

UNITED STATES DISTRICT COURT

for the
Northern District of CaliforniaIn Re 17 U.S.C. § 512(h) Subpoena to Discord,
Inc.

Plaintiff

v.

Civil Action No. 3:25-mc-80362-AGT

Defendant

SUBPOENA TO PRODUCE DOCUMENTS, INFORMATION, OR OBJECTS
OR TO PERMIT INSPECTION OF PREMISES IN A CIVIL ACTION

To: Discord, Inc., 444 De Haro Street #200, San Francisco, CA 94107

(Name of person to whom this subpoena is directed)

☒ **Production: YOU ARE COMMANDED** to produce at the time, date, and place set forth below the following documents, electronically stored information, or objects, and to permit inspection, copying, testing, or sampling of the material:

Information sufficient to identify the individual Discord user(s) listed in the concurrently filed Declaration of Larissa Knapp, including the individual(s)' names, physical addresses, IP addresses, telephone numbers, and e-mail addresses.

Place: Bryan Willett, 15301 Ventura Blvd., Building E Sherman Oaks, CA 91403 (email: bryan_willett@motionpictures.org; phone: +1 818-358-4056)

Date and Time:

November 28, 2025 at 10:00am PT

☐ **Inspection of Premises: YOU ARE COMMANDED** to permit entry onto the designated premises, land, or other property possessed or controlled by you at the time, date, and location set forth below, so that the requesting party may inspect, measure, survey, photograph, test, or sample the property or any designated object or operation on it.

Place:

Date and Time:

The following provisions of Fed. R. Civ. P. 45 are attached – Rule 45(c), relating to the place of compliance; Rule 45(d), relating to your protection as a person subject to a subpoena; and Rule 45(e) and (g), relating to your duty to respond to this subpoena and the potential consequences of not doing so.

Date: November 17, 2025

CLERK OF COURT

Mark B. Busby

OR

Kim Means

Signature of Clerk or Deputy Clerk

Attorney's signature

The name, address, e-mail address, and telephone number of the attorney representing (name of party) _____
Motion Picture Association, Inc., who issues or requests this subpoena, are:

Rose Ehler; 350 S. Grand Ave. 50th Fl., Los Angeles CA 90071; rose.ehler@mto.com; (213) 683-9100

Notice to the person who issues or requests this subpoena

If this subpoena commands the production of documents, electronically stored information, or tangible things or the inspection of premises before trial, a notice and a copy of the subpoena must be served on each party in this case before it is served on the person to whom it is directed. Fed. R. Civ. P. 45(a)(4).



Civil Action No. _____

PROOF OF SERVICE*(This section should not be filed with the court unless required by Fed. R. Civ. P. 45.)*

I received this subpoena for *(name of individual and title, if any)* _____
 on *(date)* _____

☐ I served the subpoena by delivering a copy to the named person as follows: _____

_____ on *(date)* _____ ; or

☐ I returned the subpoena unexecuted because: _____

Unless the subpoena was issued on behalf of the United States, or one of its officers or agents, I have also
 tendered to the witness the fees for one day's attendance, and the mileage allowed by law, in the amount of
 \$ _____

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ 0.00

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc.:



Federal Rule of Civil Procedure 45 (c), (d), (e), and (g) (Effective 12/1/13)**(c) Place of Compliance.**

(1) For a Trial, Hearing, or Deposition. A subpoena may command a person to attend a trial, hearing, or deposition only as follows:

- (A) within 100 miles of where the person resides, is employed, or regularly transacts business in person; or
- (B) within the state where the person resides, is employed, or regularly transacts business in person, if the person
 - (i) is a party or a party's officer; or
 - (ii) is commanded to attend a trial and would not incur substantial expense.

(2) For Other Discovery. A subpoena may command:

- (A) production of documents, electronically stored information, or tangible things at a place within 100 miles of where the person resides, is employed, or regularly transacts business in person; and
- (B) inspection of premises at the premises to be inspected.

(d) Protecting a Person Subject to a Subpoena; Enforcement.

(1) Avoiding Undue Burden or Expense; Sanctions. A party or attorney responsible for issuing and serving a subpoena must take reasonable steps to avoid imposing undue burden or expense on a person subject to the subpoena. The court for the district where compliance is required must enforce this duty and impose an appropriate sanction—which may include lost earnings and reasonable attorney's fees—on a party or attorney who fails to comply.

(2) Command to Produce Materials or Permit Inspection.

(A) *Appearance Not Required.* A person commanded to produce documents, electronically stored information, or tangible things, or to permit the inspection of premises, need not appear in person at the place of production or inspection unless also commanded to appear for a deposition, hearing, or trial.

(B) *Objections.* A person commanded to produce documents or tangible things or to permit inspection may serve on the party or attorney designated in the subpoena a written objection to inspecting, copying, testing, or sampling any or all of the materials or to inspecting the premises—or to producing electronically stored information in the form or forms requested. The objection must be served before the earlier of the time specified for compliance or 14 days after the subpoena is served. If an objection is made, the following rules apply:

- (i) At any time, on notice to the commanded person, the serving party may move the court for the district where compliance is required for an order compelling production or inspection.
- (ii) These acts may be required only as directed in the order, and the order must protect a person who is neither a party nor a party's officer from significant expense resulting from compliance.

(3) Quashing or Modifying a Subpoena.

(A) *When Required.* On timely motion, the court for the district where compliance is required must quash or modify a subpoena that:

- (i) fails to allow a reasonable time to comply;
- (ii) requires a person to comply beyond the geographical limits specified in Rule 45(c);
- (iii) requires disclosure of privileged or other protected matter, if no exception or waiver applies; or
- (iv) subjects a person to undue burden.

(B) *When Permitted.* To protect a person subject to or affected by a subpoena, the court for the district where compliance is required may, on motion, quash or modify the subpoena if it requires:

- (i) disclosing a trade secret or other confidential research, development, or commercial information; or

(ii) disclosing an unretained expert's opinion or information that does not describe specific occurrences in dispute and results from the expert's study that was not requested by a party.

(C) *Specifying Conditions as an Alternative.* In the circumstances described in Rule 45(d)(3)(B), the court may, instead of quashing or modifying a subpoena, order appearance or production under specified conditions if the serving party:

- (i) shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship; and
- (ii) ensures that the subpoenaed person will be reasonably compensated.

(e) Duties in Responding to a Subpoena.

(1) Producing Documents or Electronically Stored Information. These procedures apply to producing documents or electronically stored information:

(A) *Documents.* A person responding to a subpoena to produce documents must produce them as they are kept in the ordinary course of business or must organize and label them to correspond to the categories in the demand.

(B) *Form for Producing Electronically Stored Information Not Specified.* If a subpoena does not specify a form for producing electronically stored information, the person responding must produce it in a form or forms in which it is ordinarily maintained or in a reasonably usable form or forms.

(C) *Electronically Stored Information Produced in Only One Form.* The person responding need not produce the same electronically stored information in more than one form.

(D) *Inaccessible Electronically Stored Information.* The person responding need not provide discovery of electronically stored information from sources that the person identifies as not reasonably accessible because of undue burden or cost. On motion to compel discovery or for a protective order, the person responding must show that the information is not reasonably accessible because of undue burden or cost. If that showing is made, the court may nonetheless order discovery from such sources if the requesting party shows good cause, considering the limitations of Rule 26(b)(2)(C). The court may specify conditions for the discovery.

(2) Claiming Privilege or Protection.

(A) *Information Withheld.* A person withholding subpoenaed information under a claim that it is privileged or subject to protection as trial-preparation material must:

- (i) expressly make the claim; and
- (ii) describe the nature of the withheld documents, communications, or tangible things in a manner that, without revealing information itself privileged or protected, will enable the parties to assess the claim.

(B) *Information Produced.* If information produced in response to a subpoena is subject to a claim of privilege or of protection as trial-preparation material, the person making the claim may notify any party that received the information of the claim and the basis for it. After being notified, a party must promptly return, sequester, or destroy the specified information and any copies it has; must not use or disclose the information until the claim is resolved; must take reasonable steps to retrieve the information if the party disclosed it before being notified; and may promptly present the information under seal to the court for the district where compliance is required for a determination of the claim. The person who produced the information must preserve the information until the claim is resolved.

(g) Contempt.

The court for the district where compliance is required—and also, after a motion is transferred, the issuing court—may hold in contempt a person who, having been served, fails without adequate excuse to obey the subpoena or an order related to it.



1 ROSE L. EHLER (State Bar No. 296523)
rose.ehler@mto.com
2 MUNGER, TOLLES & OLSON LLP
350 South Grand Avenue
3 Fiftieth Floor
Los Angeles, California 90071-3426
4 Telephone: (213) 683-9100
Facsimile: (213) 687-3702

5 Attorneys for Motion Picture Association, Inc.
6
7
8

9 **UNITED STATES DISTRICT COURT**
10 **NORTHERN DISTRICT OF CALIFORNIA**
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12 IN RE: DMCA SECTION 512(h)
SUBPOENA TO DISCORD, INC.
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Case Number: 3:25-mc-80362

**DECLARATION OF LARISSA
KNAPP IN SUPPORT OF
ISSUANCE OF SUBPOENA
PURSUANT TO 17 U.S.C. § 512(h)**

I, Larissa Knapp, the undersigned, declare that:

1. I am Executive Vice President and Global Chief Content Protection for the Motion Picture Association, Inc. (“MPA”). I submit this declaration on behalf of Warner Bros. Entertainment, Inc., (“Warner Bros.”), a member of the Alliance for Creativity and Entertainment (“ACE”). ACE is a global coalition of leading content creators and on-demand entertainment services committed to supporting the legal marketplace for video content and addressing the challenge of online piracy. Warner Bros., whether itself or through its subsidiaries and affiliates, owns the copyrights in the below referenced copyrighted works. I am authorized to act on Warner Bros.’ behalf in this matter. I have personal knowledge of the facts contained herein and, if called upon to do so, I could and would testify competently thereto.

2. Submitted with these materials is a notification to Discord that ACE submitted on Warner Bros.’s behalf. The notification explains that a certain Discord user (User ID: 417142124228771850) published on Discord’s platform the below-referenced posts, which link to infringing copies of the Warner Bros. titles *Peacemaker* and *Weapons*.

No	Channel URL	Channel ID	Message URL	Message ID	Infringed Title
1	https://discord.com/channels/1063875908387225691/1325492330899177523	1325492330899177523	https://discord.com/channels/1063875908387225691/1325492330899177523/1426057877969178624	1426057877969178624	Peacemaker (S02E08)
2	https://discord.com/channels/1063875908387225691/1325492330899177523	1325492330899177523	https://discord.com/channels/1063875908387225691/1325492330899177523/1414328694520152175	1414328694520152175	Weapons

1 The notification provided all information required by 17 U.S.C. §
2 512(c)(3)(A). A copy of the notification is attached hereto as **Exhibit 1**.

3 3. Warner Bros. (via the Motion Picture Association, Inc.) is requesting
4 issuance of the attached proposed subpoena that would order Discord, Inc. to
5 disclose the identities, including the names, physical addresses, IP addresses,
6 telephone numbers, and e-mail addresses, of the individual(s) that operate the
7 Discord account with the following User ID: 417142124228771850.

8 4. The purpose for which this subpoena is sought is to obtain the identities
9 of the alleged infringer(s) who have exploited Warner Bros.' exclusive rights in its
10 copyrighted works without its authorization. This information obtained through this
11 subpoena will only be used for the purposes of protecting Warner Bros.' rights
12 under U.S. Code, Title 17.

13
14 I declare under penalty of perjury under the laws of the United States of
15 America that the foregoing is true and correct to the best of my knowledge,
16 information or belief.

17 Executed at Washington D.C., on November 14, 2025.

18
19 *Larissa Knapp*

20 _____
Larissa Knapp

EXHIBIT 1

From: [Global Enforcement](mailto:enforcement@globalmotionpictures.org)
 To: enforcement@discord.com; enforcement@discord.com
 Subject: Notice of Copyright Infringement
 Date: Wednesday, October 29, 2025 3:04:47 PM
 Attachment: [image001.png](#)
[Exhibit A - Channel - @QywwT32Uz.pdf](#)

Dear Discord:

I am writing on behalf of the Alliance for Creativity and Entertainment ("ACE").

ACE is a global coalition of leading content creators and on-demand entertainment services committed to supporting the legal marketplace for video content and addressing the challenge of online piracy. ACE includes some of the world's largest and most respected motion picture and television rights owners including, among many others, Paramount Pictures Corporation, Sony Pictures Entertainment Inc., Universal City Studios LLC, Walt Disney Studios Motion Pictures, Warner Bros. Entertainment Inc., Amazon Content Services LLC and Netflix Studios, LLC (together, the "ACE Members").

ACE is organized for the purpose of preventing and mitigating online theft of copyrighted films and television programs, and undertakes initiatives to identify and take action against piracy threats to create an online environment in which copyrighted film and television content is more secure and online content theft can be addressed more effectively and efficiently.

The ACE Members, whether themselves or through subsidiaries and affiliates, own or are the exclusive licensees of copyrights in a vast library of motion pictures and television programs (the "Copyrighted Works").

We have identified a Discord user and server made available by Discord users that (a) provides instruction on how to disseminate, stream and/or download unlawful copies of television shows and motion pictures, (b) promotes pirate websites and apps that engage in the willful theft of television shows and motion pictures, or (c) otherwise depicts, promotes, facilitates and relates to piracy or the unlawful use of copyright protected television shows and motion pictures (collectively, "Piracy Contents"). Please see the following user name, user ID, server URL, and server ID, as well as the Channel and Message URLs and IDs.

- User Name:
 - texashomie
- User ID:
 - 417142124228771850
- Server URL:
 - <https://discord.com/invite/aQywwT32Uz>
- Server ID:
 - 1063875908387225691

No	Channel URL	Channel ID	Message URL	Message ID	Infringed Title
1	https://discord.com/channels/1063875908387225691/1325492330899177523	1325492330899177523	https://discord.com/channels/1063875908387225691/1325492330899177523/1426057877969178624	1426057877969178624	Peacemaker S02E08
2	https://discord.com/channels/1063875908387225691/1325492330899177523	1325492330899177523	https://discord.com/channels/1063875908387225691/1325492330899177523/1414328694520152175	1414328694520152175	Weapons

Attached as Exhibit A is a list of some of the motion pictures and television programs that are owned or controlled by the ACE Members and/or their affiliates and that are being infringed by a Discord user. Exhibit A is provided as a representative sample of the infringements being committed and is not intended to suggest that the identified infringements are the only ones occurring. Exhibit A merely provides concrete examples of the blatant infringement of the ACE Members' copyrights.

We request Discord's assistance to (i) remove or otherwise disable access to the channels and servers identified above; and (ii) take steps to address Piracy Contents on the Discord platform.

We are providing this notice based on our good faith belief that the use of motion pictures and television programs owned by the ACE Members in the manner occurring via the websites identified below is not authorized by the copyright owners, their agents, or the law. The information in this notification is accurate and, under penalty of perjury, we are authorized to act on behalf of the ACE Members, which own or control exclusive rights under copyright that are being infringed in the manner described herein. This letter is without prejudice to the rights and remedies of the ACE Members, including to recover damages and any other claims for relief, all of which are expressly reserved.

If you have any questions, please contact me at (202) 293-1966, or via email at enforcement@globalmotionpictures.org.

Very truly yours,



Larissa Knapp
 Executive Vice President & Global Chief of Content Protection
 Motion Picture Association, Inc.