

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

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: 1:16-cv-00993 (GBL/TCB)

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

**MICROSOFT’S MOTION FOR
PROTECTIVE ORDER TEMPORARILY SEALING DOCUMENTS**

Pursuant to Fed. R. Civ. P. 26(c)(1) and Local Civil Rule 5, Plaintiff Microsoft Corp. (“Microsoft”) hereby moves for a protective order temporarily sealing the pleadings associated with the *Ex Parte* Motion To Supplement Preliminary Injunction Order, and the following documents in particular, filed by Microsoft in this action:

1. The instant Motion for Protective Order Sealing Documents and accompanying documents, including the Brief in support of this Motion;
2. The declaration of Gabriel M. Ramsey in Support of Motion for Protective Order Sealing Documents;
3. Microsoft’s *Ex Parte* Motion to Supplement Preliminary Injunction Order and accompanying documents;
4. Brief in Support of Microsoft’s *Ex Parte* Motion to Supplement Preliminary Injunction Order and accompanying documents;

5. The Declaration of Jason L. Norton in Support of Microsoft's *Ex Parte* Motion to Supplement Preliminary Injunction Order and attachments thereto;
6. Declaration of Honorable Faith Hochberg and attachments thereto; and
7. [Proposed] Supplemental Preliminary Injunction Order and accompanying documents.

Microsoft respectfully requests that these materials be sealed pending execution of the *ex parte* relief sought in Microsoft's Motion To Supplement Preliminary Injunction Order, in particular the disabling of the domains set forth in Appendix A to the proposed Supplemental Preliminary Injunction Order. Microsoft respectfully requests that upon the execution of the portion of the Order disabling the domains in Appendix A to the Supplemental Preliminary Injunction Order, the foregoing documents be filed in the public docket. Upon execution of that *ex parte* relief, Microsoft will file with the Clerk of the Court a Notice that the Supplemental Preliminary Injunction Order has been executed. Microsoft further requests that upon execution of the Supplemental Preliminary Injunction Order, Microsoft be permitted to disclose such materials as it deems necessary to commence its efforts to provide Defendants notice of any further hearings and service of pleadings associated with the instant Motion To Supplement Preliminary Injunction Order.

Microsoft respectfully requests that should the Court decide not to grant the *ex parte* temporary relief requested in Microsoft's *Ex Parte* Motion to Supplement Preliminary Injunction Order, that the materials be sealed indefinitely.

Dated: November 14, 2016

Respectfully submitted,

ORRICK, HERRINGTON & SUTCLIFFE
LLP

/s/ Sten Jensen

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