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December 16, 2025

VIA EMAIL

Clerk of Court
United States District Court District of Columbia
333 Constitution Avenue N.W.
Washington, D.C. 20001
Email: dcd_intake@dcd.uscourts.gov

Re: Application for DMCA Subpoena

Dear Sir/Madam:

On behalf of our client, Entertainment Software Association (hereinafter “ESA”), we respectfully request that the Clerk issue a subpoena pursuant to 17 U.S.C. § 512(h).

By way of background, Section 512(h) of the Digital Millennium Copyright Act provides that a “copyright owner or person authorized to act on the owner’s behalf may request the clerk of any United States District Court to issue a subpoena to a service provider for identification of an alleged infringer in accordance with this subsection.” 17 U.S.C. § 512(h)(1). For a subpoena to be issued, Section 512(h) requires that a copyright owner file the following with the Clerk:

1. A copy of the notification required by Section 512(c)(3)(A);
2. A proposed subpoena; and
3. A sworn declaration to the effect that the purpose for which the subpoena is sought is to obtain the identity of an alleged infringer and that such information will only be used for the purpose of protecting rights under this title.

Accordingly, attached for filing with the Clerk is ESA’s notification pursuant to Section 512(c)(3)(A), a proposed subpoena and a sworn declaration. As ESA has complied with the requirements of the statute, they respectfully request the Clerk’s expeditious action to minimize further harm to ESA by way of the continued unauthorized exploitation of the copyrighted materials.

Clerk of Court
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Page 2

Thank you in advance and please do not hesitate to contact me should you need anything.

Very truly yours,

A handwritten signature in black ink, appearing to read 'K.L. Pope', with a long horizontal flourish extending to the right.

Keyonn L. Pope

KLP/em