

UNITED STATES DISTRICT COURT
FOR THE
NORTHERN DISTRICT OF OHIO
WESTERN DIVISION

John Doe

PLAINTIFF

Case No. 3:07-cv-604

Judge Jack Zouhary

V.

SexSearch.com, et al

DEFENDANTS

RESPONSE OF JOHN DOE TO EXPERIENCED
INTERNET INC.'S MOTION TO VACATE

NOW COMES JOHN DOE, Plaintiff herein, and respectfully requests this Court deny

Experienced Internet's motion as untimely for the reasons contained in the attached brief.

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BRIEF

Experienced Internet.com, Inc. (Experienced) seeks to vacate the TRO for failure of John Doe to submit a verified complaint or affidavit in support of that TRO. (Experienced's Brief at 1). The complaint in this matter was verified on the record on March 2, 2007. (See transcript of March 2, 2007 TRO hearing). In addition, John Doe has filed a motion for leave to file an affidavit under seal to again verify the complaint. (Dkt. #76). That motion has not yet been ruled upon. That affidavit cannot be submitted except under seal as it contains information that is prohibited from public distribution under a protective order from this court. (Dkt. #10).

Wherefore, John Doe respectfully requests this court deny Experienced's motion as untimely. It asks the court to address an issue that is not yet ripe for a decision as a ruling on Dkt. #76 is pending.

CERTIFICATE OF SERVICE

A copy of the foregoing was served on all parties whom have appeared by operation of the court's electronic filing system and will be served upon all Defendants whom have not appeared nor retained counsel by regular U.S. mail at the addresses listed on the complaint for each Defendant.

/s/Dean Boland
Dean Boland 65693