

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

ELARGO HOLDINGS, LLC
Plaintiff,

v.

DOE- 104.5.232.186,
Defendant

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CASE NO.: 16-2867-SM-DEK

STIPULATED CONSENT JUDGMENT

As attested to by the signatures below, this matter comes before the Court on the parties' joint stipulation.

Plaintiff ELargo Holdings, LLC has filed a Complaint against the defendant in the United States District Court for the Eastern District of Louisiana for copyright infringement, 17 U.S.C. §§101, et seq, for the unlicensed copying, promotion and distribution of plaintiff's motion picture titled *Close Range*, registered with the United States Copyright Office, Reg. No. PAu 3-754-870.

After initial discovery and investigation, Sam Thom, identified as DOE- 104.5.232.186, was affirmatively identified as the proper defendant in this matter.

The parties, after conferral and investigation, now appear through counsel to fully and finally resolve all claims between the parties and the matters before the Court and have moved for entry of this Stipulated Consent Judgment to effect the terms of their settlement.

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WHEREFORE IT IS HEREBY STIPULATED AND ORDERED for all matters relevant to this case between the parties as follows:

1. This court has jurisdiction over the parties and venue is proper.
2. Plaintiff ELargo Holdings, LLC has valid and enforceable copyrights in the original copyrighted work, *Close Range*, (“motion picture”) registered with the United States Copyright Office, Reg. No. PAu 3-754-870.
3. Sam Thom, formerly identified in the captioned action as DOE- 104.5.232.186, is the proper named defendant in this case liable under plaintiff’s claims.
4. Plaintiff and Sam Thom expressly consent to have a United States Magistrate Judge conduct any and all proceedings in this case, including entry of orders, including this stipulation or any other final judgment or orders arising therefrom.
5. Sam Thom has fully reviewed the Complaint and the allegations of the Complaint and specifically admits plaintiff’s investigations identifying the IP address used by the defendant Sam Thom were accurate, in particular in accurately identifying the 104.5.232.186 IP address as the IP address used by defendant Sam Thom to download and distribute plaintiff’s motion picture and other content identified with the Complaint.
6. In addition to other terms in a separate settlement agreement, the parties further agree and require pursuant to the settlement the below Money Judgment and Permanent Injunction be entered against Sam Thom.

7. Pursuant to the terms of the separate settlement agreement, plaintiff agrees to not execute on the below Money Judgment so long as there is compliance with the terms of the settlement agreement and this Consent Judgment.

MONEY JUDGMENT

A Money Judgment in favor of plaintiff ELargo Holdings, LLC and against defendant Sam Thom is awarded the sum of \$10,000.00. This figure includes costs, statutory damages and attorney fees.

PERMANENT INJUNCTION

Sam Thom is hereby PERMANENTLY ENJOINED from directly, contributorily or indirectly infringing plaintiff's rights in their motion pictures, including without limitation by using the internet to reproduce or copy any plaintiff owned or branded motion pictures, to distribute any plaintiff owned or branded motion pictures, or to make plaintiff owned or branded motion pictures available for distribution to the public, except pursuant to a lawful written license from plaintiff;

Sam Thom is hereby PERMANENTLY ENJOINED from directly, contributorily or indirectly participating or facilitating in peer-to-peer BitTorrent file exchanges in violation of U.S. copyright law.

DOE-173.164.108.181 is hereby directed to immediately: (1) delete all unlicensed content in which plaintiff has any rights or interest, including the motion picture *Close Range*;

and (2) discontinue all BitTorrent activity that is in violation of U.S. copyright law on any computer(s) he owns or controls.

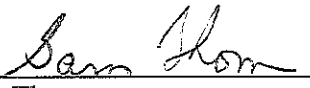
New Orleans, Louisiana, this 5th day of August, 2016.


United States Judge

So stipulated and respectfully submitted:

Defendant:

On behalf of Plaintiff:


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s/ Pierre V. Miller II
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