

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

**FILED**

**OCT - 3 2019**

MICROSOFT CORPORATION, a  
Washington corporation,

Plaintiff,

v.

JOHN DOES 1-2, CONTROLLING A  
COMPUTER NETWORK AND THEREBY  
INJURING PLAINTIFF AND ITS  
CUSTOMERS,

Defendants.

Clerk, U.S. District & Bankruptcy  
Courts for the District of Columbia

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

**SECOND SUPPLEMENTAL INJUNCTION ORDER**

The Court having considered the pleadings and declaration in support of Plaintiff Microsoft Corporation’s (“Microsoft”) Motion To Supplement The Injunction, orders that the terms of the Preliminary Injunction Order (“Preliminary Injunction Order”), Dkt. 18, shall apply to the domains set forth in Appendix A to this order.

**FINDINGS OF FACT AND CONCLUSIONS OF LAW**

Having reviewed the papers, declarations, exhibits, memorandum, and all other pleadings and papers relevant to Microsoft’s request to enforce and supplement the Injunction, the Court hereby makes the following findings of fact and conclusions of law:

1. The Defendants were served with notice of the Injunction.
2. After receiving notice of the Injunction, the Defendants have continued to engage in the conduct enjoined by the Injunction, and therefore continue to violate the Injunction. In particular, the Defendants have intentionally and without authorization, continued and attempted to access and send malicious software, code, and instructions to protected computers, operating systems, and networks of Microsoft and its customers, attacking such computers, systems and networks, and exfiltrating information from those computers, systems and networks, using new

domains, at Appendix A, which are (1) “using and infringing Microsoft’s trademarks,” (2) are “using in connection with Defendants’ activities, products, or services any false or deceptive designation, representation or description of Defendants or of their activities, whether by symbols, words, designs or statements, which would damage or injure Microsoft or give Defendants an unfair competitive advantage or result in deception of consumers,” (3) “suggest[] ... that Defendants’ activities, products or services come from or are somehow sponsored or affiliated with Microsoft, and/or (4) are “passing off Defendants’ activities, products or services as Microsoft’s.” This conduct is prohibited by the Permanent Injunction, Docket 18 at p. 7.

3. There is good cause to believe that Defendants are likely to continue the foregoing conduct and to engage in the illegal conduct and purposes enjoined by the Injunction, using the domains at Appendix A, unless further relief is ordered to expeditiously prevent Defendants from maintaining the registration of those domains for such prohibited and unlawful purposes.

4. There is good cause to believe that, unless further relief is ordered to expeditiously prevent Defendants from maintaining the registration of the domains at Appendix A for purposes enjoined by the Injunction, on an ongoing basis, immediate and irreparable harm will result to Microsoft, Microsoft’s customers and to the public, from the Defendants’ ongoing violations.

5. The domains at Appendix A have been shown by Microsoft to be “Phosphorus Domains,” pursuant to the terms of the Injunction.

6. Therefore, in accordance with Fed. R. Civ. P. 65(b) and 53(a)(1)(C), 15 U.S.C. § 1116(a) and 28 U.S.C. § 1651(a) and the court’s inherent equitable authority, good cause and the interests of justice require that this Order be Granted.

### **INJUNCTION**

**IT IS THEREFORE ORDERED** that, the terms of the Injunction shall be supplemented and shall be enforced against the Defendants, Defendants’ representatives, and persons who are in active concert or participation with Defendants, as follows:

1. With respect to the Phosphorus Domains set forth at Appendix A, the domain registries listed in Appendix A. (the “domain registries”) shall take the following actions:

A. Within five (5) business days of receipt of this Order shall unlock and change the registrar of record for the domain to MarkMonitor or such other registrar specified by Microsoft. To the extent the registrar of record does not assist in changing the registrar of record for the domains under its control, the domain registries for the domains, or their administrators, including backend registry operators or administrators, within five (5) business days of receipt of this Order, shall change, or assist in changing, the registrar of record for the domains to MarkMonitor or such other registrar specified by Microsoft. The purpose of this paragraph is to ensure that Microsoft has permanent control over the hosting and administration of the domains in its registrar account at MarkMonitor or such other registrar specified by Microsoft. Microsoft shall provide to the domain registries or registrars of record any requested registrar information or account details necessary to effectuate the foregoing.

B. The domains shall be made active and shall resolve in the manner set forth in this order, or as otherwise specified by Microsoft, upon taking control of the domains;

C. The domains shall be redirected to secure servers by changing the authoritative name servers to NS151.microsoftinternetsafety.net and NS152.microsoftinternetsafety.net and, as may be necessary, the IP addresses associated with name servers or taking other reasonable steps to work with Microsoft to ensure the redirection of the domains and to ensure that Defendants cannot use them to make unauthorized access to computers, infect computers, compromise computers and computer networks, monitor the owners and users of computers and computer networks, steal information from them or engage in any other activities prohibited by the Injunction;

D. The WHOIS registrant, administrative, billing and technical contact and identifying information should be the following, or other information as may be specified by Microsoft:

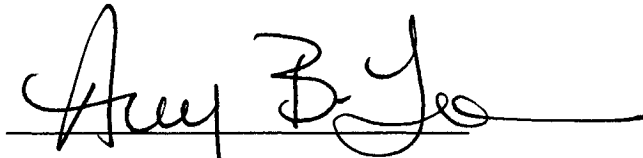
Domain Administrator  
Microsoft Corporation

One Microsoft Way  
Redmond, WA 98052  
United States  
Phone: +1.4258828080  
Facsimile: +1.4259367329  
domains@microsoft.com

E. Prevent transfer, modification or deletion of the domains by Defendants and prevent transfer or control of the domains to the account of any party other than Microsoft;

F. Take all steps required to propagate to the foregoing changes through the Domain Name System (“DNS”), including domain registrars.

**SO ORDERED**

A handwritten signature in black ink, appearing to read "Amy B. Jackson", written over a horizontal line.

AMY BERMAN JACKSON  
United States District Judge

Date: October 3, 2019

# **APPENDIX A**

Appendix A.COM DOMAINSRegistry

c/o

VeriSign, Inc.

VeriSign Information Services, Inc.

12061 Bluemont Way

Reston, Virginia 20190

United States

mail-files.com	Registrant Name: WhoisGuard Protected Registrant Organization: WhoisGuard, Inc. Registrant Street: P.O. Box 0823-03411 Registrant City: Panama Registrant State/Province: Panama Registrant Postal Code: Registrant Country: PA Registrant Phone: +507.8365503 Registrant Phone Ext: Registrant Fax: +51.17057182 Registrant Fax Ext: Registrant Email: bd04d6f1eec84a9ba600d7c0c6f0325f.protect@whoisguard.com
logins-signin.com	Registrant Name: WhoisGuard Protected Registrant Organization: WhoisGuard, Inc. Registrant Street: P.O. Box 0823-03411 Registrant City: Panama Registrant State/Province: Panama Registrant Postal Code: Registrant Country: PA Registrant Phone: +507.8365503 Registrant Phone Ext: Registrant Fax: +51.17057182 Registrant Fax Ext: Registrant Email: be7e7649fbab44d5becff2c72e436f84.protect@whoisguard.com
supports-email.com	Registrant Name: Domain ID Shield Service Registrant Organization: Domain ID Shield Service CO., Limited Registrant Street: FLAT/RM A, 9/F SILVERCORP INTERNATIONAL TOWER, 707-713 NATHAN ROAD, MONGKOK, KOWLOON, HONG KONG Registrant City: Hong Kong Registrant State/Province: Hong Kong Registrant Postal Code: 999077 Registrant Country: HK Registrant Phone: +852.21581835 Registrant Phone Ext: Registrant Fax: +852.30197491

	Registrant Fax Ext: Registrant Email: whoisprivacy@domainidshield.com onlinenic-enduser@onlinenic.com
loginaccount.com	Registrant Organization: frederik Registrant State/Province: hessen Registrant Country: DE Registrant Email: Contact holder at <a href="https://www.domainidshield.com/gdpr">https://www.domainidshield.com/gdpr</a> onlinenic-enduser@onlinenic.com

**.ORG DOMAINS****Registry****Public Interest Registry (PIR)****1775 Wiehle Avenue****Suite 200****Reston Virginia 20190****United States**

account-verify.org	Registrant Organization: delijapp Registrant State/Province: hb Registrant Country: AF onlinenic-enduser@onlinenic.com
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**.INFO DOMAINS****Registry****Afilias, Inc.****300 Welsh Road****Building 3, Suite 105****Horsham, PA 19044****United States**

share-doc.info	Registrant Organization: Schroeder co. Registrant State/Province: NC Registrant Country: AF onlinenic-enduser@onlinenic.com
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