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6 UNITED STATES DISTRICT COURT  
7 WESTERN DISTRICT OF WASHINGTON  
8 AT SEATTLE

9 UN4 PRODUCTIONS, INC.,

10 Plaintiff,

11 v.

12 DOES 1 - 12,

13 Defendants.

Case No. C17-1404RSL

ORDER GRANTING LEAVE FOR  
PRELIMINARY DISCOVERY

14 This matter comes before the Court on plaintiff's "Ex Parte Motion for Expedited  
15 Discovery" in the above-captioned matter. Dkt. # 5. Because plaintiff cannot identify the  
16 Doe defendants without taking discovery from internet service providers regarding each  
17 defendant's IP address, plaintiff's motion is GRANTED.

18 Plaintiff may issue subpoenas under Fed. R. Civ. P. 45 on internet service  
19 providers seeking information that would allow service on the Doe defendants. The  
20 information requested shall be limited to the subscriber's name, address, and email  
21 address.<sup>1</sup> An internet service provider ("ISP") served with a subpoena authorized by this  
22 Order shall give written notice, which includes email notice, and a copy of the subpoena  
23 to any affected subscriber(s) as soon as possible after service of the subpoena and shall  
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25 <sup>1</sup> The discovery authorized by this Order is limited to its terms. The Court has not  
26 authorized discovery of telephone numbers or any other forms of discovery.

1 provide plaintiff with the date(s) upon which notice was provided to each affected  
2 subscriber. The ISP and/or any affected subscriber(s) shall have thirty (30) days from the  
3 date the subscriber is notified of the subpoena to object to the production pursuant to Fed.  
4 R. Civ. P. 45(d)(2)(B). Any objection must be in writing and sent to the ISP and to David  
5 A. Lowe, Lowe Graham Jones PLLC, 701 Fifth Ave., Suite 4800, Seattle, WA 98104.  
6 The objection need not contain the subscriber's identifying information: the subscriber  
7 may be identified by his or her IP address.

8 The ISP shall not disclose defendants' identifying information before or during the  
9 30-day period or if a timely objection is made unless and until the objection is overruled  
10 by the Court. If an objection is served, plaintiff has the burden of seeking to compel  
11 discovery under Fed. R. Civ. P. 45(d)(2)(B)(i): the ISP shall preserve any material  
12 responsive to the subpoena for a period of sixty (60) days from receipt of the objection. If  
13 no objection is served, the ISP shall comply with the subpoena within seven (7) days or as  
14 soon as possible after termination of the 30-day period.

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16 Plaintiff shall provide a copy of this Order with each subpoena issued pursuant  
17 thereto.

18 Dated this 19th day of September, 2017.

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21 Robert S. Lasnik  
22 United States District Judge  
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