



1 Federal Rule of Civil Procedure 26(d)(1) requires parties to meet and confer under Rule  
2 26(f) before commencing discovery. The Rule permits expedited discovery by court order,  
3 however, if the movant establishes good cause. *See Semitool, Inc. V. Tokyo Electron America, Inc.*,  
4 208 F.R.D. 273, 276 (N.D. Cal. 2002). Although no Rule 26(f) conference has occurred in this  
5 case, Plaintiff seeks discovery in the form of subpoenas to the above-named third parties for the  
6 limited purpose of identifying the Doe Defendants. The Court finds that Plaintiff has established  
7 good cause to conduct expedited discovery. Accordingly,

8 **IT IS HEREBY ORDERED** that Plaintiff's Motion to Conduct Immediate Limited  
9 Discovery to Ascertain the Identities of the Defendants (#4) is **granted** without prejudice to Yahoo!  
10 Inc., Google, Inc., GoDaddy.com, Inc., RoadRunner, and OpenX's ability to object to any  
11 subpoenas. Plaintiff is permitted to issue subpoenas from the date of this Order for the limited  
12 purpose of identifying Doe Defendants.

13 DATED this 28th day of November, 2012.

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16 GEORGE FOLEY, JR.  
17 United States Magistrate Judge  
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