Review-Journal*.

15 18. At all times relevant to this lawsuit, the Defendants knew that the Infringement
16 was and is of specific interest to Nevada residents.

17 19. The Defendants’ display of the Infringement was and is purposefully directed at
18 Nevada residents.

19 20. The Defendants knew, or reasonably should have known, that websites, such as
20 the Website, are and were at all times relevant to this lawsuit, the habitual subject of postings by
21 others of copyright-infringing content.

22 21. At all times relevant to this lawsuit, the Defendants did not institute any proactive
23 policy of precluding or attempting to preclude the posting by others of copyright-infringing
24 content on the Website.

25 22. At all times relevant to this lawsuit, the Defendants did not institute any proactive
26 policy of monitoring or attempting to monitor the posting by others of copyright-infringing
27 content on the Website.

1 44. Internet Brands has willfully engaged in the copyright infringement of the Work.

2 45. Mr. Hoover has willfully engaged in the copyright infringement of the Work.

3 46. The Defendants' acts as alleged herein, and the ongoing direct results of those
4 acts, have caused and will continue to cause irreparable harm to Righthaven in an amount
5 Righthaven cannot ascertain, leaving Righthaven with no adequate remedy at law.

6 47. Unless the Defendants are preliminarily and permanently enjoined from further
7 infringement of the Work, Righthaven will be irreparably harmed, and Righthaven is thus
8 entitled to preliminary and permanent injunctive relief against further infringement by the
9 Defendants of the Work, pursuant to 17 U.S.C. § 502.

10
11 **PRAYER FOR RELIEF**

12 Righthaven requests that this Court grant Righthaven's claim for relief herein as follows:

13 1. Preliminarily and permanently enjoin and restrain the Defendants, and the
14 Defendants' officers, agents, servants, employees, attorneys, parents, subsidiaries, related
15 companies, partners, and all persons acting for, by, with, through, or under the Defendants, from
16 directly or indirectly infringing the Work by reproducing the Work, preparing derivative works
17 based on the Work, distributing the Work to the public, and/or displaying the Work, or ordering,
18 directing, participating in, or assisting in any such activity;

19 2. Direct the Defendants to preserve, retain, and deliver to Righthaven in hard copies
20 or electronic copies:

21 a. All evidence and documentation relating in any way to the Defendants'
22 use of the Work, in any form, including, without limitation, all such evidence and
23 documentation relating to the Website;

24 b. All evidence and documentation relating to the names and addresses
25 (whether electronic mail addresses or otherwise) of any person with whom the
26 Defendants have communicated regarding the Defendants' use of the Work; and

27 c. All financial evidence and documentation relating to the Defendants' use
28 of the Work;

