

Carl D. Crowell, OSB No. 982049
email: carl@crowell-law.com
CROWELL LAW
P.O. Box 923
Salem, OR 97308
(503) 581-1240
Of attorneys for plaintiff

UNITED STATES DISTRICT COURT
DISTRICT OF OREGON

DALLAS BUYERS CLUB, LLC, a Texas
Limited Liability Company,

Plaintiff,

v.

KRYSTAL KRAUSE,

Defendant

Case No.: 6:15-cv-00219-AC

STIPULATED CONSENT JUDGMENT

STIPULATED CONSENT JUDGMENT

As attested to by the signatures of the defendant and counsel for the plaintiff below, this matter comes before the Court on the parties' joint stipulation.

Plaintiff Dallas Buyers Club, LLC has filed a Complaint against the defendant in the Oregon district court for copyright infringement, 17 U.S.C. §§101, et seq. for the unlicensed copying, promotion and distribution of plaintiff's motion picture titled Dallas Buyers Club, registered with the United States Copyright Office, Registration No. PA 1-873-195, 2013.

After initial discovery and investigation, defendant originally identified as DOE-73.25.44.231 was affirmatively identified as Krystal Krause, of Salem, Oregon, 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.

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 Dallas Buyers Club, LLC has valid and enforceable copyrights in the original copyrighted work, Dallas Buyers Club, (“motion picture”) registered with the United States Copyright Office, No. PA 1-873-195, 2013.
3. Krystal Krause is the proper named defendant in this case liable under plaintiff’s claims.
4. Plaintiff and Krystal Krause 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. Krystal Krause and her counsel have fully reviewed the Complaint and the allegations of the Complaint and specifically admit plaintiff’s investigations identifying the IP address used by Krystal Krause were accurate, in particular in accurately identifying Krystal Krause and Krystal Krause’s IP address as the IP address used to download and distribute plaintiff’s motion picture and other content identified with the Complaint.
6. The parties further agree and require pursuant to the settlement the below Permanent Injunction and Money Judgment be entered against Krystal Krause.
7. In recognition of the financial hardship and extenuating circumstances in this case, plaintiff agrees that though the below Money Judgment shall be entered and enforceable,

plaintiff will not execute or enforce the Money Judgment so long as the defendant complies with the below Permanent Injunction and is not involved with any future downloading, publishing or BitTorrent activity in violation of copyright law.

MONEY JUDGMENT

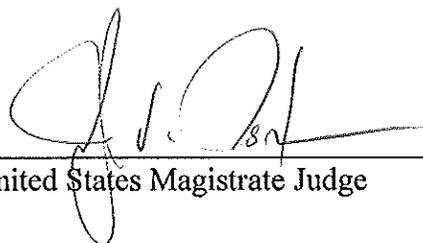
A Money Judgment in favor of plaintiff Dallas Buyers Club, LLC and against defendant Krystal Krause is awarded the sum of \$7,500. This figure waives damages but includes costs and fees incurred by plaintiff.

PERMANENT INJUNCTION

Krystal Krause is hereby PERMANENTLY ENJOINED from directly, contributory or indirectly infringing plaintiff's rights in their motion picture, including without limitation by using the internet to reproduce, copy or publish any plaintiff owned or branded motion pictures, except pursuant to a lawful written license from plaintiff; and

Krystal Krause is hereby directed to immediately delete all unlicensed video and audio content in her possession and subject to her control, together with any and all BitTorrent clients on any computer(s) she owns or controls together with all other software used to obtain media through the Internet by BitTorrent peer-to-peer transfer or exchange.

SO ORDERED, this day: May 22, 2015


United States Magistrate Judge

So Stipulated and Respectfully Submitted:

Defendant:

/s/ Krystal Krause
Krystal Krause, *Pro Se*

On Behalf of Plaintiff:

/s/ Carl D. Crowell
Carl D. Crowell, OSB # 982049
email: carl@crowell-law.com
Crowell Law
P.O. Box 923
Salem, OR 97308-0923
Phone: 503-581-1240
Of counsel for plaintiff