



the date that they receive the subpoena to file an objection or other appropriate motion with this Court. Only after all such objections are resolved is Comcast to turn over the remaining information (as modified by this and any subsequent orders) to Plaintiff.

Comcast timely complied with this order and notified its subscribers of the order of June 12th. On July 19, 2012, within the period prescribed by the order, a Doe filed an “Omnibus Motion to Sever Defendants and/or Quash the Subpoena and/or Issue a Protective Order.” (Dk at 31). Plaintiff then filed a response to this motion on August 2, 2012. (Dk at 32). This “Omnibus Motion” is still unresolved.

In compliance with the Court’s order, Comcast has not turned over any of the subpoenaed information. It should be noted that Comcast does not know whether the Doe that filed the Omnibus Motion is a Comcast subscriber because he or she did not provide an IP address. Without this information Comcast cannot provide any of the subpoenaed information because it may be disclosing the identity of the moving Doe in violation of the order of June 12th. Comcast continues to hold the identifying information of its subscribers in its possession pending further order of this Court

RESPECTFULLY SUBMITTED,

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