SJS 44 (Rev. 12/07)

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON THE REVERSE OF THE FORM.)

I. (a) PLAINTIFFS Righthaven LLC, a Nevada limited-liability company,		DEFENDANTS	DEFENDANTS Democratic Underground, LLC, a District of Columbia limited-liability company; and David Allen, an individual,		
(b) County of Residence	e of First Listed Plaintiff Clark (Nevada)	County of Residence	of First Listed Defendant		
(EXCEPT IN U.S. PLAINTIFF CASES)			(IN U.S. PLAINTIFF CASES ONLY)		
			ND CONDEMNATION CASES, US INVOLVED.	SE THE LOCATION OF THE	
(c) Attornev's (Firm Nam	e, Address, and Telephone Number)	Attorneys (If Known)			
	., J. Charles Coons, Esq., Joseph C.				
	9960 West Cheyenne Avenue, Suite				
	DICTION (Place an "X" in One Box Only)	III. CITIZENSHIP OF I	PRINCIPAL PARTIES	(Place an "X" in One Box for Plaintiff	
☐ 1 U.S. Government	▼ 3 Federal Question	(For Diversity Cases Only)	PTF DEF	and One Box for Defendant) PTF DEF	
Plaintiff	(U.S. Government Not a Party)		☐ 1 ☐ 1 Incorporated or Pr of Business In Thi	rincipal Place	
☐ 2 U.S. Government Defendant	☐ 4 Diversity (Indicate Citizenship of Parties in Item III)		2 2 Incorporated and of Business In		
	(indicate chizenship of radies in term in)		□ 3 Foreign Nation	□ 6 □ 6	
W. NATURE OF CUI		Foreign Country			
IV. NATURE OF SUI	(Place an "X" in One Box Only) TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES	
☐ 110 Insurance	PERSONAL INJURY PERSONAL INJ	URY ☐ 610 Agriculture	☐ 422 Appeal 28 USC 158	☐ 400 State Reapportionment	
☐ 120 Marine ☐ 130 Miller Act	□ 310 Airplane □ 362 Personal Inju □ 315 Airplane Product		☐ 423 Withdrawal 28 USC 157	☐ 410 Antitrust☐ 430 Banks and Banking	
☐ 140 Negotiable Instrument	Liability	ry - of Property 21 USC 881		☐ 450 Commerce	
☐ 150 Recovery of Overpayment & Enforcement of Judgmen			PROPERTY RIGHTS ▼ 820 Copyrights	☐ 460 Deportation☐ 470 Racketeer Influenced and	
☐ 151 Medicare Act	☐ 330 Federal Employers' Injury Produc	et 🗖 650 Airline Regs.	☐ 830 Patent	Corrupt Organizations	
☐ 152 Recovery of Defaulted Student Loans	Liability Liability 340 Marine PERSONAL PROP	ERTY 660 Occupational Safety/Health	☐ 840 Trademark	□ 480 Consumer Credit□ 490 Cable/Sat TV	
(Excl. Veterans)	☐ 345 Marine Product ☐ 370 Other Fraud	☐ 690 Other		☐ 810 Selective Service	
☐ 153 Recovery of Overpayment	1		SOCIAL SECURITY Begin to the second of the	□ 850 Securities/Commodities/	
of Veteran's Benefits ☐ 160 Stockholders' Suits	□ 350 Motor Vehicle □ 380 Other Persona □ 355 Motor Vehicle Property Dam		☐ 862 Black Lung (923)	Exchange 875 Customer Challenge	
☐ 190 Other Contract	Product Liability 385 Property Dam		☐ 863 DIWC/DIWW (405(g))	12 USC 3410	
☐ 195 Contract Product Liability☐ 196 Franchise	☐ 360 Other Personal Product Liabi Injury	lity 730 Labor/Mgmt.Reporting & Disclosure Act	☐ 864 SSID Title XVI ☐ 865 RSI (405(g))	□ 890 Other Statutory Actions□ 891 Agricultural Acts	
REAL PROPERTY	CIVIL RIGHTS PRISONER PETIT		FEDERAL TAX SUITS	☐ 892 Economic Stabilization Act	
☐ 210 Land Condemnation☐ 220 Foreclosure	☐ 441 Voting ☐ 510 Motions to Value ☐ 442 Employment ☐ Sentence	acate 790 Other Labor Litigation 791 Empl. Ret. Inc.	☐ 870 Taxes (U.S. Plaintiff or Defendant)	□ 893 Environmental Matters □ 894 Energy Allocation Act	
☐ 230 Rent Lease & Ejectment	☐ 443 Housing/ Habeas Corpus:	Security Act	☐ 871 IRS—Third Party	☐ 895 Freedom of Information	
240 Torts to Land245 Tort Product Liability	Accommodations ☐ 530 General ☐ 544 Welfare ☐ 535 Death Penalty	IMMIGRATION	26 USC 7609	Act ☐ 900Appeal of Fee Determinatio	
☐ 290 All Other Real Property	☐ 445 Amer. w/Disabilities - ☐ 540 Mandamus &		n	Under Equal Access	
	Employment	ion 463 Habeas Corpus -		to Justice ☐ 950 Constitutionality of	
	Other	□ 465 Other Immigration		State Statutes	
	☐ 440 Other Civil Rights	Actions			
V. ORIGIN (Place	an "X" in One Box Only)			Appeal to District	
	temoved from 3 Remanded from Appellate Court	Reopened anoth	sferred from		
	Cite the U.S. Civil Statute under which yo	u are filing (Do not cite jurisdiction	nal statutes unless diversity):		
VI. CAUSE OF ACT	Brief description of cause: Copyright Intringement				
VII. REQUESTED IN COMPLAINT:	CHECK IF THIS IS A CLASS ACTI UNDER F.R.C.P. 23	ON DEMAND \$ 75,000.00	CHECK YES only JURY DEMAND	if demanded in complaint: : ✓ Yes ☐ No	
VIII. RELATED CAS IF ANY	SE(S) (See instructions): JUDGE		DOCKET NUMBER		
DATE	SIGNATURE OF	ATTORNEY OF RECORD			
08/10/2010	/s/ J. Chares	Coons, Esq., Nevada Bar	No. 10553		
FOR OFFICE USE ONLY		•			
RECEIPT#	AMOUNT APPLYING IF	P IUDGE	MAG III	DOE	

INSTRUCTIONS FOR ATTORNEYS COMPLETING CIVIL COVER SHEET FORM JS 44

Authority For Civil Cover Sheet

The JS 44 civil cover sheet and the information contained herein neither replaces nor supplements the filings and service of pleading or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. Consequently, a civil cover sheet is submitted to the Clerk of Court for each civil complaint filed. The attorney filing a case should complete the form as follows:

- I. (a) Plaintiffs-Defendants. Enter names (last, first, middle initial) of plaintiff and defendant. If the plaintiff or defendant is a government agency, use only the full name or standard abbreviations. If the plaintiff or defendant is an official within a government agency, identify first the agency and then the official, giving both name and title.
- (b) County of Residence. For each civil case filed, except U.S. plaintiff cases, enter the name of the county where the first listed plaintiff resides at the time of filing. In U.S. plaintiff cases, enter the name of the county in which the first listed defendant resides at the time of filing. (NOTE: In land condemnation cases, the county of residence of the "defendant" is the location of the tract of land involved.)
- (c) Attorneys. Enter the firm name, address, telephone number, and attorney of record. If there are several attorneys, list them on an attachment, noting in this section "(see attachment)".
- **II. Jurisdiction**. The basis of jurisdiction is set forth under Rule 8(a), F.R.C.P., which requires that jurisdictions be shown in pleadings. Place an "X" in one of the boxes. If there is more than one basis of jurisdiction, precedence is given in the order shown below.

United States plaintiff. (1) Jurisdiction based on 28 U.S.C. 1345 and 1348. Suits by agencies and officers of the United States are included here.

United States defendant. (2) When the plaintiff is suing the United States, its officers or agencies, place an "X" in this box.

Federal question. (3) This refers to suits under 28 U.S.C. 1331, where jurisdiction arises under the Constitution of the United States, an amendment to the Constitution, an act of Congress or a treaty of the United States. In cases where the U.S. is a party, the U.S. plaintiff or defendant code takes precedence, and box 1 or 2 should be marked.

Diversity of citizenship. (4) This refers to suits under 28 U.S.C. 1332, where parties are citizens of different states. When Box 4 is checked, the citizenship of the different parties must be checked. (See Section III below; federal question actions take precedence over diversity cases.)

- III. Residence (citizenship) of Principal Parties. This section of the JS 44 is to be completed if diversity of citizenship was indicated above. Mark this section for each principal party.
- IV. Nature of Suit. Place an "X" in the appropriate box. If the nature of suit cannot be determined, be sure the cause of action, in Section VI below, is sufficient to enable the deputy clerk or the statistical clerks in the Administrative Office to determine the nature of suit. If the cause fits more than one nature of suit, select the most definitive.
- V. Origin. Place an "X" in one of the seven boxes.

Original Proceedings. (1) Cases which originate in the United States district courts.

Removed from State Court. (2) Proceedings initiated in state courts may be removed to the district courts under Title 28 U.S.C., Section 1441. When the petition for removal is granted, check this box.

Remanded from Appellate Court. (3) Check this box for cases remanded to the district court for further action. Use the date of remand as the filing date.

Reinstated or Reopened. (4) Check this box for cases reinstated or reopened in the district court. Use the reopening date as the filing date.

Transferred from Another District. (5) For cases transferred under Title 28 U.S.C. Section 1404(a). Do not use this for within district transfers or multidistrict litigation transfers.

Multidistrict Litigation. (6) Check this box when a multidistrict case is transferred into the district under authority of Title 28 U.S.C. Section 1407. When this box is checked, do not check (5) above.

Appeal to District Judge from Magistrate Judgment. (7) Check this box for an appeal from a magistrate judge's decision.

- VI. Cause of Action. Report the civil statute directly related to the cause of action and give a brief description of the cause. **Do not cite jurisdictional statutes unless diversity.**Example:
 U.S. Civil Statute: 47 USC 553
 Brief Description: Unauthorized reception of cable service
- VII. Requested in Complaint. Class Action. Place an "X" in this box if you are filing a class action under Rule 23, F.R.Cv.P.

Demand. In this space enter the dollar amount (in thousands of dollars) being demanded or indicate other demand such as a preliminary injunction.

Jury Demand. Check the appropriate box to indicate whether or not a jury is being demanded.

VIII. Related Cases. This section of the JS 44 is used to reference related pending cases if any. If there are related pending cases, insert the docket numbers and the corresponding judge names for such cases.

Date and Attorney Signature. Date and sign the civil cover sheet.