

1 Thus, a Defendant's distribution of even a part of an unlawful copy of a motion picture can
2 further the nearly instantaneous worldwide distribution of that single copy to an unlimited
3 number of people. Further, Defendants acts of distributing Plaintiff's motion picture support,
4 maintain and further a for-profit exploitation of the works of Plaintiff and others. The Plaintiff
5 now seeks redress for this rampant infringement of its exclusive rights.

6 **II. JURISDICTION AND VENUE**

7 2. This is a civil action seeking damages and injunctive relief for copyright
8 infringement under the copyright laws of the United States (17 U.S.C. § 101 et seq.).

9 3. This Court has jurisdiction under 17 U.S.C. § 101 et seq.; 28 U.S.C. § 1331
10 (federal question); and 28 U.S.C. § 1338(a) (copyright).

11 4. Venue in this District is proper under 28 U.S.C. § 1391(b) and/or
12 28 U.S.C. §1400(a). Although the true identity of each Defendant is unknown to Plaintiff at this
13 time, on information and belief each Defendant may be found in this District and/or a substantial
14 part of the acts of infringement complained of herein occurred in this District. On information
15 and belief, personal jurisdiction in this District is proper because each Defendant, without
16 consent or permission of Plaintiff as exclusive rights owner, distributed and offered to distribute
17 over the Internet copyrighted works for which Plaintiff has exclusive rights.

18 **III. PARTIES**

19 **A. PLAINTIFF DALLAS BUYERS CLUB, LLC AND ITS COPYRIGHT**

20 5. Plaintiff is a limited liability company having a place of business at
21 2170 Buckthorne Place, Suite 400, The Woodlands, Texas 77380. Plaintiff is engaged in the
22 production of the motion picture known as and entitled "*Dallas Buyers Club*" for theatrical
23 exhibition, home entertainment and other forms of distribution.

24 6. Plaintiff is the owner of the exclusive rights under copyright in the United States
25 in *Dallas Buyers Club*. *Dallas Buyers Club* been registered with the United States Copyright
26

1 Office by the author, Dallas Buyers Club, LLC, effective November 13, 2013, and assigned
2 Registration No. PA 1-873-195. (Exhibit A)

3 7. Under the Copyright Act, Plaintiff is the proprietor of all right, title, and interest
4 in *Dallas Buyers Club*, including the exclusive rights to reproduce and distribute to the public as
5 well as the right to sue for past infringement.

6 8. *Dallas Buyers Club* contains wholly original material that is copyrightable subject
7 matter under the laws of the United States. It is easily discernible as a professional work as it was
8 created using professional performers, directors, cinematographers, lighting technicians, set
9 designers and editors and with professional-grade cameras, lighting and editing equipment.
10 *Dallas Buyers Club* received six Academy Award nominations including Best Motion Picture of
11 the Year and was awarded Best Performance by an Actor in a Leading Role, Best Performance
12 by an Actor in a Supporting Role and Best Achievement in Makeup and Hairstyling. Prior to its
13 Oscar nominations, the motion picture won two Golden Globe awards for Best Performance by
14 an Actor in a Motion Picture and Best Performance by an Actor in a Supporting Role in a Motion
15 Picture. To date, *Dallas Buyers Club* has received worldwide critical acclaim and has won at
16 least 67 awards and garnered an additional 33 nominations. (Exhibit B) It has significant value
17 and has been created, produced and lawfully distributed at considerable expense. *Dallas Buyers*
18 *Club* is currently offered for sale in commerce, playing in theaters and available for rental and/or
19 purchase from Amazon, iTunes, Netflix and Blockbuster On Demand, among others.

20 9. Defendants have notice of Plaintiff's rights through general publication and
21 advertising and more specifically as identified in the content of the motion picture, advertising
22 associated with the motion picture, and all packaging and copies, each of which bore a proper
23 copyright notice.

24 **B. DEFENDANTS**

25 10. Upon information and belief, each Defendant copied and distributed Plaintiff's
26 copyrighted motion picture *Dallas Buyers Club*. The true names of Defendants are unknown to

1 Plaintiff at this time. Each Defendant is known to Plaintiff only by the Internet Protocol (“IP”)
2 address assigned by an Internet Service Provider (“ISP”) and the date and at the time at which
3 the infringing activity of each Defendant was observed, as explained in detail below. Through
4 geolocation, the IP address used by each Defendant has been traced to the Western District of
5 Washington. Plaintiff believes that information obtained in discovery will lead to the
6 identification of each Defendant’s true name and location and permit Plaintiff to amend the
7 complaint to state the same.

8 11. In addition, each IP address has also been observed and associated with
9 significant infringing activity and associated with the exchange of multiple other titles on peer-
10 to-peer networks. The volume, titles and persistent observed activity associated with each
11 Defendant’s IP address indicates that each Defendant is not a transitory or occasional guest, but
12 is either the primary subscriber of the IP address or someone who resides with the subscriber and
13 is an authorized user of the IP address. The volume of the activity associated with each
14 Defendant’s IP address further indicates that anyone using or observing activity on the IP address
15 would likely be aware of the conduct of Defendant. Also, the volume and titles of the activity
16 associated with each Defendant’s IP address indicates that each Defendant is not a child, but an
17 adult, often with mature distinct tastes.

18 **IV. PEER-TO-PEER NETWORKS AND THE BITTORRENT PROTOCOL**

19 12. Defendants are each participants in a peer-to-peer (“P2P”) network using the
20 BitTorrent protocol. The BitTorrent protocol makes even small computers with low bandwidth
21 capable of participating in large data transfers across a P2P network. To begin an exchange, the
22 initial file-provider intentionally elects to share a file with a torrent network. This initial file is
23 called a seed. Other users (“peers”) connect to the network and connect to the seed file to
24 download. As yet additional peers request the same file each additional user becomes a part of
25 the network from where the file can be downloaded. However, unlike a traditional peer-to-peer
26 network, each new file downloader is receiving a different piece of the data from users who have

1 already downloaded the file that together comprises the whole. This piecemeal system with
2 multiple pieces of data coming from peer members is usually referred to as a “swarm.” The
3 effect of this technology makes every downloader also an uploader of the illegally transferred
4 file(s). This means that every “node” or peer user who has a copy of the infringing copyrighted
5 material on a torrent network can also be a source of download, and thus distributor for that
6 infringing file.

7 13. This distributed nature of BitTorrent leads to a rapid viral spreading of a file
8 throughout peer users. As more peers join the swarm, the likelihood of a successful download
9 increases. Essentially, because of the nature of the swarm downloads as described above, every
10 infringer is sharing copyrighted material with other infringers.

11 14. Defendants actions are part of a common design, intention and purpose to hide
12 behind the apparent anonymity provided by the Internet and the BitTorrent technology to
13 download pieces of the copyrighted motion picture in a manner that, but for the investigative
14 technology used by Plaintiff, would be untraceable, leaving the Plaintiff without the ability to
15 enforce its copyright rights. By participating in the “swarm” to download Plaintiff’s copyright
16 motion picture, the Defendants agreed with one another to use the Internet and BitTorrent
17 technology to engage in violation of federal statute to accomplish and unlawful objective.

18 **V. COMPUTER FORENSIC IDENTIFICATION OF BITTORRENT INFRINGEMENT**

19 15. Plaintiff has identified each Defendant by the IP address assigned by the ISP used
20 by each Defendant and the date and at the time at which the infringing activity of each Defendant
21 was observed. This is accomplished using forensic software to collect, identify and record the IP
22 addresses in use by those people that employ the BitTorrent protocol to share, copy, reproduce
23 and distribute copyrighted works.

24 16. More specifically, forensic software is used to scan peer-to-peer networks for the
25 presence of infringing transactions with respect to a particular audiovisual work. Any digital
26 copy of an audiovisual work may be uniquely identified by a unique, coded, string of characters

1 called a “hash checksum.” The hash checksum is a string of alphanumeric characters generated
2 by a mathematical algorithm known as US Secure Hash Algorithm 1 or “SHA-1.” This software
3 facilitates the identification of computers that are used to transmit a copy or a part of a copy of a
4 digital media file identified by a particular hash value by their IP address at a particular date and
5 time. To overcome concerns with spoofing or the like, a direct TCP connection is made to each
6 defendant’s computer. Additional software using geolocation functionality is then used to
7 confirm the geographical location of the computer used in the infringement. Though an IP
8 address alone does not reveal the name or contact information of the account holder, in this case
9 the Doe Defendant, it does reveal the likely general location of the Defendant. IP addresses are
10 distributed to ISPs by public, nonprofit organizations called Regional Internet Registries. These
11 registries assign blocks of IP addresses to ISPs by geographic region. In the United States, these
12 blocks are assigned and tracked by the American Registry of Internet Numbers. Master tables
13 correlating the IP addresses with local regions are maintained by these organizations in a
14 publicly available and searchable format. An IP address’ geographic location can be further
15 narrowed by cross-referencing this information with secondary sources such as data contributed
16 to commercial databases by ISPs.

17 17. The end result are evidence logs of infringing transactions and the IP addresses of
18 the users responsible for copying and distributing the audiovisual work, here *Dallas Buyers*
19 *Club*. The IP addresses, hash value, dates and times, ISP and geolocation contained in Exhibit C
20 correctly reflect the subscribers using the IP addresses and that they were all part of a “swarm”
21 of users that were reproducing, distributing, displaying or performing the copyrighted work.¹
22

23 ¹ In logs kept in the ordinary course of business, ISPs keep track of the IP addresses assigned to their
24 subscribers. Once provided with an IP address, plus the date and time of the detected and documented infringing
25 activity, ISPs can use their subscriber logs to identify the subscriber with more specificity. Only the ISP to whom a
26 particular IP address has been assigned for use by its subscribers can correlate that IP address to a particular
subscriber. From time to time, a subscriber of Internet services may be assigned different IP addresses from their
ISP. Thus, to correlate a subscriber with an IP address, the ISP also needs to know when the IP address was being
used. Unfortunately, many ISPs only retain for a very limited amount of time the information necessary to correlate
an IP address to a particular subscriber, making early discovery important.

VI. JOINDER

18. Each Defendant is alleged to have committed violations of 17 U.S.C. § 101 *et. seq.* within the same series of transactions or occurrences (e.g. downloading and distribution of the same copyrighted motion picture owned by Plaintiff) and by using the same means (BitTorrent network). The infringed work was included in one file related to the torrent file; in other words, all of the infringements alleged in this lawsuit arise from the exact same unique copy of Plaintiff's movie as evidenced by the cryptographic hash value. The Defendants are all part of the exact same "swarm." Defendants' acts occurred in the same series of transactions because each Defendant downloaded and/or distributed, or offered to distribute *Dallas Buyers Club* to other infringers on the network, including the Doe Defendants and/or other network users, who in turn downloaded and/or distributed the motion picture. The temporal proximity of the observed acts of each Defendant, together with the known propensity of BitTorrent participants to actively exchange files continuously for hours and even days, makes it possible that Defendants either directly exchanged the motion picture with each other, or did so through intermediaries and each shared in the distribution of the motion picture to others. Therefore, Defendants each conspired with other infringers on the BitTorrent network to copy and/or distribute *Dallas Buyers Club*, either in the same transaction or occurrence or a series of transactions or occurrences.

19. To use BitTorrent, a user intentionally downloads a program that they then install on their computer called a "client." The BitTorrent client is the user's interface during the downloading/uploading process. The client may be free, supported by advertising, offer upgrades or add on services for a fee, or a combination of several options. Users then intentionally visit a "torrent site" or network site to find media or content available for download, often using a standard web browser. A torrent site is often advertising revenue or subscription supported index of media or content being made available by other users on the network and maintains a listing of movies and television programs among other protected content. A user then uses the torrent

1 site to connect with other users and exchange or “share” content though the BitTorrent protocol
2 often with many users at the same time.

3 20. Internet piracy, and in particular BitTorrent piracy, though known as peer-to-peer
4 file sharing, is often a for-profit business as many software clients, torrent sites and networks
5 generate millions of dollars in revenue through sales and advertising. To increase the value of the
6 advertising and sometimes subscription access sold by torrent sites, many torrent sites work to
7 expand the pool of available titles and speed of downloads through increasing the number of
8 member peers and thus the desirability of their clients and networks. To accomplish this they
9 reward participants who contribute by giving them faster download speeds, greater access, or
10 other benefits.

11 21. A significant element of the BitTorrent economic model is that those who
12 participate and download movies not only share and upload movies with others, but participants
13 are often rewarded through various means based on the volume and availability of content
14 participants in turn provide the network. In sum, there is a feedback incentive for participants as
15 they obtain not only the benefit of their pirated copy of a movie, but they obtain other benefits by
16 increasing the availability of pirated content to others. As such there are a growing number of
17 users that participate in peer-to-peer networks and receive personal gain or compensation in that
18 the networks they use reward those who provide large numbers of files for upload to others.

19 22. The use of BitTorrent does more than cause harm through the theft of intellectual
20 property. The BitTorrent distribution of pirated files is a model of business that profits from theft
21 through sales and advertising and a system of rewards and compensation to the participants, each
22 of whom contribute to and further the enterprise. Each Defendant is a participant in the
23 BitTorrent distribution of pirated files and the substantially similar conduct of each Defendant
24 furthered a model of business that profits from theft of intellectual property including Plaintiff’s
25 motion picture.
26

1 23. Accordingly, pursuant to Fed.R.Civ.P. 20(a)(2) each of the Defendants is
2 therefore properly joined at least because: (a) the infringement complained of herein by each of
3 the Defendants was part of a series of transactions involving an identical copy of Plaintiff's
4 copyrighted work; (b) the conduct of each Defendant jointly and collectively supported and
5 advanced an economic business model of profiting from the piracy of Plaintiff's copyrighted
6 work; (c) there are common questions of law and fact; and (c) each Defendant knowingly and
7 actively participated in a conspiracy to perform an illegal act and/or injure Plaintiff through use
8 of the BitTorrent protocol to infringe Plaintiff's copyrighted work.

9 24. Permissive joinder in the instant case is to permit a more efficient management of
10 Plaintiff's claims against the several Defendants and to reduce the costs to Plaintiff and
11 Defendants and to reduce the costs and burdens on the Court. Notice is provided, that on being
12 specifically identified and on request from an identified Defendant, Plaintiff agrees to sever any
13 Defendant that claims prejudice in being joined in this matter and to proceed against each such
14 Defendant individually.

15 **VII. CAUSE OF ACTION—COPYRIGHT INFRINGEMENT**

16 25. Plaintiff realleges the substance of the prior paragraphs.

17 26. Plaintiff owns the exclusive rights to the commercially released motion picture
18 *Dallas Buyers Club*, which has significant value and has been acquired, produced and created at
19 considerable expense.

20 27. At all relevant times Plaintiff has been the holder of the pertinent exclusive rights
21 infringed by Defendants to the copyrighted motion picture *Dallas Buyers Club*. The motion
22 picture is the subject of a valid Certificate of Copyright Registration.

23 28. Plaintiff is informed and believes that each Defendant, without the permission or
24 consent of Plaintiff, has used, and continues to use, an online media distribution system to
25 wrongfully misappropriate, reproduce and distribute to the public, including by making available
26 for distribution to others, *Dallas Buyers Club*. On information and belief, each Defendant

1 participated in a swarm and/or reproduced and/or distributed the same seed file of *Dallas Buyers*
2 *Club* in digital form either directly with each other. Plaintiff has identified each Defendant by the
3 IP address assigned to that Defendant by his or her ISP and the date and at the time at which the
4 infringing activity of each Defendant was observed.

5 29. In addition or in the alternative, Defendants obtained Internet access through an
6 ISP and permitted, facilitated and materially contributed to the extensive use of the Internet
7 through his ISP for infringing Plaintiff's exclusive rights under The Copyright Act by others.
8 Defendants, with knowledge of the infringing conduct, failed to reasonably secure, police and
9 protect the use of his Internet service against use for improper purposes such as piracy, including
10 the downloading and sharing of Plaintiff's motion picture by others. Defendants had the right
11 and ability to supervise and control the activity constituting the infringement.

12 30. In doing so, each Defendant has directly and/or contributorily violated Plaintiff's
13 exclusive rights of at least reproduction, preparation derivative works and distribution. Each
14 Defendant's actions constitute infringement of Plaintiff's exclusive rights protected under
15 17 U.S.C. § 101 et seq.

16 31. *Dallas Buyers Club* contains a copyright notice advising the viewer that the
17 motion picture is protected by the copyright laws. Each of the Defendants' actions with respect
18 to copyright infringement and other acts described herein were made with full knowledge of
19 Plaintiff's ownership of the copyrights in the motion picture.

20 32. The conduct of each Defendant is causing and, unless enjoined and restrained by
21 this Court, will continue to cause the Plaintiff great and irreparable injury that cannot fully be
22 compensated or measured in money. The Plaintiff has no adequate remedy at law. Pursuant to
23 17 U.S.C. §§ 502 and 503, the Plaintiff is entitled to injunctive relief prohibiting each Defendant
24 from further infringing the Plaintiff's copyright and ordering that each Defendant destroy all
25 copies of the copyrighted motion picture made in violation of the Plaintiff's copyrights.
26

1 33. By reason of the foregoing acts, if such remedy is elected at trial, Plaintiff is
2 entitled to statutory damages from Defendants pursuant to 17 USC §504, *et seq.* Alternatively, at
3 Plaintiff's election, Plaintiff is entitled to its actual damages incurred as a result of Defendants'
4 acts of infringement plus any profits of Defendants attributable to the infringements.

5 34. The foregoing acts of infringement have been willful, intentional, and in disregard
6 of and with indifference to the rights of Plaintiff.

7 35. As a result of each Defendant's infringement of Plaintiff's exclusive rights under
8 copyright, Plaintiff is entitled to its attorneys' fees and costs pursuant to 17 U.S.C. § 505.

9 **VIII. PRAYER FOR RELIEF**

10 **WHEREFORE**, Plaintiff prays for judgment against each Defendant as follows:

- 11 A. Pursuant to 17 U.S.C. §502, an order preliminarily and permanently enjoining
12 each Defendant from directly or indirectly infringing Plaintiff's rights in *Dallas*
13 *Buyers Club* and any motion picture, whether now in existence or later created,
14 that is owned or controlled by Plaintiff ("Plaintiff's motion pictures"), including
15 without limitation by using the Internet to reproduce or copy, distribute or
16 otherwise make available for distribution to the public Plaintiff's motion pictures,
17 except pursuant to a lawful license or with the express authority of Plaintiff.
- 18 B. Pursuant to 17 U.S.C. § 503, an order that each Defendant destroy all copies of
19 Plaintiff's motion pictures that Defendant has downloaded onto any computer
20 hard drive or server without Plaintiff's authorization and shall destroy all copies
21 of those motion pictures transferred onto any physical medium or device in each
22 Defendant's possession, custody, or control.
- 23 C. An order that each Defendant file with this Court and serve on Plaintiff, within
24 30 days of service of this order, a report in writing under oath setting forth in
25 detail the manner and form in which Defendants have complied with the terms of
26 the ordered relief.
- D. Pursuant to 17 U.S.C. § 504 or other applicable provision, for actual or statutory
damages, at the election of Plaintiff, and a finding of willful infringement.
- E. Pursuant to 17 U.S.C. § 505, for Plaintiff's reasonable attorneys' fees and costs.
- F. For such other and further relief as the Court deems proper.

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RESPECTFULLY SUBMITTED this 11th day of September, 2014.

s/David A. Lowe, WSBA No. 24,453

Lowe@LoweGrahamJones.com

LOWE GRAHAM JONES^{PLLC}

701 Fifth Avenue, Suite 4800

Seattle, WA 98104

T: 206.381.3300

F: 206.381.3301

Attorneys for Plaintiff Dallas Buyers Club, LLC

EXHIBIT A

Certificate of Registration



This Certificate issued under the seal of the Copyright Office in accordance with title 17, *United States Code*, attests that registration has been made for the work identified below. The information on this certificate has been made a part of the Copyright Office records.

Maria A. Pallante

Register of Copyrights, United States of America

Registration Number
PA 1-873-195

Effective date of registration:
November 13, 2013

Title _____

Title of Work: Dallas Buyers Club

Completion/Publication _____

Year of Completion: 2013

Date of 1st Publication: November 1, 2013

Nation of 1st Publication: United States

Preregistration: PRE000006719

Author _____

▪ **Author:** Dallas Buyers Club, LLC

Author Created: entire motion picture

Work made for hire: Yes

Citizen of: United States

Domiciled in: United States

Copyright claimant _____

Copyright Claimant: Dallas Buyers Club, LLC

2170 Buckthorne Place, Suite 400, The Woodlands, TX, 77380

Limitation of copyright claim _____

Material excluded from this claim: script/screenplay, preexisting music

Previous registration and year: TXu 1-835-443 2012

New material included in claim: all other cinematographic material

Certification _____

Name: Carly Seabrook

Date: November 1, 2013

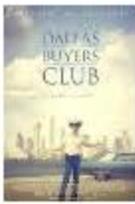
Registration #: PA0001873195

Service Request #: 1-1005221967



Universal City Studios LLC
Carly Seabrook
100 Universal City Plaza
Bldg. 1280, 6th Floor
Universal City, CA 91608

EXHIBIT B



Awards

Showing all 67 wins and 33 nominations

Academy Awards, USA 2014

Won Oscar	Best Performance by an Actor in a Leading Role Matthew McConaughey
	Best Performance by an Actor in a Supporting Role Jared Leto
	Best Achievement in Makeup and Hairstyling Aduitha Lee Robin Mathews
Nominated Oscar	Best Motion Picture of the Year Robbie Brenner Rachel Winter
	Best Achievement in Film Editing Jean-Marc Vallée Martin Pensa
	Best Writing, Original Screenplay Craig Borten Melisa Wallack

Golden Globes, USA 2014

Won Golden Globe	Best Performance by an Actor in a Motion Picture - Drama Matthew McConaughey
	Best Performance by an Actor in a Supporting Role in a Motion Picture Jared Leto

Screen Actors Guild Awards 2014

Won Actor	Outstanding Performance by a Male Actor in a Leading Role Matthew McConaughey
	Outstanding Performance by a Male Actor in a Supporting Role Jared Leto
Nominated Actor	Outstanding Performance by a Cast in a Motion Picture Jennifer Garner Matthew McConaughey Jared Leto Denis O'Hare Dallas Roberts Steve Zahn

Won AAFCFA Award	Top 10 Films 7th Place
	Best Supporting Actor Jared Leto

Alliance of Women Film Journalists 2013

Won EDA Award	Best Actor Matthew McConaughey
	Best Actor in a Supporting Role Jared Leto

Austin Film Critics Association 2013

Won Austin Film Critics Award	Best Supporting Actor Jared Leto
Nominated Austin Film Critics Award	Best Film

Australian Film Institute 2014

Nominated AACTA International Award	Best Actor Matthew McConaughey
	Best Supporting Actor Jared Leto

Boston Online Film Critics Association 2013

Won BOFCA Award	Best Supporting Actor Jared Leto
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Boston Society of Film Critics Awards 2013

2nd place BSFC Award	Best Supporting Actor Jared Leto Tied with Barkhad Abdi for Captain Phillips (2013).
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Broadcast Film Critics Association Awards 2014

Won Critics Choice Award	Best Actor Matthew McConaughey
	Best Supporting Actor Jared Leto
Nominated Critics Choice Award	Best Picture

Central Ohio Film Critics Association 2014

Case 2:14-cv-01402 Document 1-1 Filed 09/11/14 Page 7 of 14

Won COFCA Award	Actor of the Year Matthew McConaughey For Mud and The Wolf of Wall Street
2nd place COFCA Award	Best Actor Matthew McConaughey
	Best Supporting Actor Jared Leto

Chicago Film Critics Association Awards 2013

Won CFCA Award	Best Supporting Actor Jared Leto
Nominated CFCA Award	Best Actor Matthew McConaughey

Chlotrudis Awards 2014

Won Chlotrudis Award	Best Supporting Actor Jared Leto
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Costume Designers Guild Awards 2014

Nominated CDG Award	Excellence in Period Film Kurt and Bart
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Dallas-Fort Worth Film Critics Association Awards 2013

Won DFWFCA Award	Best Actor Matthew McConaughey
	Best Supporting Actor Jared Leto
Nominated DFWFCA Award	Best Picture

Denver Film Critics Society 2013

Won DFCS Award	Best Actor Matthew McConaughey
	Best Supporting Actor Jared Leto

Florida Film Critics Circle Awards 2013

Won FFCC Award	Best Supporting Actor Jared Leto
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Nominated GFCA Award	Best Actor Matthew McConaughey
	Best Supporting Actor Jared Leto

Golden Camera, Germany 2014

Won Golden Camera	Best International Actor Matthew McConaughey
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Golden Trailer Awards 2014

Won Golden Trailer	Best Independent Trailer Focus Features Mark Woolen & Associates For the first theatrical trailer.
	Best Independent Trailer Scott Mitsui (trailer producer) Focus Features Mark Woolen & Associates For "Trailer 1"
Nominated Golden Trailer	Best Drama Poster Focus Features P+A

Gotham Awards 2013

Won Best Actor	Matthew McConaughey
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Hollywood Film Festival 2013

Won Hollywood Breakthrough Award	Breakthrough Actor Jared Leto
Won Hollywood Film Award	Actor of the Year Matthew McConaughey

Hollywood Makeup Artist and Hair Stylist Guild Awards 2014

Won Artisan	Best Period and/or Character Makeup - Feature Films Robin Mathews
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Image Awards 2014

Nominated Image Award	Outstanding Independent Motion Picture
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Independent Spirit Awards 2014

Won Independent Spirit Award	Best Male Lead Matthew McConaughey
	Best Supporting Male Jared Leto

2nd place

IFJA Award

Best Actor

Matthew McConaughey

International Cinephile Society Awards 2014**Nominated**

ICS Award

Best Supporting Actor

Jared Leto

Iowa Film Critics Awards 2014**Nominated**

IFC Award

Best Supporting Actor

Jared Leto

Irish Film and Television Awards 2014**Nominated**

IFTA Award

Best International Actor

Matthew McConaughey

Las Vegas Film Critics Society Awards 2013**Won**

Sierra Award

Best Actor

Matthew McConaughey

Best Supporting Actor

Jared Leto

2nd place

Sierra Award

Best Picture

London Critics Circle Film Awards 2014**Nominated**

ALFS Award

Supporting Actor of the Year

Jared Leto

Los Angeles Film Critics Association Awards 2013**Won**

LAFCA Award

Best Supporting Actor

Jared Leto

Tied with James Franco for *Spring Breakers* (2012).**MTV Movie Awards** 2014**Won**

MTV Movie Award

Best On-Screen Transformation

Jared Leto

Jared Leto's performance as an HIV positive transgender woman living in 1980s Texas is just as ... [More](#)**Nominated**

MTV Movie Award

Best Male Performance

Matthew McConaughey

Best On-Screen Duo

Matthew McConaughey

Jared Leto

Best On-Screen Transformation

Matthew McConaughey

Despite losing a whopping 50 pounds to play a rodeo cowboy diagnosed with AIDS and given 30 days to... [More](#)

Won
NBR Award

Top Ten Independent Films

National Society of Film Critics Awards, USA 2014**2nd place**
NSFC AwardBest Supporting Actor
Jared Leto**New York Film Critics Circle Awards** 2013**Won**
NYFCC AwardBest Supporting Actor
Jared Leto**New York Film Critics, Online** 2013**Won**
NYFCO AwardBest Supporting Actor
Jared Leto

Top Films of the Year

North Texas Film Critics Association, US 2013**Won**
NTFCA AwardBest Supporting Actor
Jared Leto**Online Film Critics Society Awards** 2014**Nominated**
OFCS AwardBest Supporting Actor
Jared Leto**PGA Awards** 2014**Nominated**
PGA AwardOutstanding Producer of Theatrical Motion Pictures
Robbie Brenner
Rachel Winter**Palm Springs International Film Festival** 2014**Won**
Desert Palm Achievement Award

Matthew McConaughey

Phoenix Film Critics Society Awards 2013**Won**
PFCS AwardBest Actor in a Leading Role
Matthew McConaugheyBest Actor in a Supporting Role
Jared Leto**Nominated**
PFCS Award

Best Picture

Rome Film Fest 2013

Case 2:14-cv-01402 Document 1-1 Filed 09/11/14 Page 11 of 14

Won Associazione Italiana Autori della Fotografia Cinematografica (AIC) Award	Yves Bélanger
Won Audience Award	Jean-Marc Vallée
Won Best Actor	Matthew McConaughey
Won Golden Butterfly	Jean-Marc Vallée
Nominated Golden Marc'Aurelio Award	Jean-Marc Vallée

San Diego Film Critics Society Awards 2013

Won SDFCS Award	Best Supporting Actor Jared Leto
Nominated SDFCS Award	Best Actor Matthew McConaughey

San Francisco Film Critics Circle 2013

Nominated SFFCC Award	Best Actor Matthew McConaughey
	Best Supporting Actor Jared Leto

San Sebastián International Film Festival 2013

Won Sebastiane Award	Jean-Marc Vallée
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Santa Barbara International Film Festival 2014

Won Virtuoso Award	Jared Leto
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Satellite Awards 2013

Won Satellite Award	Best Actor in a Motion Picture Matthew McConaughey
	Best Actor in a Supporting Role Jared Leto

Southeastern Film Critics Association Awards 2013

Case 2:14-cv-01402 Document 1-1 Filed 09/11/14 Page 12 of 14

Won SEFCA Award	Best Supporting Actor Jared Leto
2nd place SEFCA Award	Best Actor Matthew McConaughey
Nominated SEFCA Award	Best Picture

St. Louis Film Critics Association, US 2013

Won SLFCA Award	Best Supporting Actor Jared Leto
2nd place SLFCA Award	Best Actor Matthew McConaughey

Toronto Film Critics Association Awards 2014

Won TFCA Award	Best Supporting Actor Jared Leto
3rd place TFCA Award	Best Actor Matthew McConaughey

Vancouver Film Critics Circle 2014

Won VFCC Award	Best Supporting Actor Jared Leto
Nominated VFCC Award	Best Actor Matthew McConaughey

Washington DC Area Film Critics Association Awards 2013

Won WAFCA Award	Best Supporting Actor Jared Leto
Nominated WAFCA Award	Best Actor Matthew McConaughey

Writers Guild of America, USA 2014

Nominated WGA Award (Screen)	Best Original Screenplay Craig Borten (written by) Melisa Wallack (written by)
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EXHIBIT C

No	IP Address	HitDate UTC (mm/dd/yy)	File Name	File Hash	City
1	71.197.248.145	6/3/14 06:35:48 AM	Dallas Buyers Club (2013) [1080p]	SHA1: 9DE63BACB65CE4BBB853F57D4843410D1F09FFBD	Bellingham
2	24.16.182.114	6/18/14 12:42:26 AM	Dallas Buyers Club (2013) [1080p]	SHA1: 9DE63BACB65CE4BBB853F57D4843410D1F09FFBD	Bremerton
3	71.193.156.142	6/1/14 10:20:22 PM	Dallas Buyers Club (2013) [1080p]	SHA1: 9DE63BACB65CE4BBB853F57D4843410D1F09FFBD	Vancouver
4	71.193.217.6	5/27/14 02:57:26 AM	Dallas Buyers Club (2013) [1080p]	SHA1: 9DE63BACB65CE4BBB853F57D4843410D1F09FFBD	Vancouver
5	73.190.95.157	5/24/14 11:35:30 PM	Dallas Buyers Club (2013) [1080p]	SHA1: 9DE63BACB65CE4BBB853F57D4843410D1F09FFBD	Vancouver
6	98.203.134.170	6/12/14 02:51:56 AM	Dallas Buyers Club (2013) [1080p]	SHA1: 9DE63BACB65CE4BBB853F57D4843410D1F09FFBD	Bellingham
7	71.56.143.94	5/10/14 04:36:20 AM	Dallas Buyers Club (2013) [1080p]	SHA1: 9DE63BACB65CE4BBB853F57D4843410D1F09FFBD	Vancouver
8	98.232.49.24	6/10/14 10:01:10 AM	Dallas Buyers Club (2013) [1080p]	SHA1: 9DE63BACB65CE4BBB853F57D4843410D1F09FFBD	Seattle
9	24.17.251.104	6/10/14 03:44:07 AM	Dallas Buyers Club (2013) [1080p]	SHA1: 9DE63BACB65CE4BBB853F57D4843410D1F09FFBD	Tacoma
10	24.16.172.222	6/11/14 03:41:39 PM	Dallas Buyers Club (2013) [1080p]	SHA1: 9DE63BACB65CE4BBB853F57D4843410D1F09FFBD	Poulsbo

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

I. (a) PLAINTIFFS
Dallas Buyers Club, LLC
(b) County of Residence of First Listed Plaintiff
(c) Attorneys (Firm Name, Address, and Telephone Number)
David A. Lowe, Lowe Graham Jones
701 Fifth Avenue, Suite 4800, Seattle, WA 98104

DEFENDANTS
DOES 1-10
County of Residence of First Listed Defendant
NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.
Attorneys (If Known)

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)
1 U.S. Government Plaintiff
2 U.S. Government Defendant
3 Federal Question (U.S. Government Not a Party)
4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)
Citizen of This State
Citizen of Another State
Citizen or Subject of a Foreign Country
PTF DEF
1 1
2 2
3 3
Incorporated or Principal Place of Business In This State
Incorporated and Principal Place of Business In Another State
Foreign Nation
PTF DEF
4 4
5 5
6 6

IV. NATURE OF SUIT (Place an "X" in One Box Only)
CONTRACT
110 Insurance
120 Marine
130 Miller Act
140 Negotiable Instrument
150 Recovery of Overpayment & Enforcement of Judgment
151 Medicare Act
152 Recovery of Defaulted Student Loans (Excl. Veterans)
153 Recovery of Overpayment of Veteran's Benefits
160 Stockholders' Suits
190 Other Contract
195 Contract Product Liability
196 Franchise
PERSONAL INJURY
310 Airplane
315 Airplane Product Liability
320 Assault, Libel & Slander
330 Federal Employers' Liability
340 Marine
345 Marine Product Liability
350 Motor Vehicle
355 Motor Vehicle Product Liability
360 Other Personal Injury
362 Personal Injury - Med. Malpractice
365 Personal Injury - Product Liability
367 Health Care/Pharmaceutical Personal Injury Product Liability
368 Asbestos Personal Injury Product Liability
370 Other Fraud
371 Truth in Lending
380 Other Personal Property Damage
385 Property Damage Product Liability
FORFEITURE/PENALTY
625 Drug Related Seizure of Property 21 USC 881
690 Other
LABOR
710 Fair Labor Standards Act
720 Labor/Mgmt. Relations
740 Railway Labor Act
751 Family and Medical Leave Act
790 Other Labor Litigation
791 Empl. Ret. Inc. Security Act
BANKRUPTCY
422 Appeal 28 USC 158
423 Withdrawal 28 USC 157
PROPERTY RIGHTS
820 Copyrights
830 Patent
840 Trademark
SOCIAL SECURITY
861 HIA (1395ff)
862 Black Lung (923)
863 DIWC/DIWW (405(g))
864 SSID Title XVI
865 RSI (405(g))
FEDERAL TAX SUITS
870 Taxes (U.S. Plaintiff or Defendant)
871 IRS—Third Party 26 USC 7609
OTHER STATUTES
375 False Claims Act
400 State Reapportionment
410 Antitrust
430 Banks and Banking
450 Commerce
460 Deportation
470 Racketeer Influenced and Corrupt Organizations
480 Consumer Credit
490 Cable/Sat TV
850 Securities/Commodities/Exchange
890 Other Statutory Actions
891 Agricultural Acts
893 Environmental Matters
895 Freedom of Information Act
896 Arbitration
899 Administrative Procedure Act/Review or Appeal of Agency Decision
950 Constitutionality of State Statutes

V. ORIGIN (Place an "X" in One Box Only)
1 Original Proceeding
2 Removed from State Court
3 Remanded from Appellate Court
4 Reinstated or Reopened
5 Transferred from another district (specify)
6 Multidistrict Litigation

VI. CAUSE OF ACTION
Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):
17 U.S.C. § 101 et. seq.
Brief description of cause:
Copyright Infringement

VII. REQUESTED IN COMPLAINT:
CHECK IF THIS IS A CLASS ACTION UNDER F.R.C.P. 23
DEMAND \$
CHECK YES only if demanded in complaint:
JURY DEMAND: X Yes [] No

VIII. RELATED CASE(S) IF ANY
(See instructions): JUDGE DOCKET NUMBER

DATE 09/11/2014 SIGNATURE OF ATTORNEY OF RECORD s/David A. Lowe

FOR OFFICE USE ONLY
RECEIPT # AMOUNT APPLYING IFP JUDGE MAG. JUDGE

AO 121 (6/90)

TO: Register of Copyrights Copyright Office Library of Congress Washington, D.C. 20559	REPORT ON THE FILING OR DETERMINATION OF AN ACTION OR APPEAL REGARDING A COPYRIGHT
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In compliance with the provisions of 17 U.S.C. 508, you are hereby advised that a court action or appeal has been filed on the following copyright(s):

<input type="checkbox"/> ACTION <input type="checkbox"/> APPEAL		COURT NAME AND LOCATION Western District of Washington	
DOCKET NO.	DATE FILED 9/11/2014		
PLAINTIFF Dallas Buyers Club, LLC		DEFENDANT DOES 1-10	
COPYRIGHT REGISTRATION NO.	TITLE OF WORK	AUTHOR OR WORK	
1 PA 1-873-195	Dallas Buyers Club	Dallas Buyers Club, LLC	
2			
3			
4			
5			

In the above-entitled case, the following copyright(s) have been included:

DATE INCLUDED	INCLUDED BY <input type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading		
COPYRIGHT REGISTRATION NO.	TITLE OF WORK	AUTHOR OF WORK	
1			
2			
3			

In the above-entitled case, a final decision was rendered on the date entered below. A copy of the order or judgment together with the written opinion, if any, of the court is attached.

COPY ATTACHED <input type="checkbox"/> Order <input type="checkbox"/> Judgment	WRITTEN OPINION ATTACHED <input type="checkbox"/> Yes <input type="checkbox"/> No	DATE RENDERED
CLERK	(BY) DEPUTY CLERK	DATE

- DISTRIBUTION:**
- 1) Upon initiation of action, mail copy to Register of Copyrights
 - 2) Upon filing of document adding copyright(s), mail copy to Register of Copyrights
 - 3) Upon termination of action, mail copy to Register of Copyrights
 - 4) In the event of an appeal, forward copy to Appellate Court
 - 5) Case File Copy