

FILED

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

2011 SEP 22 A 9 27

CLERK US DISTRICT COURT
ALEXANDRIA, VIRGINIA

MICROSOFT CORPORATION, a
Washington corporation,

Plaintiff,

v.

DOMINIQUE ALEXANDER PIATTI, an
individual, DOTFREE GROUP S.R.O., a
Czech limited liability company and JOHN
DOES 1-22, CONTROLLING A
COMPUTER BOTNET THEREBY
INJURING MICROSOFT AND ITS
CUSTOMERS

Defendants.

Civil Action No:

1:11cv1017

FILED UNDER SEAL

**MICROSOFT CORPORATION'S MOTION FOR A
PROTECTIVE ORDER 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 sealing the instant case in general, and the following documents in particular, filed by Microsoft in this action:

1. Complaint;
2. Application of Microsoft Corporation for an Emergency Temporary Restraining Order and Order to Show Cause re Preliminary Injunction;
3. Brief in Support of Application of Microsoft Corporation for an Emergency Temporary Restraining Order and Order to Show Cause re Preliminary Injunction;
4. Declaration of Mark Debenham in Support of Application of Microsoft Corporation for an Emergency Temporary Restraining Order and Order to Show Cause re Preliminary Injunction and Exhibits thereto;

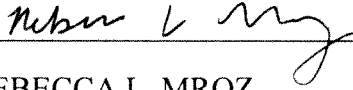
5. Declaration of Jesse D. Kornblum in Support of Application of Microsoft Corporation for an Emergency Temporary Restraining Order and Order to Show Cause re Preliminary Injunction and Exhibits thereto; and
6. Declaration of Gabriel M. Ramsey in Support of Application of Microsoft Corporation for an Emergency Temporary Restraining Order and Order to Show Cause re Preliminary Injunction and Exhibits thereto;
7. [Proposed] *Ex Parte* Temporary Restraining Order and Order To Show Cause Re Preliminary Injunction.

Microsoft respectfully requests that the case and these materials be sealed for a period of five (5) business days after the entry of any temporary restraining order sought in Microsoft's Application for Temporary Restraining Order, after which the materials may be filed in the public docket. Microsoft respectfully requests that upon effecting the Temporary Restraining Order, that Microsoft be permitted to disclose such materials as it deems necessary, including to commence its efforts to provide Defendants notice of the preliminary injunction hearing and service of the Complaint. Microsoft respectfully requests that should the Court decide not to grant the *ex parte* temporary relief requested in Microsoft's Temporary Restraining Order, that the materials be sealed indefinitely. A memorandum in support of this motion is filed concurrently herewith.

Dated: September 22, 2011

Respectfully submitted,

ORRICK, HERRINGTON & SUTCLIFFE LLP



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