

FILED

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

2016 AUG -8 P 12:26

CLERK US DISTRICT COURT
ALEXANDRIA, VIRGINIA

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-993 (GBL/TCB)

**NOTICE OF EXECUTION OF EX PARTE TEMPORARY RESTRAINING
ORDER AND NOTICE RE UNSEALING OF CASE**

On August 3, 2016, Plaintiff Microsoft Corp. ("Plaintiff") moved *ex parte* for an emergency temporary restraining order pursuant to Rule 65(b) of the Federal Rules of Civil Procedure, 15 U.S.C. § 1116(d) (the "Lanham Act") and 28 U.S.C. § 1651(a) (the "All Writs Act"), and an order to show cause why a preliminary injunction should not be granted. On August 5, 2016, the matter was heard and this Court granted Plaintiff's Application For An Emergency Temporary Restraining Order And Order To Show Cause Re Preliminary Injunction (the "TRO Application"). In connection with the TRO Application, this Court granted Plaintiff's Motion for Protective Order Sealing Documents, directing that, pending the execution of the temporary restraining order, the instant case and all documents filed in this case be UNDER SEAL pursuant to Federal Rule of Civil Procedure 26(c)(1) such that they are not accessible on the Public Access to Court Electronic Records ("PACER") website or otherwise appear on the public docket.

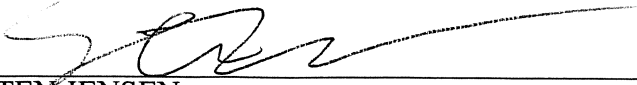
This Court further ordered that the instant case and the above-referenced documents be unsealed immediately upon execution of the temporary restraining order and, to that end, ordered that Plaintiff file with the Clerk of the Court a Notice that the temporary restraining order had been executed such that the case and all documents filed in it may appear on the public docket and Plaintiff be permitted to disclose the case materials in their efforts to provide Defendants notice of the preliminary injunction hearing and service of the Complaint by publication and other means.

Accordingly, Plaintiff hereby file this Notice Of Execution Of Ex Parte Temporary Restraining Order And Notice Re Unsealing Of Case and certifies that, execution having been made pursuant to this Court's Ex Parte Temporary Restraining Order And Order To Show Cause Re Preliminary Injunction dated August 5, 2016, the instant case may be immediately unsealed such that all case materials previously filed UNDER SEAL be accessible on the PACER website, appear on the public docket, and publicized and/or otherwise disseminated by Plaintiff in connection with its efforts to provide Defendants with notice of the preliminary injunction hearing and service of the Complaint.

Dated: August 8, 2016

Respectfully submitted,

ORRICK, HERRINGTON & SUTCLIFFE
LLP



STEN JENSEN
Va. State Bar No. 38197
Attorney for Plaintiff Microsoft Corp.
ORRICK, HERRINGTON SUTCLIFFE LLP
Columbia Center
1152 15th Street, N.W.
Washington, D.C. 20005-1706
Telephone: (202) 339-8400
Fax: (202)-339-8500
sjensen@orrick.com

Of counsel:

GABRIEL M. RAMSEY (admitted *pro hac vice*)
Attorney for Plaintiff Microsoft Corp.
ORRICK, HERRINGTON & SUTCLIFFE LLP
405 Howard Street
San Francisco, CA 94105-2669
Telephone: (415) 773-5700
Fax: (415) 773-5759
gramsey@orrick.com

JEFFREY L. COX (admitted *pro hac vice*)
Attorney for Plaintiff Microsoft Corp.
ORRICK, HERRINGTON & SUTCLIFFE LLP
701 Suite Seattle, WA 98104-7097
Telephone: (206) 839-4300
Fax: (206) 839-4301
jcox@orrick.com

RICHARD DOMINGUES BOSCOVICH
CRAIG LEE MOSES
Attorney for Plaintiff Microsoft Corp.
MICROSOFT CORPORATION
One Microsoft Way
Redmond, WA 98052-6399
Telephone: (425) 704-0867
Fax: (425) 936-7329
rbosco@microsoft.com
crmoses@microsoft.com