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9 Attorneys for Plaintiffs
Ultra International Music Publishing, LLC
10 and Ultra Records, LLC

11
12 UNITED STATES DISTRICT COURT
13 CENTRAL DISTRICT OF CALIFORNIA

14 ULTRA INTERNATIONAL MUSIC
PUBLISHING, LLC and ULTRA
15 RECORDS, LLC,

16 Plaintiffs,

17 v.

18 MICHELLE PHAN,

19 Defendant.

CASE NO. _____

**COMPLAINT FOR COPYRIGHT
INFRINGEMENT**

Demand For Jury Trial

20
21 Plaintiffs Ultra International Music Publishing, LLC (“UIMP”) and Ultra
22 Records, LLC (“Ultra”) (together, “Plaintiffs”), by their undersigned attorneys, for
23 their Complaint against Defendant Michelle Phan (“Phan”), allege as follows:

24 **JURISDICTION AND VENUE**

25 1. This is a civil action seeking damages and injunctive relief for
26 copyright infringement under the Copyright Act, 17 U.S.C. § 101 *et seq.* This
27 Court has subject matter jurisdiction over Plaintiffs’ claims for copyright
28 infringement pursuant to 28 U.S.C. §§ 1331 and 1338(a).

Mitchell

1 reproduction, distribution, sale and performance of their compositions and sound
2 recordings in phonorecords, in audiovisual works, and for streaming (*i.e.*,
3 performing) and downloading over the Internet. Plaintiffs invest substantial
4 money, time, effort and creative talent developing and exploiting such copyrights,
5 on their own behalves and on behalf of the songwriters, producers and recording
6 artists with whom they have contractual relationships.

7 8. UIMP owns or administers (in whole or in part) copyrights and/or
8 exclusive rights in and to numerous compositions, including by way of example
9 those compositions identified on Schedule A hereto, incorporated herein by
10 reference (the “Musical Compositions”). UIMP has obtained or has applied for
11 certificates of copyright registration issued by the United States Copyright Office
12 in each of the Musical Compositions identified on Schedule A. As the owner or
13 administrator of the copyrights (in whole or in part) in these Musical
14 Compositions, UIMP possesses the exclusive right, among other things, to
15 reproduce the Musical Compositions in copies or phonorecords, to adapt the
16 Musical Compositions, to distribute copies or phonorecords of the Musical
17 Compositions to the public, and to perform the Musical Compositions publicly.

18 9. Ultra owns copyrights and/or exclusive rights in and to numerous
19 sound recordings, including by way of example, the recordings identified on
20 Schedule B hereto, incorporated herein by reference (the “Recordings”). Ultra has
21 obtained or has applied for certificates of copyright registration issued by the
22 United States Copyright Office in each of the Recordings. As the owner of the
23 copyrights in the Recordings, Ultra possesses the exclusive rights, among other
24 things, to reproduce the Recordings in copies or phonorecords, to distribute copies
25 or phonorecords of the Recordings to the public, to perform the Recordings
26 publicly by means of a digital audio transmission and to license these exclusive
27 rights, including over the Internet.

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