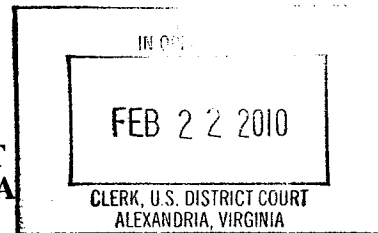


IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Alexandria Division



MICROSOFT CORPORATION, a  
Washington corporation,

Plaintiff,

v.

JOHN DOES 1-27, CONTROLLING A  
COMPUTER BOTNET THEREBY  
INJURING MICROSOFT AND ITS  
CUSTOMERS

Defendants.

Civil Action No: 1:10 CV 156 (LMB/JFA)

**FILED UNDER SEAL**

**SUPPLEMENTAL *EX PARTE* TEMPORARY RESTRAINING ORDER AND  
ORDER TO SHOW CAUSE RE PRELIMINARY INJUNCTION**

The Court has considered the pleadings, declarations, exhibits, and memoranda filed in support of Microsoft's motion and finds that, for the reasons set forth therein and in the *Ex Parte* TRO and Order to Show Cause entered by this Court on the morning of February 22, 2010 ("Original TRO Order"), a supplemental *ex parte* TRO that the following three Internet domains be added to the relief granted in the Original TRO Motion:

- Broadwo.com
- Name-services.com
- Houreena.com
- Cyanian.com

The Court's analysis and conclusions set forth in the Original TRO Order apply to these three domains and are incorporated herein by this reference. The Court supplements the Original TRO Order to grant the following reasons for the same reasons state therein:

**IT IS THEREFORE ORDERED** that, Defendants and its representatives are temporarily restrained and enjoined from intentionally accessing and sending malicious code to Microsoft's and its

customers' protected computers and operating systems, without authorization, in order to infect those computers and make them part of the botnet, sending malicious code to configure, deploy and operate a botnet, sending unsolicited spam email to Microsoft's Hotmail accounts, sending unsolicited spam email that falsely indicate that they are from Microsoft's Hotmail accounts, collecting personal information including personal email addresses, and delivering malicious code including fake antivirus software, or undertaking any similar activity that inflicts harm on Microsoft, its customers or the public.

**IT IS FURTHER ORDERED** that, Defendants and its representatives are temporarily restrained and enjoined from configuring, deploying, operating or otherwise participating in or otherwise facilitating the botnet described in the TRO Motion, including but not limited to the domains at issue in the TRO motion and any other component or element of the botnet.

**IT IS FURTHER ORDERED** that Verisign must:

- a. immediately take all steps necessary to lock at the registry level the domains at issue in the TRO Motion and to remove all such domains from the zone file, including both the domains set forth the Court's *Ex Parte* TRO and Order to Show Cause issued on February 22, 2010, as well as the additional domains set forth at Appendix A hereto, to ensure that changes to the domain names cannot be made absent a court order;
- b. immediately take all steps required to propagate to the foregoing domain registry changes to domain name registrars; and
- c. hold the domains in escrow and take all steps necessary to ensure that the evidence of misconduct available through the domains be preserved.

**IT IS FURTHER ORDERED** that copies of this Order, notice of the Preliminary Injunction hearing and service of the Complaint may be served by any means authorized by law, including (1) by personal delivery upon defendants who provided contact information in the U.S., (2) personal delivery

through the Hague Convention on Service Abroad upon defendants who provided contact information in China, (3) by transmission by e-mail, facsimile and mail to the contact information provided by defendants to their domain name registrars and as agreed to by defendants in their domain name registration agreements, (4) by publishing notice on a publicly available Internet website.

**IT IS FURTHER ORDERED** that the Temporary Restraining Order granted herein shall expire on March 8, 2010 at 9:00 a.m., unless within such time, the Order, for good cause shown, is extended for an additional period not to exceed fourteen (14) days, or unless it is further extended pursuant to Federal Rule of Civil Procedure 65.

**IT IS FURTHER ORDERED**, pursuant to Federal Rule of Civil Procedure 65(b) that the Defendants shall appear before this Court on March 8, 2010, at 9:00 a.m., to show cause, if there is any, why this Court should not enter a Preliminary Injunction, pending final ruling on the Complaint against the Defendants, enjoining them from the conduct temporarily restrained by the preceding provisions of this order.


**IT IS FURTHER ORDERED** that the Defendants shall file with the Court and serve on Microsoft's counsel any answering affidavits, pleadings, motions, expert reports or declarations and/or legal memoranda no later than four (4) days prior to the hearing on Microsoft's request for a preliminary injunction. Microsoft may file responsive or supplemental pleadings, materials, affidavits, or memoranda with the Court and serve the same on counsel for the Defendants no later than one (1) day prior to the preliminary injunction hearing in this matter. Provided that service shall be performed by personal or overnight delivery, facsimile or electronic mail, and documents shall be delivered so that they shall be received by the other parties no later than 4:00 p.m. (Eastern Standard Time) on the appropriate dates listed in this paragraph.

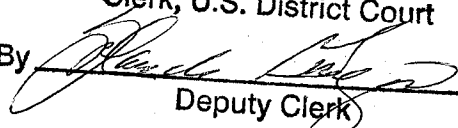
**IT IS FURTHER ORDERED** that Microsoft shall maintain its bond in the amount of \$800, as payment of damages to which Defendants may be entitled for a wrongful injunction or restraint, during

the pendency of this Action, or until further Order of the Court.

**IT IS SO ORDERED**

Entered this <sup>22</sup>22 day of February, 2010.

*lsl*   
\_\_\_\_\_  
**Leonie M. Brinkema**  
**United States District Judge**

A True Copy, Teste:  
Clerk, U.S. District Court  
By   
\_\_\_\_\_  
Deputy Clerk

## **Appendix A**

- Broadwo.com
- Name-services.com
- Houreena.com
- Cyanian.com