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Defendant's attorney (*pro bono panel*)

UNITED STATES DISTRICT COURT

DISTRICT OF OREGON

PORTLAND DIVISION

ME2 PRODUCTIONS, INC, and
CELL FILM HOLDINGS, LLC.

Plaintiffs

v.

WILLIAM SHELDON,

Defendant.

Case No.: 3:17-cv-00158-SB

**DEFENDANT'S ANSWER, AND
COUNTERCLAIM**

DEMAND FOR JURY TRIAL

Defendant William Sheldon ("Defendant") answers Plaintiffs' First Amended Complaint.

ANSWER

1. Defendant acknowledges the statement in paragraph 1.
2. Defendant admits the allegations in paragraphs 2 and 3.
3. Defendant has insufficient knowledge and information to form a belief as to the truth of the allegations in paragraph 5, 6, and 7 and therefore denies them.
4. Defendant specifically denies the allegation in paragraph 7 that "he has been particularly egregious in the unlawful trafficking of Plaintiffs' motions pictures and the works of others after express notice."

5. Defendant has insufficient knowledge and information to form a belief as to the truth of the allegations in paragraph 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, and therefore denies them.

6. Defendant admits that his name is spelled correctly and that he resides at the address stated. Defendant is without information regarding the alleged IP address, and therefore denies that part of the allegation.

7. Defendant denies that Maverickeye is an investigator that observed the conduct Plaintiffs allege in paragraph 19.

8. Defendant is without information as to Plaintiffs' alleged observation of him "as associated" or even what the first sentence of paragraph 20 means. Defendant must deny the allegation. Furthermore, Plaintiff does not specify what "conduct is clearly willful and persistent" and therefore, again, Defendant denies the allegation.

9. In response to paragraph 21, Defendant has insufficient knowledge about Plaintiffs' alleged investigation and what it has confirmed. Defendant admits that his internet service is provided by his lessor, who also provides internet access and passwords to multiple people, including other tenants.

10. In response to paragraph 22, Defendant has insufficient knowledge about Plaintiffs' alleged investigation and what it has allegedly confirmed. Plaintiffs' fail to state state *who* allegedly observed activity, and what activity was allegedly observed. Defendant denies the allegations asserted in this paragraph.

11. Defendant denies receiving the notices Plaintiffs allege they sent in paragraph 23.

12. Defendant denies the allegations in paragraphs 24 – 28 to the extent the Plaintiffs associate their recitation of BitTorrent technology to any of Defendant's conduct.

13. In paragraph 29, Plaintiffs assert that Defendant “has been observed as making.....”(sic). Plaintiffs fail to state who observed Defendant and when. Defendant denies this allegation.

14. Defendant denies the allegations in paragraphs 30 – 34 to the extent the Plaintiffs associate their recitation of BitTorrent technology to any of Defendant’s conduct.

15. In paragraph 35, Plaintiffs again use the passive voice alleging “activity observed associated with Defendant’s IP address” without identifying the observer or the activity. Defendant denies the allegations in paragraph 35.

10. Defendant denies the allegations in paragraphs 36 – 42 to the extent the Plaintiffs’ associate their recitation of BitTorrent technology to any of Defendant’s conduct. Defendant denies that he participated in the BitTorrent exchange of Plaintiffs’ alleged films as stated in paragraph 32.

11. Defendant denies the allegations in paragraphs 43-50.

COUNTERCLAIM

Defendant is entitled to his reasonable costs and attorney fees pursuant to 17 U.S.C. § 505.

PRAYER FOR RELIEF

Having fully answered the allegations contained in Plaintiffs’ Amended Complaint and asserted his and counterclaim, William Sheldon requests the following relief:

1. Dismissal of Plaintiffs’ claims with prejudice;
2. Entry of judgment in favor of William Sheldon;
3. Award William Sheldon’s reasonable costs and attorneys’ fees under 17 U.S.C. § 505; and
4. Award William Sheldon additional relief as the Court deems just and proper.

DATED: May 13, 2017

LAW WORKS LLC

s/ Lake James H. Perriguet _____

Lake James H. Perriguet

OSB No. 983213