

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Alexandria Division

2015 FEB 20 A 9:22

CLERK US DISTRICT COURT  
ALEXANDRIA, VIRGINIA

MICROSOFT CORPORATION, a  
Washington corporation, and FS-ISAC, INC.,  
a Delaware corporation,

Plaintiffs,

v.

JOHN DOES 1-3, CONTROLLING A  
COMPUTER BOTNET THEREBY  
INJURING PLAINTIFFS AND THEIR  
CUSTOMERS AND MEMBERS,

Defendants.

Civil Action No: 1:15 LV 240 LMB/IDD

**FILED UNDER SEAL PURSUANT TO  
LOCAL CIVIL RULE 5**

**APPENDIX OF EVIDENCE**

Plaintiffs Microsoft Corporation and FS-ISAC (collectively "Plaintiffs") submit this Appendix of Evidence in support of their *Ex Parte* Application For An Emergency Temporary Restraining Order And Order To Show Cause Re Preliminary Injunction.

**DECLARATION OF ERIC GUERRINO**

**DECLARATION OF JASON LYONS**

1. Exhibit 1 – Curricula Vitae of Jason Lyons

**DECLARATION OF KARTHIK SELVARAJ**

1. Exhibit 1 – Curricula Vitae of Karthik Selvaraj
2. Exhibit 2 – List of Ramnit Botnet command and control Internet Domains
3. Exhibit 3 – An April 30, 2013 article from SC Magazine entitled, *New Ramnit variant seeks to evade two-factor authentication*

4. Exhibit 4 – An April 2, 2013 article from McAfee entitled, *What is a 'Drive-by' Download?*
5. Exhibit 5 – A March 26, 2014 whitepaper from Sophos entitled, *How Malware works. Anatomy Of a Drive-by Download Web Attack*
6. Exhibit 6 – A January 12, 2012 blog post from Contagio, entitled *Blackhole Ramnit-Samples and Analysis*
7. Exhibit 7 – Windows 7 License Agreement
8. Exhibit 8 – Windows Vista License Agreement
9. Exhibit 9 – Windows 8 License Agreement
10. Exhibit 10—Microsoft Community Forum Discussion
11. Exhibit 11 – Forum Discussion re: Ramnit Infection
12. Exhibit 12 – Antivirus Support Forum Discussion re: Ramnit Remediation
13. Exhibit 13 – Microsoft Community Forum Discussion re: Ramnit
14. Exhibit 14 – Microsoft Community Forum Discussion re Ramnit Cleaning
15. Exhibit 15 – Article re: Ramnit Infection Clean-Up

**DECLARATION OF TIM LIU**

1. Exhibit 1 - Curricula Vitae of Tim Liu
2. Exhibit 2 – Microsoft Article re: Ramnit
3. Exhibit 3 – Microsoft Article re: Ramnit
4. Exhibit 4 – A November 1, 2012 article published by Virus Bulletin Ltd. entitled *Ramnit Bot*

**DECLARATION OF VIKRAM THAKUR**

1. Exhibit 1 – *Symantec Security Response*, dated January 19, 2010
2. Exhibit 2 – *Symantec Intelligence Report: July 2011*
3. Exhibit 3 – *Symantec Intelligence Report: November 2011*
4. Exhibit 4 – *Symantec Intelligence Report: December 2012*
5. Exhibit 5 – *Symantec Internet Security Threat Report 2013*

6. Exhibit 6 – *Symantec Intelligence Report December 2013*
7. Exhibit 7 – *Symantec Intelligence Report October 2014*
8. Exhibit 8 – *US-CERT Security Trends Report; 2012 in Retrospect*
9. Exhibit 9 – An August 2011 article from Krebs on Security entitled *Hybrid Hydras And Green Stealing Machines*
10. Exhibit 10 – A January 5, 2012 article from ARS Technica entitled *Worm Steals 45,000 Facebook Login Credentials, Infects Victims' Friends*
11. Exhibit 11 – An April 30, 2013 article from Threatpost entitled *Ramnit Variant Targets UK Banks With OTP Attack*

**DECLARATION OF JACOB HEATH**

1. Exhibit 1 – Appendix A to the Complaint
2. Exhibit 2 – ICANN's *WHOIS Proxy/Privacy Abuse Study*
3. Exhibit 3 – ICANN's About Us
4. Exhibit 4 – ICANN's 2013 Registrar Accreditation Agreement
5. Exhibit 5 – Uniform Domain Name Dispute Resolution Policy
6. Exhibit 6 – Rules for Uniform Domain Name Dispute Resolution Policy
7. Exhibit 7 – Public Domain Registry, Ltd.'s Registrar-Registrant Agreement
8. Exhibit – 8 *Ex Parte* Temporary Restraining Order and Order to Show Cause in the matter of *FTC v. Pricewert LLC, et al.*, Case No. 09-2407 (N.D. Cal., Whyte J.)
9. Exhibit 9 – Preliminary Injunction in the matter of *FTC v. Pricewert LLC et al.*, Case No. 09-2407 (N.D. Cal., Whyte J.)
10. Exhibit 10 – Indictment and supporting materials in the criminal case *U.S. v. Ancheta*, Case No. 05-1060 (C.D. Cal. 2005)
11. Exhibit 11 – Sentencing in the criminal case *U.S. v. Ancheta*, Case No. 05-1060 (C.D. Cal. 2005)
12. Exhibit 12 – *Ex Parte* Temporary Restraining Order and Order to Show Cause in the matter of *Microsoft Corporation v. John Does 1-27*, Case No. 1:10-cv-00156 (E.D. Va., Brinkema J.)


13. Exhibit 13 – Order Granting Preliminary Injunction in the matter of *Microsoft Corporation v. John Does 1-27*, Case No. 1:10-cv-00156 (E.D. Va., Brinkema J.)
14. Exhibit 14 – *Ex Parte* Temporary Restraining Order and Order to Show Cause in the matter of *Microsoft v. John Does 1-11*, Case No. 2:11-cv-00222 (W.D. Wa. 2011)
15. Exhibit 15 – Order for Preliminary Injunction in the matter of *Microsoft Corporation v. John Doe 1-11*, Case No. 2:11-cv-00222 (W.D. Wa. 2011)
16. Exhibit 16 – *Ex Parte* Temporary Restraining Order and Order to Show Cause in the matter of *Microsoft Corporation v. Dominique Alexander Piatti, et al.*, Case No. 1:11-cv-01017 (E.D. Va. 2011)
17. Exhibit 17 – Preliminary Injunction in the matter of *Microsoft Corporation v. Dominique Alexander Piatti, et al.*, Case No. 1:11-cv-01017 (E.D. Va. 2011)
18. Exhibit 18 – *Ex Parte* Temporary Restraining Order, Seizure Order and Order to Show Cause in the matter of *Microsoft Corporation et al. v. John Does 1-39 et al.*, Case No. 12-cv-1335 (E.D.N.Y. 2012)
19. Exhibit 19 – Order for Preliminary Injunction in the matter of *Microsoft Corporation et al. v. John Does 1-39, et al.*, Case No. 12-cv-1335 (E.D.N.Y. 2012)
20. Exhibit 20 – *Ex Parte* Temporary Restraining Order and Order to Show Cause in the matter of *Microsoft Corporation v. Peng Yong, et al.*, Case No. 1:12-cv-1004-GBL (E.D. Va. 2012)
21. Exhibit 21 – *Ex Parte* Temporary Restraining Order and Order to Show Cause in the matter of *Microsoft Corporation v. John Does 1-18, et al.*, Case No. 1:13-cv-139-LMB/TCB (E.D. Va. 2013)
22. Exhibit 22 – Preliminary Injunction in the matter of *Microsoft Corporation v. John Does 1-18, et al.*, Case No. 1:13-cv-139-LMB/TCB (E.D. Va. 2013)
23. Exhibit 23 – *Ex Parte* Temporary Restraining Order and Order to Show Cause in the matter of *Microsoft v. John Does 1-82*, Case No. 3:13-cv-00319-GCM (W.D.N.C. 2013)
24. Exhibit 24 – Preliminary Injunction in the matter of *Microsoft v. John Does 1-82*, Case No. 3:13-cv-00319-GCM (W.D.N.C. 2013)
25. Exhibit 25 – *Ex Parte* Temporary Restraining Order and Order To Show Cause in the matter of *Microsoft Corporation v. John Does 1-8 et al.*, Case No. A13-cv-1014-SS (W.D. Tex. 2013)

26. Exhibit 26 – *Ex Parte* Temporary Restraining Order and Order To Show Cause in the matter of *Microsoft v. John Does 1-8*, Case No. 1:14-cv-811-LO-IDD (E.D. Va. 2014)
27. Exhibit 27 – Preliminary Injunction in the matter of *Microsoft v. John Does 1-8*, Case No. 1:14-cv-811-LO-IDD (E.D. Va. 2014)
28. Exhibit 28- Joyce E. Cutler, *White House Advisor Schmidt Discusses Online Trusted ID Plan, Fighting Botnets*
29. Exhibit 29 – ICANN’s *Guidance for Preparing Domain Name Orders, Seizures & Takedowns*

Dated: February 19, 2015

Respectfully submitted,

ORRICK, HERRINGTON & SUTCLIFFE  
LLP



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