

2300 WILSON BOULEVARD 7TH FLOOR ARLINGTON, VA 22201 PHONE 703.525.4000 FAX 703.525.2207

RACHELLE E. HILL Admitted: VA, DC & MD

April 15, 2014

## VIA CERTIFIED RETURN RECEIPT AND FIRST-CLASS MAIL & E-MAIL abuse@godaddy.com, privacy@godaddy.com, CopyrightClaims@godaddy.com

GoDaddy 14455 N. Hayden Road Suite 219 Scottsdale, AZ 85260

Re: Notice of Copyright Infringement and Privacy Violation

Dear Sir or Madam:

Please be advised that this firm represents Dina Mackney, individually, as Administrator of the Estate of Christopher Hines Machnij a/k/a Christopher Hines Mackney (the "Estate") and as mother of minor children (hereinafter, the "Minor Children"). We hereby provide notice of copyright infringement pursuant to the terms of the Digital Millennium Copyright Act (the "Act") and violations of the GoDaddy Domain Name Registration Agreement, Domain by Proxy Domain Name Proxy Agreement and GoDaddy Legal Agreements and Policies regarding the unauthorized publication of decedent Christopher Mackney's Suicide Note at the following website: <a href="http://www.scribd.com/doc/204260673/Suicide-note-of-Chris-Mackney-f">http://www.scribd.com/doc/204260673/Suicide-note-of-Chris-Mackney-f</a>. Attached are the offending materials, showing unauthorized use of the Estate's copyrighted material and publication of an extremely sensitive matter, namely, decedent's Suicide Note.

Ms. Mackney, Administrator of the Estate, is the owner of the copyright in the Suicide Note of Christopher Mackney (the "Note"). It has come to Ms. Mackney's attention that <a href="http://www.scribd.com">http://www.scribd.com</a> provides access to materials that infringe the Estate's copyright in the Note. The URL at which the infringing materials are accessible is: <a href="http://www.scribd.com/doc/204260673/Suicide-note-of-Chris-Mackney-f">http://www.scribd.com/doc/204260673/Suicide-note-of-Chris-Mackney-f</a>.

We have a good faith belief that the use of the Note in the manner described in this letter is not authorized by Ms. Mackney, the Estate, any agent of Ms. Mackney or the Estate or any applicable law. The information in this notification is accurate. We swear under penalty of



perjury that we are authorized to act on behalf of Ms. Mackney and the Estate with respect to the subject matter of this letter.

Additionally, the website's publication of the Note contains extremely private information that constitutes invasion of privacy and publication of defamatory allegations. As Administrator of the Estate, Ms. Mackney requests that you take steps to remove the Note and any and all related material at once. This usage exploits not only this tragic event, but the safety and privacy of the Minor Children by identifying the age and county where the Minor Children reside for purely advertising purposes in an attempt to draw views to the website. The publication of the Note is highly offensive and is not of legitimate concern to the public. The use of the Note and decedent's name and image is not authorized by the Estate nor is the use of the Minor Children's names and images authorized by Ms. Mackney. Additionally, Ms. Mackney does not authorize the use of her name or image.

We therefore request that you remove or disable access to the infringing materials as set forth in Section 512(c)(1)(C) and Section 512(d)(3) of the Act and pursuant to the GoDaddy Domain Name Registration Agreement, Domain by Proxy Domain Name Proxy Agreement and Paragraph 5 of GoDaddy Legal Agreements and Policies. Please contact the undersigned no later than seven (7) days from the date of this letter to confirm that the infringing materials have been removed or access disabled. The undersigned may be contacted at the address, telephone number, and email address set forth above. For your reference, we are also enclosing a copy of the Certificate of Qualification for Ms. Mackney as Administrator of the Estate and the March 14, 2014 Order entered by the Arlington County Circuit Court, Virginia specifically authorizing and empowering Ms. Mackney with the legal authority to take all steps to remove offending material such as that present at the site referenced above..

Should you have any questions, please do not hesitate to contact me.

Sincerely,

BEAN, KINNEY & KORMAN, P.C.

Rachelle E. Hill

Enclosures (a/s)

cc: Dina Mackney (via email only)