

Richard A. Jacobsen (RJ5136)
ORRICK, HERRINGTON & SUTCLIFFE LLP
51 West 52nd Street
New York, New York 10019
Telephone: (212) 506-5000
Facsimile: (212) 506-5151

Gabriel M. Ramsey
(admitted *pro hac vice*)
ORRICK, HERRINGTON & SUTCLIFFE LLP
1000 Marsh Road
Menlo Park, California 94025
Telephone: (650) 614-7400
Facsimile: (650) 614-7401

Attorneys for Plaintiffs
MICROSOFT CORPORATION,
FS-ISAC, INC. and NATIONAL AUTOMATED
CLEARING HOUSE ASSOCIATION

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

MICROSOFT CORP., FS-ISAC, INC., and
NATIONAL AUTOMATED CLEARING HOUSE
ASSOCIATION,

Plaintiffs

v.

JOHN DOES 1-39 D/B/A Slavik, Monstr, IOO,
Nu11, nvidiag, zebra7753, lexa_Mef, gss, iceIX,
Harderman, Gribodemon, Aqua, aquaSecond, it,
percent, cp01, hct, xman, Pepsi, miami, miamibc,
petr0vich, Mr. ICQ, Tank, tankist, Kusunagi,
Noname, Lucky, Bashorg, Indep, Mask, Enx,
Benny, Bentley, Denis Lubimov, MaDaGaSka,
Vkontake, rfcid, parik, reronic, Daniel, bx1, Daniel
Hamza, Danielbx1, jah, Jonni, jtk, Veggi Roma, D
frank, duo, Admin2010, h4x0rdz, Donsft,
mary.J555, susanneon, kainehave, virus_e_2003,
spaishp, sere.bro, muddem, mechan1zm,
vlad.dimitrov, jheto2002, sector.exploits AND
JabberZeus Crew CONTROLLING COMPUTER
BOTNETS THEREBY INJURING PLAINTIFFS,
AND THEIR CUSTOMERS AND MEMBERS,

Defendants.

Hon. Sterling Johnson, Jr.

Case No. 12-cv-01335 (SJ/RLM)

**NOTICE OF MOTION FOR
EXPEDITED DISCOVERY TO IDENTIFY DOE DEFENDANTS**

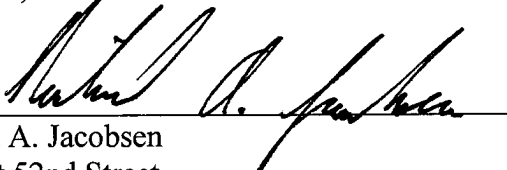
PLEASE TAKE NOTICE that, pursuant to the instructions provided by this Court during oral argument at the Preliminary Injunction hearing held before the Court on March 29, 2012, at the United States District Court House, Cadman Plaza East, Kings County, in the State of New York, plaintiffs Microsoft Corporation, FS-ISAC, Inc., and the National Automated Clearing House Association (collectively, "Plaintiffs") hereby move for an Order granting Plaintiffs expedited discovery to identify the John Doe defendants ("Defendants") named in this lawsuit so as to ensure adequate service of the Complaint upon such Defendants. This Court, at the March 29 Preliminary Injunction hearing, granted Plaintiffs' oral motion for the discovery requested herein. Thereafter, the Court directed Plaintiffs to file the instant Motion on the docket.

The relief sought by Plaintiffs is made upon this Notice, the accompanying Motion For Expedited Discovery To Identify Doe Defendants, and the Proposed Order Granting Motion filed herewith, along with all pleadings and papers previously filed in connection with this matter.

Dated: April 3, 2012
New York, New York

Respectfully Submitted,

ORRICK, HERRINGTON & SUTCLIFFE LLP

By: 
Richard A. Jacobsen
51 West 52nd Street
New York, NY 10019
Telephone: (212) 506-5000
Facsimile: (212) 506-5151

Gabriel M. Ramsey
(admitted *pro hac vice*)
ORRICK, HERRINGTON & SUTCLIFFE LLP
1000 Marsh Road
Menlo Park, California 94025
Telephone: (650) 614-7400
Facsimile: (650) 614-7401

Attorneys for Plaintiffs

Microsoft Corporation
FS-ISAC, Inc.
National Automated Clearing House Association