

ORIGINAL

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SUSAN Y. SOONG
CLERK, U.S. DISTRICT COURT
NORTH DISTRICT OF CALIFORNIA

JSC

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

CV 19 80 140 MISC

In re DMCA Subpoena to
YouTube, LLC

) Case No:
)
) DECLARATION OF HIROYUKI
) NAKAJIMA
)

BY FAX

I, Hiroyuki Nakajima, declare and testify as follows:

1. I am an attorney duly licensed to practice law in Japan. I represent Shogakukan Inc., a Japanese corporation, in the above-entitled proceeding and as such, I am authorized and qualified to make this declaration for and on its behalf, and I make this declaration for that reason.

2. Shogakukan Inc. is seeking a subpoena pursuant to 17 U.S.C. § 512(h) to obtain information sufficient to identify the persons infringing its copyrighted works.

3. The purpose for which this subpoena is sought is to obtain the identity of the alleged infringers. Such information will only be used for the purpose of protecting rights under the Copyright Act (17 U.S.C. § 101, et seq.).

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on May 22, 2019.

Hiroyuki Nakajima
Hiroyuki Nakajima
Attorney for Shogakukan Inc.

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May 22, 2019

Via Email

YouTube, LLC
Attn: Copyright Operations/ DMCA Complaints
901 Cherry Ave
San Bruno, CA 94066
Phone: 650-214-3010
Email: copyright@youtube.com

RE: NOTIFICATION OF COPYRIGHT INFRINGEMENT
(Pursuant to 17 U.S.C. § 512)

To whom it may concern:

I represent Shogakukan Inc., a Japanese corporation (hereinafter called “Shogakukan”), the representative of the two individual authors of the copyrighted works identified under the column entitled “Original Work” in Exhibit A attached to this notice (“Exhibit A”).

It has recently come to Shogakukan’s attention that certain users of your services have unlawfully published and posted certain contents on your website located at www.youtube.com, more specifically identified under the column entitled “Infringing Work” in Exhibit A (referred to as the “Infringing Work”), corresponding to each of the Original Work identified in Exhibit A.

Shogakukan has a good faith belief that the Infringing Work is not authorized by the copyright owner, its agent, or the law.

We demand that you immediately disable access to the Infringing Work and cease any use, reproduction, and distribution of the Original Work. Specifically, we request that

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you remove or disable the Infringing Work from www.youtube.com and/or any of your system or services.

We also request a written assurance that you have fully complied with our request.

I declare that the information in this notice is accurate, and under penalty of perjury, that Shogakukan and I are authorized to act on behalf of the owner of the exclusive right of the Original Work that is infringed.

Your immediate response will be appreciated.

Very truly yours,

Hiroyuki Nakajima
Attorney at Law

A handwritten signature in cursive script that reads "Hiroyuki Nakajima". The signature is written in black ink and is positioned below the typed name and title.

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 Exhibit A.

	Title of Original Work	Author of Original Work	Original Work	Infringing Work	Title of Infringing Work	YouTube Channel/User (Name/ Profile Page on YouTube.com)
1	血と灰の女王 (Chi to Hai no Jouu)	金箱 肇 (Hajime Kanebako)	https://urasunday.com/chitohai/index.html	https://www.youtube.com/watch?v=KDCS8DxvkZw	(マンガ動画LNG)驚異的な力を誇る闘争型ヴァンパイア。	マンガ動画 - LNGA https://www.youtube.com/channel/UC6z7ZEhSulwktDTRlI7t_w/
2	闇金ウシジマくん (Yamikin Ushijima-kun)	真鍋 昌平 (Shohei Manabe)	https://bigcomicbros.net/comic/ushijimakun/	https://www.youtube.com/watch?v=HIZARMXBCYs	闇金ウシジマくん 492 Yamikin Ushijima kun 492 Manga Yamikin Ushijima kun 492	Kile Russo https://www.youtube.com/channel/UCHsopjVPed2vdGFaIAi9PNA
3	闇金ウシジマくん (Yamikin Ushijima-kun)	真鍋 昌平 (Shohei Manabe)	https://bigcomicbros.net/comic/ushijimakun/	https://www.youtube.com/watch?v=Ij88A8Emzg	闇金ウシジマくん 470-480 [Yamikin Ushijima kun 470-480][Manga Yamikin Ushijima kun 470-480]	Kile Russo https://www.youtube.com/user/chaevka/
4	闇金ウシジマくん (Yamikin Ushijima-kun)	真鍋 昌平 (Shohei Manabe)	https://bigcomicbros.net/comic/ushijimakun/	https://www.youtube.com/watch?v=5cXUGp34jY	闇金ウシジマくん 345 --- 373	闇金ウシジマくん https://www.youtube.com/channel/UCHrIXK8cUtrNHTrTBDxB6jg
5	闇金ウシジマくん (Yamikin Ushijima-kun)	真鍋 昌平 (Shohei Manabe)	https://bigcomicbros.net/comic/ushijimakun/	https://www.youtube.com/watch?v=VfaHRnTeSw	闇金ウシジマくん 480 481 482 483 484 485 486 487 488 489	闇金ウシジマくん https://www.youtube.com/channel/UCHrIXK8cUtrNHTrTBDxB6jg
6	ケンガンアシュラ (Kengan Ashura)	Author known as だろめおん (Daromecon)	https://urasunday.com/kengan/	https://www.youtube.com/watch?v=uXAuRzJhI	Kengan Ashura Episode 1 - "Imai Cusumo vs Adam Dudley!!" - Manga Chapters 45-46 Reaction	AnimeFightClub https://www.youtube.com/channel/UCaFuG4ehoy9YdqamcC1nGUg
7	ケンガンアシュラ (Kengan Ashura)	Author known as だろめおん (Daromecon)	https://urasunday.com/kengan/	https://www.youtube.com/watch?v=EGMbn6L8H-g	Kengan Ashura Episode 28 - "Ohma vs Inaba Ryo!!" (1 of 2) - Manga Chapters 58-59 Reaction	AnimeFightClub https://www.youtube.com/channel/UCaFuG4ehoy9YdqamcC1nGUg
8	ケンガンアシュラ (Kengan Ashura)	Author known as だろめおん (Daromecon)	https://urasunday.com/kengan/	https://www.youtube.com/watch?v=D3Xf0vUJ3icM	Kengan Ashura Episode 20 - "Punk Abbot vs Adam Dudley!!" - Manga Chapters 43-44 Reaction	AnimeFightClub https://www.youtube.com/channel/UCaFuG4ehoy9YdqamcC1nGUg
9	ケンガンアシュラ (Kengan Ashura)	Author known as だろめおん (Daromecon)	https://urasunday.com/kengan/	https://www.youtube.com/watch?v=m1jaHrjxkQ	Kengan Ashura Episode 19 - "Match Ups!!" - Manga Chapters 41-42 Reaction	AnimeFightClub https://www.youtube.com/channel/UCaFuG4ehoy9YdqamcC1nGUg
10	ケンガンアシュラ (Kengan Ashura)	Author known as だろめおん (Daromecon)	https://urasunday.com/kengan/	https://www.youtube.com/watch?v=0DxOkvutpE	Kengan Ashura Ohma vs Kiryu	Optimistic Neko https://www.youtube.com/channel/UCshwDMYEtL_T8TRdL-OjA
11	ケンガンアシュラ (Kengan Ashura)	Author known as だろめおん (Daromecon)	https://urasunday.com/kengan/	https://www.youtube.com/watch?v=zESXSLWKD3M	Kengan Ashura Ryu vs Ohma (MMV) Final	luiderrico716 https://www.youtube.com/channel/UCyu7_Hs2Wopo-bUSvTFyGMg/
12	ケンガンアシュラ (Kengan Ashura)	Author known as だろめおん (Daromecon)	https://urasunday.com/kengan/	https://www.youtube.com/watch?v=unZYjUkK6Wg	Kengan Ashura Ryu vs Ohma (MMV) Part 1	luiderrico716 https://www.youtube.com/channel/UCyu7_Hs2Wopo-bUSvTFyGMg/