

**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

**NOTICE OF EXECUTION OF SECOND SUPPLEMENTAL PRELIMINARY
INJUNCTION AND RE UNSEALING OF CASE**

Plaintiff Microsoft Corp. (“Microsoft”) respectfully files this notice of execution of the Second Supplemental Preliminary Injunction and requests that this Court unseal documents related to both its Motion for Supplemental Preliminary Injunction and Second Supplemental Preliminary Injunction. *See* Dkt. 19-21, 24-25, and 30.

I. Unsealing of Motion for Supplemental Preliminary Injunction (Dkt. 19-21)

On May 14, 2019, Microsoft filed under seal both a Motion for Supplemental Preliminary Injunction pursuant to Rule 65(a) and (c) of the Federal Rules of Civil Procedure, 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)), the common law, and the All Writs Act (28 U.S.C. § 1651(a)), and a Motion for Protective Order. *See* Dkt. 19. On May 15, 2019, this Court entered a Minute Order granting the motion to file documents under seal. On May 22, 2019, this Court heard argument and issued an order granting the supplemental injunction. *See* Dkt. 21. On June 3, 2019, after the Court granted this order, Microsoft filed a notice requesting that the

Court unseal these documents. Dkt. 22. On June 10, 2019, the Court entered a Minute Order noting that in light of Microsoft's notice, "the Clerk of Court is directed to unseal the case such that all case materials previously filed UNDER SEAL may be accessible on the public docket." To date, these case materials – Dkt. 19-21 – have not been unsealed as directed in this Court's June 10, 2019 Minute Order. Therefore, Microsoft respectfully requests that they be unsealed immediately.

II. Execution and Unsealing of Motion for Second Supplemental Preliminary Injunction (Dkt. 24-25, 30)

On July 18, 2019, Microsoft filed under seal both a Motion for Second Supplemental Preliminary Injunction and a Motion for Protective Order. *See* Dkt. 24. On July 22, 2019, this Court entered a Minute Order granting the motion to file documents under seal. On October 3, 2019, this Court issued an order granting the second supplemental injunction. Dkt. 30. On October 8, 2019, this Court issued a Minute Order directing Microsoft to notify this Court no later than October 15, 2019 whether its order – Dkt. 30 – may be unsealed on the public docket.

Microsoft hereby files this notice of execution of the Motion for Second Supplemental Preliminary Injunction and requests that the case materials – Dkt. 24-25, 30 – be immediately unsealed on the public docket.

III. Relief Requested

Microsoft respectfully requests that this Court unseal documents related to both its Motion for Supplemental Preliminary Injunction and Second Supplemental Preliminary Injunction. *See* Dkt. 19-21, 24-25, and 30.

Dated: October 9, 2019

Respectfully submitted,

/s/ Gabriel M Ramsey

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