

FEDERAL COURT

B E T W E E N:

**BELL MEDIA INC.
GROUPE TVA INC.
ROGERS MEDIA INC.**

Plaintiffs

- and -

**JOHN DOE 1 dba GOLDTV.BIZ
JOHN DOE 2 dba GOLDTV.CA**

Defendants

- and -

**BELL CANADA
BRAGG COMMUNICATIONS INC. dba EASTLINK
COGECO CONNEXION INC.
DISTRIBUTEL COMMUNICATIONS LIMITED
FIDO SOLUTIONS INC.
ROGERS COMMUNICATIONS CANADA INC.
SASKATCHEWAN TELECOMMUNICATIONS
SHAW COMMUNICATIONS INC.
TEKSAVVY SOLUTIONS INC.
TELUS COMMUNICATIONS INC.
VIDEOTRON LTD.**

Third Party Respondents

DOCUMENT 1

Draft Second Updating Order

Date:
Docket: T-1169-19

, , 2020

PRESENT:

B E T W E E N:

**BELL MEDIA INC.
GROUPE TVA INC.
ROGERS MEDIA INC.**

Plaintiffs

- and -

**JOHN DOE 1 dba GOLDTV.BIZ
JOHN DOE 2 dba GOLDTV.CA**

Defendants

- and -

**BELL CANADA
BRAGG COMMUNICATIONS INC. dba EASTLINK
COGECO CONNEXION INC.
DISTRIBUTEL COMMUNICATIONS LIMITED
FIDO SOLUTIONS INC.
ROGERS COMMUNICATIONS CANADA INC.
SASKATCHEWAN TELECOMMUNICATIONS
SHAW COMMUNICATIONS INC.
TEKSAVVY SOLUTIONS INC.
TELUS COMMUNICATIONS INC.
VIDEOTRON LTD.**

Third Party Respondents

ORDER

UPON considering the Court's Order dated November 15, 2019 [the November 15 Order], ordering that the Third Party Respondents shall block or attempt to block access to certain websites and online services identified at Schedule 1 to the November 15 Order [the Target Websites];

AND UPON noting that, pursuant to paragraph 2 of the November 15 Order, the Plaintiffs may serve and file an affidavit and proposed amended Schedule 1 if they are made aware of additional domains, subdomains or IP addresses that have for sole or predominant purpose to enable or facilitate access to the Target Websites;

AND UPON noting that paragraph 4 of the November 15 Order provides that the Plaintiffs must notify the Third Party Respondents if and once the Plaintiffs become aware that any of the domains, subdomains or IP addresses identified in Schedule 1 no longer have for their sole or predominant purpose to enable or facilitate access to the Target Websites and shall provide the Third Party Respondents and file with the Court an updated Schedule 1 removing said domains, subdomains, or IP addresses;

AND UPON considering the Court's Order dated December 20, 2019, giving effect to an amendment to Schedule 1 of the November 15 Order, at the Plaintiffs' request;

AND UPON considering the letter from counsel for the Plaintiffs dated June 18, 2020, requesting the issuance of the present Order to give effect to a further amendment to Schedule 1;

AND UPON considering the affidavits of Anthony Martin and Yves Rémillard, both dated June 15, 2020, which were appended to the Plaintiffs' above-mentioned letter;

AND UPON considering that the Third Party Respondents may object to a proposed amendment seeking to update Schedule 1 by serving and filing a motion to that effect within ten (10) business days of having been served with the Plaintiffs' proposed amendment;

AND UPON considering that failing such an objection, the Court may grant the Order sought by the Plaintiffs without further proceeding;

AND UPON taking note of this Court's Practice Direction and Order (COVID-19), as most recently amended on June 11, 2020, extending the Court's Suspension Period until June 29, 2020, for, notably, Ontario and Quebec;

AND UPON considering the Plaintiffs' request that this Order be issued despite the Suspension Period if none of the Third Party Respondents address the Court to confirm their intention to object to the issuance of this Order within ten (10) business days of the Plaintiffs' above-mentioned letter;

AND UPON considering that none of the Third Party Respondents has confirmed its intention to object to the issuance of this Order within that period;

AND UPON being satisfied that the additional domain and subdomains identified in the affidavits of Anthony Martin and Yves Rémillard have for their sole or predominant purpose to enable or facilitate access to the Target Websites;

AND UPON noting that Schedule 1 to this Order updates and shall replace Schedule 1 to the November 15 Order, as amended on December 20, 2019, and that changes are reflected in Schedule 1 to this Order as follows:

1. the subdomain that is not bolded and not in strikethrough was identified at Schedule 1 to the November 15 Order, as amended on December 20, 2019, and remains subject to the November 15 Order;
2. the domains and subdomains that are in strikethrough were identified at Schedule 1 to the November 15 Order, as amended on December 20, 2019, and are now identified by the Plaintiffs in their letter as no longer having for their sole or predominant purpose to enable or facilitate access to the Target Websites, and are thus no longer subject to the November 15 Order;
3. the domain and subdomains that are bolded are the additional domain and subdomains identified in the affidavits of Anthony Martin and Yves Rémillard, that I am satisfied have for their sole or predominant purpose to enable or facilitate access to the Target Websites

THIS COURT ORDERS that:

1. The Third Party Respondents shall implement Schedule 1 to this Order pursuant to paragraph 1 of the November 15 Order;

2. Schedule 1 to this Order replaces Schedule 1 of the November 15 Order, as amended, and is incorporated into the November 15 Order;
3. The November 15 Order remains in force; and
4. There shall be no costs.

Schedule 1 – Target Websites

This Schedule replaces Schedule 1 to the November 15 Order (as amended on December 20, 2019) and is effective as of _____

1. GoldTV.biz Service

Domain(s) to be blocked	Subdomains to be blocked	IP addresses to be blocked
goldtv.biz ¹		
	dtv.goldtv.biz ¹	
	p1-edge.goldtv.biz ¹	
	256.goldtv.biz ¹	
	portal.goldtv.biz ¹	
	p2-edge.goldtv.biz ¹	
edge.tm ¹		
	portal.edge.tm ¹	
	dyn.edge.tm ¹	
	256.edge.tm ¹	
	billing.edge.tm ¹	
	gold.myiptvplanet.com ¹	
beex.me ¹		
	portal.beex.me ¹	
	256.beex.me ¹	
	panel.beex.me ¹	
live4k.online ¹		
petvhd.net ¹		
	tulip.petvhd.net ¹	
	tv-tulip.petvhd.net ¹	

¹ These domains and subdomains were included in Schedule 1 to the November 15 Order, as amended on December 20, 2019.

² These domain and subdomains are added to Schedule 1 to the November 15 Order (as amended on December 20, 2019) by Order dated _____

	hitron.pctvhd.net ¹	
	tv-hitron.pctvhd.net ¹	
	p.rahez.co²	
	bill.rahez.co²	
	xx.rahez.co²	
	global.myiptvplanet.com²	
destv.me²		

2. GoldTV.ca Service

Domain(s) to be blocked	Subdomains to be blocked	IP addresses to be blocked