

1 SHAWN A. MANGANO, ESQ.
Nevada Bar No. 6730
shawn@manganolaw.com
2 SHAWN A. MANGANO, LTD.
9960 West Cheyenne Avenue, Suite 170
3 Las Vegas, Nevada 89129-7701
(702) 683-4788 – telephone
4 (702) 922-3851 – facsimile

5 J. CHARLES COONS, ESQ.
Nevada Bar No. 10553
cchoons@righthaven.com
Assistant General Counsel at Righthaven

7 JOSEPH C. CHU, ESQ.
Nevada Bar No. 11082
jchu@righthaven.com
Staff Attorney at Righthaven
8 Righthaven LLC
9 9960 West Cheyenne Avenue, Suite 210
10 Las Vegas, Nevada 89129-7701
(702) 527-5900

11 *Attorneys for Plaintiff/Counterdefendant Righthaven LLC*

12
13
14 **UNITED STATES DISTRICT COURT**
15 **DISTRICT OF NEVADA**
16

17 RIGHTHAVEN LLC, a Nevada limited-
liability company,
18
19 Plaintiff,
20
21 v.
22 DEMOCRATIC UNDERGROUND, LLC, a
District of Columbia limited-liability
23 company; and DAVID ALLEN, an individual,
24
25 Defendants.

26 DEMOCRATIC UNDERGROUND, LLC, a
District of Columbia limited-liability
27 company,
28
Counterclaimant,

Case No.: 2:10-cv-01356-RLH-RHH

**DECLARATION OF JOSEPH C. CHU IN
SUPPORT OF
PLAINTIFF/COUNTERDEFENDANT’S
MOTION FOR VOLUNTARY
DISMISSAL WITH PREJUDICE AND
ADJUDICATION OR DISMISSAL OF
COUNTERCLAIM**

1 v.

2 RIGHTHAVEN LLC, a Nevada limited-
3 liability company; and STEPHENS MEDIA
4 LLC, a Nevada limited-liability company,

5 Counterdefendants.

6
7 I, Joseph C. Chu, declare, under penalty of perjury, that the following is true and correct:

8
9
10 1. I am an attorney-at-law admitted to practice in all courts of the State of Nevada. I
11 have personal knowledge of the facts set forth below, except for those factual statements
12 expressly made upon information and belief, and as to those facts, I believe them to be true. I am
13 over eighteen years old and I am competent to testify to the matters set forth herein.

14 2. I represent Plaintiff/Counterdefendant Righthaven LLC (“Righthaven”), in the
15 capacity of staff attorney, in the above-referenced matter.

16 3. As of November 15, 2010, sixty-nine (69) Righthaven-initiated copyright actions
17 are pending before the United States District Court for the District of Nevada (the “District of
18 Nevada”).

19 4. Of the sixty-nine (69) Righthaven-initiated copyright actions currently pending in
20 the District of Nevada, four (4) of said actions arise from the textual reproduction of less than
21 75% of an entire Righthaven-owned literary work.

22 5. Of the sixty-nine (69) Righthaven-initiated copyright actions currently pending in
23 the District of Nevada, fifty-one (51) of said actions arise from the holistic textual reproduction
24 of an entire Righthaven-owned literary work.

25 6. As of November 15, 2010, all settlements reached between Righthaven and
26 Righthaven copyright defendants have been, and are, subject to strict confidentiality provisions.
27 Therefore, specific information concerning said settlement figures cannot be disclosed absent
28 court order.

1 Signed and affirmed this fifteenth day of November, 2010 under the pains and penalties
2 of perjury of the State of Nevada and of the United States of America.

3
4 /s/ Joseph C. Chu
5 JOSEPH C. CHU, ESQ.
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

CERTIFICATE OF SERVICE

1 Pursuant to Federal Rule of Civil Procedure 5(b), I hereby certify that I am an employee
2 of Righthaven LLC and that on this fifteenth day of November, 2010, I caused the
3 **DECLARATION OF JOSEPH C. CHU IN SUPPORT OF**
4 **PLAINTIFF/COUNTERDEFENDANT’S MOTION FOR VOLUNTARY DISMISSAL**
5 **WITH PREJUDICE AND ADJUDICATION OR DISMISSAL OF COUNTERCLAIM** to
6 be served by the Court’s CM/ECF system.

7
8 By: /s/ J. Charles Coons
9 J. CHARLES COONS, ESQ.
10 Righthaven LLC
11 9960 West Cheyenne Avenue, Suite 210
12 Las Vegas, Nevada 89129-7701
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28