



Federal Court of Australia

District Registry: New South Wales

Division: General

No: NSD509/2023

**ROADSHOW FILMS PTY LIMITED ACN 100 746 870** and others named in the schedule  
Applicant

**TELSTRA LIMITED ACN 086 174 781** and others named in the schedule  
Respondent

### ORDER

**JUDGE:** JUSTICE HALLEY

**DATE OF ORDER:** 07 July 2023

**WHERE MADE:** Sydney

#### THE COURT NOTES:

1. In these Orders, the following terms have the following meanings:
  - (a) **Aussie Broadband** means the forty ninth respondent.
  - (b) **Domain Name** means a name formed by the rules and procedures of the **Domain Name System (DNS)** and includes subdomains.
  - (c) **DNS Blocking** means a system by which any user of a respondent's service who attempts to use a DNS resolver that is operated by or on behalf of that respondent to access a Target Online Location is prevented from receiving a DNS response other than a redirection as referred to in Order 4.
  - (d) **IP Address** means an Internet Protocol address.
  - (e) **Optus** means the second to twelfth respondents.
  - (f) **Target Online Locations** means the online locations as referred to in Schedule A and that are or were accessible:



- (i) at the URLs listed in Schedule A to this Order (together, the **Target URLs**);
  - (ii) at the IP Addresses listed in Schedule A to this Order (together, the **Target IP Addresses**);
  - (iii) at the Domain Names listed in Schedule A to this Order (together, the **Target Domain Names**); and
  - (iv) any other domain names, URLs and IP addresses that the applicants notified to the respondents pursuant to Order 12 (subject to the procedure set out in that Order).
- (g) **New Target Online Locations** means the locations referred to in Order 13.
- (h) **New Target Online Location Orders** refers to orders sought or made under Orders 13 or 15 hereof.
- (i) **Telstra** means the first respondent.
- (j) **TPG** means the twenty eighth to the forty sixth respondents.
- (k) **URL** means a Uniform Resource Locator.
- (l) **Vocus** means the thirteenth to twenty seventh respondents.
- (m) **Vodafone** means the forty seventh and forty eighth respondents.

**THE COURT ORDERS THAT:**

1. Each respondent must, within 15 business days of service of these Orders (and thereafter within 15 business days of an obligation to disable access to a Domain Name, IP Address or URL arising under Order 12), take reasonable steps to disable access to the Target Online Locations.
2. Order 1 is taken to have been complied with by a respondent if that respondent implements any one or more of the following steps:
  - (a) DNS Blocking in respect of the Target Domain Names;



- (b) IP Address blocking or re-routing in respect of the Target IP Addresses;
  - (c) URL blocking in respect of the Target URLs and the Target Domain Names;  
or
  - (d) any alternative technical means for disabling access to the Target Online Locations as agreed in writing between the applicants and a respondent.
3. If a respondent in complying with Order 1 does not implement one of the steps referred to in Order 2, that respondent must, within 15 business days of service of these Orders, notify the applicants of the step or steps it has implemented.
4. Each respondent must use reasonable efforts to redirect any communication by a user of its service seeking access to the Target Online Locations which have been disabled pursuant to Order 1 to a webpage established, maintained and hosted by either:
- (a) the applicants, or their nominee, pursuant to Order 5; or
  - (b) that respondent or its nominee.
- The applicants' obligations pursuant to Orders 5 and 6 only arise if a respondent notifies the applicants that the respondent will redirect a communication pursuant to Order 4(a) and for so long as at least one respondent redirects communications to that webpage.
5. The applicants, or their nominee, must establish, maintain and host a webpage which informs users of a respondent's service who have been redirected to the webpage pursuant to Order 4 that access to the website has been disabled because this Court has determined that it infringes or facilitates the infringement of copyright.
6. Within 5 business days of these Orders, the applicants will notify each of the respondents in writing of the URL of the webpage established, maintained and hosted under Order 4 and, if the webpage ceases to operate for any reason, will notify each of the respondents in writing of a different URL that complies with Order 5.
7. If, in complying with Order 4, a respondent redirects any communication by a user of its service to a webpage established, maintained and hosted by it, that respondent or



its nominee must use reasonable efforts to ensure that the webpage informs the user of that respondent's service that access to that the website has been disabled because this Court has determined that it infringes or facilitates the infringement of copyright.

8. In the event that any of the applicants has a good faith belief that:

- (a) any Target URL, Target IP Address or Target Domain Name which is subject to these Orders has permanently ceased to enable or facilitate access to any Target Online Location; or
- (b) any Target URL, Target IP Address or Target Domain Name has permanently ceased to have the primary purpose or the primary effect of infringing or facilitating the infringement of copyright,

a representative of the applicants must, within 15 business days of any of the applicants forming such a good faith belief, notify each respondent of that fact in writing, in which case the respondents shall no longer be required to take steps pursuant to Order 1 to disable access to the relevant Target URL, Target IP Address or Target Domain Name that is the subject of the notice.

9. A respondent will not be in breach of Order 1 if it temporarily declines or temporarily ceases to take the steps ordered in Order 1 (either in whole or in part) upon forming the view, on reasonable grounds, that suspension is necessary to:

- (a) maintain the integrity of its network or systems or functioning of its blocking system;
- (b) upgrade, troubleshoot or maintain its blocking system;
- (c) avert or respond to an imminent security threat to its networks or systems; or
- (d) ensure the reliable operation of its ability to block access to online locations associated with criminal content if it reasonably considers that such operation is likely to be impaired, or otherwise to comply with its statutory obligations including under s 313(3) of the *Telecommunications Act 1997* (Cth),

provided that:



- (e) unless precluded by law, it notifies the applicants or their legal representative(s) of such suspension, including the reasons and the expected duration of such suspension, by 5.00 pm on the next business day; and
  - (f) such suspension lasts no longer than is reasonably necessary and, in any case, no longer than 3 business days or such period as the applicants may agree in writing or the Court may allow.
10. The owner or operator of any of the Target Online Locations and the owner or operator of any website who claims to be affected by these Orders may apply on 3 days' written notice, including notice to all parties, to vary or discharge these Orders, with any such application to:
- (a) set out the orders sought by the owner or operator of the Target Online Locations or affected website; and
  - (b) be supported by evidence as to:
    - (i) the status of the owner or operator of the Target Online Locations or affected website; and
    - (ii) the basis upon which the variation or discharge is sought.
11. The parties have liberty to apply on 3 days' written notice, including, without limitation, for the purpose of any application:
- (a) for further orders to give effect to the terms of these Orders;
  - (b) for further orders in the event of any material change of circumstances including, without limitation, in respect of the consequences for the parties and effectiveness of the technical methods under Order 2; and/or
  - (c) for orders relating to other means of accessing the Target Online Locations not already covered by these Orders.
12. If a website the subject of any of the Target Online Locations is at any time during the operation of these Orders provided from a different Domain Name, IP Address or URL outside Australia, the applicants may, by their solicitor:



- (a) file and serve a notice in writing to the respondents and the Court that:
    - (i) identifies the different Domain Name, IP Address or URL; and
    - (ii) certifies that, in the good faith belief of the applicants and their solicitor, the website operated from the different Domain Name, IP Address or URL is a new location for any of the Target Online Locations the subject of these Orders and brief reasons therefore;
  - (b) within 7 business days of the notice given pursuant to Order 12(a), the respondents must notify the applicants and the Court in writing if they object to taking steps pursuant to Order 1 to disable access to the Domain Name, IP Address or URL notified in accordance with Order 12(a);
  - (c) if any respondent objects to disabling a Domain Name, IP Address or URL notified in accordance with Order 12(a), or the Court otherwise considers it appropriate to do so, the proceeding will be relisted for further directions; and
  - (d) if, within the time period specified in Order 12(b) no respondent objects to disabling access to any Domain Name, IP Address or URL notified in accordance with Order 12(a) and the Court does not otherwise require the proceeding to be relisted, then upon receipt of a notification from the applicants that the Court does not require the matter to be relisted, that respondents must take steps pursuant to Order 1 to disable access to the Domain Name, IP Address or URL notified in accordance with Order 12(a).
13. The applicants have leave to file and serve an amended originating application seeking further orders (**New Target Online Location Orders**) in respect of any additional target online location (**New Target Online Location**) that appears to the applicants' solicitors to be associated with any of the Target Online Locations (based on its name, branding or the identity of its operator) and making available online or facilitating access to the same or substantially the same content that the Target Online Location is or was previously making available online.
14. Subject to any further order or direction, the leave granted under Order 13 continues to apply for the duration of these Orders.



15. Subject to any further order or direction, if the applicants file any amended originating application pursuant to Order 13, then the following shall apply:
  - (a) the applicants must serve on the respondents a copy of the amended originating application together with any supporting affidavit evidence to be relied on in support of the application for the New Target Online Location Orders within 7 days of filing the amended originating application;
  - (b) the applicants must give notice of their application for the New Target Online Location Orders in accordance with the requirements of s 115A(4) of the *Copyright Act 1968* (Cth);
  - (c) any respondent who wishes to be heard in relation to the New Target Online Location Orders must notify the applicants and the Court within 7 business days after being served in accordance with Order 15(a) above.
  - (d) if no notice is given by any respondent in accordance with Order 15(c) above, then the applicants may approach the Court for the purpose of seeking the New Target Online Location Orders and the Court may in its discretion, consider and determine the application for the New Target Online Location Orders on the papers without further notice and without any oral hearing.
16. These Orders are to operate for a period of 3 years from the date of these Orders.
17. No less than two months prior to the expiry of these Orders:
  - (a) the applicants may file and serve:
    - (i) an affidavit which states that, in the good faith belief of the deponent, the Target Online Location continues to have the primary purpose or the primary effect of infringing or facilitating the infringement of copyright; and
    - (ii) short minutes of order extending the operation of these Orders for a further 3-year period; and
  - (b) the process contained in Order 19 shall apply.



18. The affidavit referred to in Order 17 is to be made by a deponent duly authorised to give evidence on behalf of the applicants and may be given by their solicitor.
19. If an affidavit and short minutes of order are filed and served in accordance with Order 17:
  - (a) within 7 business days, the respondents must notify the applicants and the Court if they object to the Orders being made in accordance with the short minutes of order served by the applicants;
  - (b) if any respondents give notice of any objection, or the Court otherwise thinks fit, the proceeding will be relisted for further directions;
  - (c) if no respondent gives notice of any objection and the Court does not otherwise require the proceeding to be relisted, then the Court may make orders in terms of the short minutes of order served by the applicants without any further hearing; and
  - (d) the applicants must serve on the respondents any such orders made.
20. The applicants pay Telstra's, Optus', Vocus', TPG's, Vodafone's and Aussie Broadband's compliance costs calculated at the rate of \$50 per Domain Name the subject of DNS Blocking undertaken for the purposes of complying with Order 1 of these orders.
21. There be no order as to costs.

Date that entry is stamped: 7 July 2023

*Sia Lagos*  
Registrar





### Schedule A - Target Online Locations

No.	Target Online Location	Target Domain Names	Target URLS	Target IP Addresses
1.	IYF	iyf.tv	https://new.iyf.tv	172.67.28.50 104.22.42.102 104.22.43.102
		flyv.tv	http://flyv.tv	104.26.14.216 104.26.15.216 172.67.75.71
2.	Watchmoviesonlinepk	movies-watch.com.pk	https://www.movies-watch.com.pk	104.26.9.21 172.67.72.58 104.26.8.21
3.	Kokoa	kokoatv.net	https://kokoatv.net	172.67.186.216 104.21.60.12
		kokoa.tv	http://kokoa.tv	104.21.9.138 172.67.160.129
4.	Bingewatch	bingewatch.to	https://bingewatch.to	104.21.93.39 172.67.204.57
5.	Watchanimedub	wcostream.net	https://wcostream.net	104.26.12.209 104.26.13.209 172.67.71.82
6.	Goku	goku.to	https://goku.to	104.22.25.132 104.22.24.132 172.67.4.182
		goku.sx	https://goku.sx	104.21.52.89 172.67.197.73
7.	Koreanz	koreanz.xyz	https://koreanz.xyz	172.67.198.250 104.21.68.221
8.	Divicast	divicast.com	https://www.divicast.com	104.21.47.22 172.67.170.14
9.	Bt4g	bt4g.org	https://bt4g.org	172.67.192.124 104.21.68.86
10.	5movierulz	5movierulz.sh	https://5movierulz.sh	172.67.164.66 104.21.91.10
		5movierulz.ws	http://5movierulz.ws	172.67.216.190 104.21.16.229
		5movierulz.lv	https://5movierulz.lv	104.21.84.124 172.67.193.3



No.	Target Online Location	Target Domain Names	Target URLS	Target IP Addresses
		5movierulz.wf	5movierulz.wf	172.67.154.71 104.21.41.253
11.	Moviestowatch	moviestowatch.tv	https://moviestowatch.tv	172.67.133.87 104.21.5.109
12.	Ridomovies	ridomovies.com	https://ridomovies.com	104.26.7.242 104.26.6.242 172.67.70.94
		ridomovies.pw	https://ridomovies.pw	104.21.82.243 172.67.209.138
13.	Eztvstatus	eztvstatus.com	https://eztvstatus.com	104.21.1.143 172.67.129.107
		eztv.re	https://eztv.re	104.31.16.9 104.31.16.120
		eztv1.xyz	https://eztv1.xyz	172.67.195.22 104.21.44.49
		eztv.wf	https://eztv.wf	172.67.217.146 104.21.75.81
		eztv.tf	https://eztv.tf	104.31.16.7 104.31.16.122
		eztv.yt	https://eztv.yt	104.31.16.4 104.31.16.125
14.	Jexmovie	jexmovie.com	https://jexmovie.com	172.67.191.63 104.21.33.184
15.	9anime	9anime.gs	https://9anime.gs	104.21.47.173 172.67.149.93
		9anime.pl	https://9anime.pl	172.67.219.173 104.21.45.226
		9anime.id	https://9anime.id	172.67.223.133 104.21.62.120
		9anime.me	https://9anime.me	172.67.177.66 104.21.56.42
16.	Animesuge	animesuge.to	https://animesuge.to	172.67.166.206 104.21.49.199
17.	Animepisode	animepisode.com	https://animepisode.com	111.90.149.165
18.	Animension	animension.to	https://animension.to	198.251.89.143



No.	Target Online Location	Target Domain Names	Target URLS	Target IP Addresses
19.	Animetake	animetake.tv	https://animetake.tv	104.21.58.220 172.67.209.17
20.	Duboku.one	duboku.one	https://duboku.one	104.21.43.49 172.67.220.11
21.	Movie4kto.net	movie4kto.net	https://movie4kto.net	172.67.214.217 104.21.16.163
22.	Onionplay.se	onionplay.se	https://onionplay.se	172.67.205.145 104.21.93.55



**Schedule**

No: NSD509/2023

Federal Court of Australia  
District Registry: New South Wales  
Division: General

Second Applicant	VILLAGE ROADSHOW FILMS (BVI) LTD
Third Applicant	DISNEY ENTERPRISES, INC.
Fourth Applicant	PARAMOUNT PICTURES CORPORATION
Fifth Applicant	COLUMBIA PICTURES INDUSTRIES, INC.
Sixth Applicant	UNIVERSAL CITY STUDIOS LLC.
Seventh Applicant	WARNER BROS. ENTERTAINMENT INC.
Eighth Applicant	NETFLIX STUDIOS, LLC
Ninth Applicant	NETFLIX WORLDWIDE ENTERTAINMENT, LLC
Respondent	TELSTRA LIMITED ACN 086 174 781
Second Respondent	OPTUS MOBILE PTY LIMITED (ACN 054 365 696)
Third Respondent	OPTUS NETWORKS PTY LIMITED (ACN 008 570 330)
Fourth Respondent	OPTUS ADSL PTY LIMITED (ACN 138 676 356)
Fifth Respondent	OPTUS SATELLITE PTY LIMITED (ACN 091 790 313)
Sixth Respondent	UECOMM OPERATIONS PTY LIMITED (ACN 093 504 100)
Seventh Respondent	OPTUS INTERNET PTY LIMITED (ACN 083 164 532)
Eighth Respondent	OPTUS MOBILE MIGRATIONS PTY LIMITED (ACN 092 726 442)
Ninth Respondent	OPTUS WHOLESALE PTY LIMITED (ACN 092 227 551)
Tenth Respondent	AMAYSIM MOBILE PTY LIMITED (ACN 645 692 093)
Eleventh Respondent	VAYA PTY LTD (ACN 150 761 032)
Twelfth Respondent	VAYA COMMUNICATIONS PTY LTD (ACN 608 385 520)



Thirteenth Respondent	M2 WHOLESALE PTY LTD (ABN 99 119 220 843)
Fourteenth Respondent	M2 WHOLESALE SERVICES PTY LTD (ACN 071 659 348)
Fifteenth Respondent	M2 COMMANDER PTY LTD (ACN 136 950 082)
Sixteenth Respondent	PRIMUS NETWORK (AUSTRALIA) PTY LTD (ACN 109 142 216)
Seventeenth Respondent	PRIMUS TELECOMMUNICATIONS PTY LTD (ACN 071 191 396)
Eighteenth Respondent	PRIMUS TELECOMMUNICATIONS (AUSTRALIA) PTY LTD (ACN 061 754 943)
Nineteenth Respondent	DODO SERVICES PTY LTD (ACN 158 289 331)
Twentieth Respondent	ENGIN PTY LTD (ACN 080 250 371)
Twenty First Respondent	EFTEL CORPORATE PTY LTD (ACN 154 634 054)
Twenty Second Respondent	EFTEL RETAIL PTY LTD (ACN 092 667 126)
Twenty Third Respondent	EFTEL WHOLESALE PTY LTD (ACN 123 409 058)
Twenty Fourth Respondent	WHOLESALE COMMUNICATIONS GROUP PTY LTD (ACN 109 626 011)
Twenty Fifth Respondent	VOCUS PTY LTD (ACN 127 842 853)
Twenty Sixth Respondent	AMNET BROADBAND PTY LTD (ACN 092 472 350)
Twenty Seventh Respondent	NEXTGEN NETWORKS PTY LTD (ACN 094 147 403)
Twenty Eighth Respondent	TPG INTERNET PTY LTD (ACN 068 383 737)
Twenty Ninth Respondent	TPG NETWORK PTY LTD (ACN 003 064 328)
Thirtieth Respondent	FTTB WHOLESALE PTY LTD (ACN 087 533 328)
Thirty First Respondent	CHARIOT PTY LTD (ACN 088 377 860)



Thirty Second Respondent	SOUL PATTINSON TELECOMMUNICATIONS PTY LIMITED (ACN 001 726 192)
Thirty Third Respondent	SPT TELECOMMUNICATIONS PTY LIMITED (ACN 099 173 770)
Thirty Fourth Respondent	SPTCOM PTY LIMITED (ACN 111 578 897)
Thirty Fifth Respondent	SOUL COMMUNICATIONS PTY LTD (ACN 085 089 970)
Thirty Sixth Respondent	PIPE NETWORKS PTY LIMITED (ACN 099 104 122)
Thirty Seventh Respondent	INTRAPOWER TERRESTRIAL PTY LTD (ACN 081 193 259)
Thirty Eighth Respondent	IINET LIMITED (ACN 068 628 937)
Thirty Ninth Respondent	INTERNODE PTY LTD (ABN 82 052 008 581)
Fortieth Respondent	TRANSACT CAPITAL COMMUNICATIONS PTY LTD (ACN 093 966 888)
Forty First Respondent	TRANSACT VICTORIA COMMUNICATIONS PTY LTD (ACN 063 024 475)
Forty Second Respondent	WESTNET PTY LTD (ACN 086 416 908)
Forty Third Respondent	ADAM INTERNET PTY LTD (ACN 055 495 853)
Forty Fourth Respondent	AAPT LIMITED (ACN 052 082 416)
Forty Fifth Respondent	REQUEST BROADBAND PTY LTD (ACN 091 530 586)
Forty Sixth Respondent	TPG TELECOM LIMITED (ACN 096 304 620)
Forty Seventh Respondent	VODAFONE NETWORK PTY LIMITED (ACN 081 918 461)
Forty Eighth Respondent	VODAFONE PTY LIMITED (ACN 062 954 554)



Forty Ninth  
Respondent

AUSSIE BROADBAND LIMITED (ACN 132 090 192)