

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

MICROSOFT CORPORATION, a)
Washington corporation,)
)
Plaintiff,)
)
v.)
)
JOHN DOES 1-2, CONTROLLING A)
COMPUTER NETWORK AND THEREBY)
INJURING PLAINTIFF AND ITS)
CUSTOMERS,)
)
Defendants.)

Civil Action No: 1:19-cv-00716-ABJ

**MICROSOFT’S MOTION FOR DEFAULT JUDGMENT
AND PERMANENT INJUNCTION**

Plaintiff Microsoft Corporation (“Microsoft”), by counsel, pursuant to Federal Rules of Civil Procedure 55(b)(2), 53, 65(a) and (c), the Computer Fraud and Abuse Act (18 U.S.C. § 1030), the Electronic Communications Privacy Act (18 U.S.C. § 2701), the Lanham Act (15 U.S.C. §§ 1114, 1116, & 1125), the Anticybersquatting Consumer Protection Act (15 U.S.C. § 1125(d)), common law, the All Writs Act, (28 U.S.C. § 1651), and the Court’s inherent equitable authority, respectfully moves the Court for entry of a default judgment and permanent injunction against Defendants.

As discussed in Microsoft’s brief in support of this motion for default judgment and permanent injunction, Microsoft requests an order entering default judgment against Defendants who have failed to answer, plead or otherwise defend this action, and a permanent injunction preventing Defendants from continuing their harmful activities by providing Microsoft control over the existing Phosphorus domains and adopt an expedited process for overseeing issues with Defendants’ compliance with the permanent injunction including streamlined briefing and

regular telephonic hearings to immediately resolve these issues either by appointing a Court Monitor pursuant to Federal Rule of Civil Procedure 53 or through another such process under this Court's supervision.

The requested relief is necessary to halt the Phosphorus operation that is causing irreparable injury to Microsoft and its customers. Microsoft respectfully requests that the Court grant this Motion.

Dated: October 21, 2019

Respectfully submitted,

/s/ Gabriel M. Ramsey

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