

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
(Alexandria Division)

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Microsoft Corporation, a Washington State
Corporation and LF Projects, LLC, a Delaware
State Series Limited Liability Company,

Plaintiffs,

v.

Abanoub Nady (also known as MRxCODER),

and

John Does 1-4, Controlling A Computer
Network and Thereby Injuring Plaintiffs and
Its Customers,

Defendants.

Civil Action No.

**FILED UNDER SEAL PURSUANT TO
LOCAL RULE 5**

**PLAINTIFFS' EX PARTE APPLICATION FOR AN EMERGENCY TEMPORARY
RESTRAINING ORDER AND ORDER TO SHOW CAUSE RE PRELIMINARY
INJUNCTION**

Pursuant to Federal Rule of Civil Procedure 65(b) and (c), Plaintiffs Microsoft Corporation (“Microsoft”) and LF Projects, LLC (“LF Projects”) by counsel, respectfully move the Court for an emergency *ex parte* temporary restraining order and an order to show cause why a preliminary injunction should not issue against Defendants Abanoub Nady and John Does 1-4 (“Fake ONNX Defendants”).

As discussed in Plaintiffs’ Memorandum in Support of this Application, Fake ONNX Defendants developed phishing kits deceptively branded as “ONNX” and are engaged in an ongoing, illegal Internet-based phishing operation that sells, distributes, and implements these phishing kits. These ONNX-branded phishing kits are designed to steal sensitive information from Microsoft customers that is then used to perpetrate additional cybercrimes including compromising

business email, ransomware, and financial fraud. Fake ONNX Defendants leverage Internet domains as part of an Internet infrastructure for the phishing operation.

Plaintiffs assert the Defendants are liable under and have violated (1) the Computer Fraud and Abuse Act, 18 U.S.C. § 1030; (2) Racketeer Influenced and Corrupt Organizations Act, 18 U.S.C. § 1962 and 18 U.S.C. § 1962(d); (3) The Electronic Communications Privacy Act, 18 U.S.C. § 2701; (4) False Designation of Origin under the Lanham Act, 15 U.S.C. § 1125(a); (5) Trademark Infringement under the Lanham Act, 15 U.S.C. § 1114 et seq.; (6) Trademark Dilution under the Lanham Act, 15 U.S.C. § 1125(c); (7) common law trespass to chattels; (8) common law conversion; and (9) common law unjust enrichment,

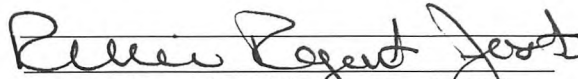
The requested relief is necessary to halt the growth of Fake ONNX Defendants' unlawful activity by disabling Internet domains associated with Fake ONNX Defendants' Internet infrastructure. As discussed in Plaintiffs' Memorandum in support of this Application, *ex parte* relief is essential because if Fake ONNX Defendants are given prior notice, they will be able to destroy, move, conceal, or otherwise make inaccessible the facilities through which Fake ONNX Defendants direct the harmful activity and will significantly impede, if not preclude, Plaintiffs' ability to obtain effective relief against Fake ONNX Defendants. That is because Fake ONNX Defendants are highly sophisticated cybercriminals capable of quickly adapting the Internet infrastructure use to secretly establish themselves on a victim's network.

Plaintiffs' Application is based on: this Application; Plaintiffs' Memorandum in Support of this Application; the Declarations of Jason Lyons, Michael Dolan, and Jeffrey L. Poston, in support of Plaintiffs' Application and the exhibits attached thereto; the pleadings on file in this action; and on such argument and evidence as may be presented at the hearing on this Application.

Plaintiffs further respectfully request oral argument on this motion to be set for November

12, 2024 or as soon thereafter as the Court deems possible.

Dated: November 12, 2024



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