

EXHIBIT A

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

SCOTT PETRETTA,

Plaintiff,

v.

Civil Action No. 1:20-cv-996-LO-TCB

GOCARS.COM, an Internet domain name,
GODOCTOR.COM, an Internet domain name,
GOELECTRIC.COM, an Internet domain name,
GOFASHION.COM, an Internet domain name,
GOGAMES.COM, an Internet domain name,
GOGIFTS.COM, an Internet domain name,
GONUCLEAR.COM, an Internet domain name,
GOPARTS.COM, an Internet domain name,
GOPARTY.COM, an Internet domain name,
GORESTAURANTS.COM, an Internet domain
name, GOSAFETY.COM, an Internet domain
name, GOSALES.COM, an Internet domain
name, GOSERVICE.COM, an Internet domain
name, GOTOUR.COM, an Internet domain
name, GOWEATHER.COM, an Internet domain
name, MX4.COM, an Internet domain name, and
JOHN DOE,

Defendants.

DECLARATION OF ADRIENNE J. KOSAK

I, Adrienne J. Kosak, hereby declare as follows:

1. I am an attorney with the law firm Wiley Rein LLP, counsel for Plaintiff Scott Petretta.
2. I am a member in good standing of the State Bars of Virginia, North Carolina, and the District of Columbia.
3. I submit this Declaration in support of Plaintiff's Motion for Order to Publish Notice of Action and make this Declaration based on my personal knowledge.

4. At the time the Verified Complaint was filed, Whois inquiries regarding the registrant(s) of GOCARS.COM, GODOCTOR.COM, GOELECTRIC.COM, GOFASHION.COM, GOGAMES.COM, GOGIFTS.COM, GONUCLEAR.COM, GOPARTS.COM, GOPARTY.COM, GORESTAURANTS.COM, GOSAFETY.COM, GOSALES.COM, GOSERVICE.COM, GOTOUR.COM, GOWEATHER.COM, and MX4.COM (“the Defendant domain names”) did not provide any identifying information for the registrant(s). True and accurate copies of Whois reports for the Defendant domain names at the time of the Complaint are attached to the Complaint as Exhibits A-P.

5. At some point after preparation of the Complaint, the domain registrar for GODOCTOR.COM was changed from GoDaddy.com, LLC to PublicDomainRegistry.com. All personal identifiers for the current registrant remain concealed; the only information available is that of the privacy service the registrant appears to be using. A true and accurate copy of the current Whois record for GODOCTOR.COM is attached here as Attachment 1.

6. The publicly available information for the Defendant domain names provides no means for actually locating the registrant(s). This concealment of the registrant’s physical location, combined with the surreptitious efforts to steal the Defendant domain names from Mr. Petretta without detection, leads me to believe that the registrant(s) provided this information with the intent of concealing his or her identity and avoiding liability. Given that the Defendant domain names could be located anywhere in the world, it appears highly unlikely that they are in the Commonwealth of Virginia, and also unlikely that they are within the United States.

7. In an effort to exhaust all potential avenues of identifying the registrant(s) of the Defendant domain names, we sent a letter to each registrar, requesting any available contact information for the registrant(s). As of the date of filing this declaration, the registrars have not

provided further information regarding the registrant(s). At least one registrar has expressly refused to cooperate, stating that it will only provide information pursuant to subpoena from the Cayman Islands Office of Public Prosecutions. A true and accurate copy of that correspondence is attached here as Attachment 2.

8. Despite our diligence as described above and in the Verified Complaint (ECF No. 1), we have been unable to find a person who corresponds with the available information regarding the registrant(s) of the Defendant domain names, or any other person who would have been a defendant in this matter.

9. On February 21, 2020, we sent a letter on behalf of Mr. Petretta to the registrant(s) of the Defendant domain names care of the registrars, notifying the registrant(s) that Mr. Petretta was filing suit in the United States District Court for the Eastern District of Virginia, and providing Mr. Petretta's notice of intent to proceed *in rem*. A true and accurate copy of the letter is attached hereto as Attachment 3.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on September 9, 2020, in Charlotte, North Carolina.



Adrienne J. Kosak
WILEY REIN LLP
1776 K Street, N.W.
Washington, DC 20006
Telephone: (202) 719-7000
Fax: (202) 719-7049
akosak@wiley.law

Attachment 1

Home > Whois Lookup > GoDoctor.com

Whois Record for GoDoctor.com


Domain Available

godoctor.com is for sale!

This domain is listed for sale at one of our partner sites for \$29,995.

[Visit our partner to buy godoctor.com](#)

— Domain Profile

Registrant	Domain Admin
Registrant Org	Privacy Protect, LLC (PrivacyProtect.org)
Registrant Country	us
Registrar	PDR Ltd. d/b/a PublicDomainRegistry.com IANA ID: 303 URL: www.publicdomainregistry.com , http://www.publicdomainregistry.com Whois Server: whois.publicdomainregistry.com abuse-contact@publicdomainregistry.com (p) 12013775952
Registrar Status	clientTransferProhibited
Dates	8,247 days old Created on 1998-02-10 Expires on 2023-02-09 Updated on 2020-09-02
Name Servers	NS1.UNIREGISTRYMARKET.LINK (has 733,776 domains) NS2.UNIREGISTRYMARKET.LINK (has 733,776 domains)
Tech Contact	Domain Admin Privacy Protect, LLC (PrivacyProtect.org) 10 Corporate Drive, Burlington, MA, 01803, us contact@privacyprotect.org (p) 18022274003
IP Address	69.172.201.153 - 1,249,499 other sites hosted on this server
IP Location	 - California - Los Angeles - Dosarrest

ASN	 AS19324 DOSARREST, US (registered Oct 12, 2010)
Domain Status	Registered And Active Website
IP History	10 changes on 10 unique IP addresses over 1 years 
Registrar History	3 registrars with 1 drop 
Hosting History	10 changes on 8 unique name servers over 1 year 

— Website

Website Title	None given. 
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Whois Record (last updated on 2020-09-09)

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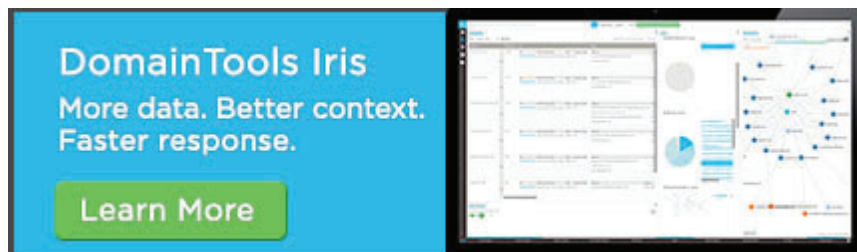
Domain Name: GODOCTOR.COM
Registry Domain ID: 864413_DOMAIN_COM-VRSN
Registrar WHOIS Server: whois.publicdomainregistry.com
Registrar URL: www.publicdomainregistry.com
Updated Date: 2020-09-02T21:00:58Z
Creation Date: 1998-02-11T05:00:00Z
Registrar Registration Expiration Date: 2023-02-10T05:00:00Z
Registrar: PDR Ltd. d/b/a PublicDomainRegistry.com
Registrar IANA ID: 303
Domain Status: clientTransferProhibited https://icann.org/epp#clientTransferProhibited
Registry Registrant ID: Not Available From Registry
Registrant Name: Domain Admin
Registrant Organization: Privacy Protect, LLC (PrivacyProtect.org)
Registrant Street: 10 Corporate Drive
Registrant City: Burlington
Registrant State/Province: MA
Registrant Postal Code: 01803
Registrant Country: US
Registrant Phone: +1.8022274003
Registrant Phone Ext:
Registrant Fax:
Registrant Fax Ext:
Registrant Email: contact@privacyprotect.org

Registry Admin ID: Not Available From Registry
Admin Name: Domain Admin
Admin Organization: Privacy Protect, LLC (PrivacyProtect.org)
Admin Street: 10 Corporate Drive
Admin City: Burlington
Admin State/Province: MA
Admin Postal Code: 01803
Admin Country: US
Admin Phone: +1.8022274003
Admin Phone Ext:
Admin Fax:
Admin Fax Ext:
Admin Email: contact@privacyprotect.org

Registry Tech ID: Not Available From Registry
Tech Name: Domain Admin
Tech Organization: Privacy Protect, LLC (PrivacyProtect.org)
Tech Street: 10 Corporate Drive
Tech City: Burlington
Tech State/Province: MA
Tech Postal Code: 01803
Tech Country: US
Tech Phone: +1.8022274003
Tech Phone Ext:

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Tech Fax:
 Tech Fax Ext:
 Tech Email: contact@privacyprotect.org
 Name Server: ns1.uniregistrymarket.link
 Name Server: ns2.uniregistrymarket.link
 DNSSEC: Unsigned
 Registrar Abuse Contact Email: abuse-contact@publicdomainregistry.com
 Registrar Abuse Contact Phone: +1.2013775952
 URL of the ICANN WHOIS Data Problem Reporting System: <http://wdprs.internic.net/>



Tools

Hosting History	
Monitor Domain Properties	▼
Reverse IP Address Lookup	▼
Network Tools	▼
Buy This Domain	
Visit Website	
 Preview the Full Domain Report 	

Available TLDs

General TLDs	Country TLDs
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The following domains are available through our preferred partners. Select domains below for more information. (3rd party site)

- ☐ Taken domain.
☐ Available domain.
☐ Deleted previously owned domain.

GoDoctor.com	View Whois
GoDoctor.net	View Whois
GoDoctor.org	View Whois
GoDoctor.info	Buy Domain
GoDoctor.biz	Buy Domain
GoDoctor.us	Buy Domain



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Attachment 2

Kosak, Adrienne

From: Keiron via Uniregistry Support System <abuse@uniregistry.com>
Sent: Friday, August 28, 2020 2:01 PM
To: Kosak, Adrienne
Subject: [Uniregistry #464623] Request for Registrar Locks
Attachments: Untitled attachment 00034.dat

This message is related to ticket [Uniregistry #464623].

Good day,

Uniregistry.com is operated and physically located in Grand Cayman, and is subject to the applicable Cayman Islands consumer privacy regulations.

Accordingly, we would suggest that you coordinate with the Cayman Office of Public Prosecutions to obtain an appropriate subpoena or warrant effective in Cayman.

The Office of Public Prosecutions provides a handbook and model forms for obtaining cooperation under the relevant treaties in civil and criminal matters:

<http://www.gov.ky/portal/page/portal/dpphome>

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Kind regards,

Keiron
Head of Abuse & Compliance

Uniregistry Abuse & Compliance team contact:
Abuse@uniregistry.com/ Compliance@uniregistry.com USA +1 800 818 1828 - EUROPE +44(0)161 820 2223

For more information on our policies please see: <https://uniregistry.com/legal>

Attachment 3

David E. Weslow
202.719.7525
dweslow@wiley.law



Wiley Rein LLP
1776 K Street NW
Washington, DC 20006
Tel: 202.719.7000

February 21, 2020

wiley.law

VIA E-MAIL

Registrant(s) of
gocars.com
godocor.com
goeducation.com
goelectric.com
gofashion.com
gogames.com
gogifts.com
gonuclear.com
goparts.com
goparty.com
gorestaurants.com
gosafety.com
gosales.com
goservice.com
gosystems.com
gotour.com
gotoys.com
goweather.com
mx4.com

Re: *Petretta v. Nineteen Domain Names, et al.* (E.D. Va.)
Notice of Intent to Proceed with *In Rem* Civil Action

Dear Sirs:

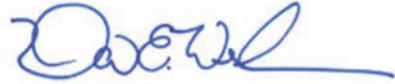
We are counsel to Scott Petretta, who is the lawful owner of the above referenced domain names. We are preparing a lawsuit to be filed in the United States District Court for the Eastern District of Virginia asserting claims under the Anticybersquatting Consumer Protection Act, 15 U.S.C. § 1125(d), the Computer Fraud and Abuse Act, 18 U.S.C. § 1030, the Electronic Communications Privacy Act, 18 U.S.C. §§ 2701, 2707, and related claims arising from the unauthorized access to Mr. Petretta's secured domain name management account and the unauthorized transfer of the domain names.

This correspondence is notice of Mr. Petretta's intent to proceed *in rem* pursuant to 15 U.S.C. § 1125(d)(2)(A)(i)(I)(aa). Additionally, all documents and electronic records must be retained relating to your registration and/or use of the referenced domain names, and any and all other domain name registrations, including email and computer records that otherwise may be erased or overwritten. See 15 U.S.C. § 1125(d)(1)(B)(i)(VIII).

February 21, 2020
Page 2

Please contact me if you are interested in avoiding litigation by voluntarily returning the domain name(s) in your possession to Mr. Petretta.

Sincerely,

A handwritten signature in blue ink, appearing to read "David E. Weslow", with a long horizontal flourish extending to the right.

David E. Weslow