

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

MALIBU MEDIA, LLC,

Plaintiff,

-against-

JOHN DOES 1-5,

Defendants.

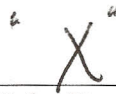
No. 12-cv-2954 (NRB)

**DECLARATION OF  
JOHN DOE # 4 IN  
SUPPORT OF MOTION**

JOHN DOE # 4, declares, certifies, and affirms, pursuant to 28 U.S.C. §1746, under penalty of perjury under the laws of the United States of America, that the following is true and correct:

1. I am the subscriber allegedly identified by my Internet Service Provider, Verizon, as having been assigned an IP address that plaintiff Malibu Media, LLC has designated as defendant John Doe # 4 in the above-captioned action.
2. Earlier this month, I received a letter from Verizon advising me that it had received a subpoena from plaintiff seeking my identity and private customer information.
3. With the assistance of my attorneys, I have reviewed the Complaint in this action. Specifically, I reviewed the allegation that I downloaded and/or uploaded a movie file titled "Tiffany Sex With A Supermodel."
4. I have never downloaded nor uploaded the above-mentioned movie, nor ever attempted to do so.

Dated: June 25, 2012

  
\_\_\_\_\_  
John Doe # 4