No. 19-

IN THE

Supreme Court of the United States

LINKEDIN CORPORATION,

Petitioner,

v.

HIQ LABS, INC.,

Respondent.

On Petition for a Writ of Certiorari to the United States Court of Appeals for the Ninth Circuit

PETITION FOR A WRIT OF CERTIORARI

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QUESTION PRESENTED

Whether a company that deploys anonymous computer "bots" to circumvent technical barriers and harvest millions of individuals' personal data from computer servers that host public-facing websites—even after the computer servers' owner has expressly denied permission to access the data—"intentionally accesses a computer without authorization" in violation of the Computer Fraud and Abuse Act.

PARTIES TO THE PROCEEDING AND CORPORATE DISCLOSURE STATEMENT

Petitioner LinkedIn Corporation was appellant in the court of appeals and defendant in the district court. LinkedIn Corporation is a wholly owned subsidiary of Microsoft Corporation ("Microsoft"). Microsoft is a publicly traded company. No person or entity holds 10% or more of Microsoft's outstanding common stock.

Respondent hiQ Labs, Inc. was appellee in the court of appeals and plaintiff in the district court.

RELATED PROCEEDINGS

The proceedings directly related to this petition are:

- *hiQ Labs, Inc. v. LinkedIn Corp.*, 938 F.3d 985, No. 17-16783 (9th Cir. 2019), *rehearing en banc denied* (9th Cir. Nov. 8, 2019)

- *hiQ Labs, Inc. v. LinkedIn Corp.*, 273 F. Supp. 3d 1099, No.17-cv-03301-EMC (N.D. Cal. 2017)

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