

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

AMAZON CONTENT SERVICES LLC, a
Delaware corporation, PENGUIN RANDOM
HOUSE LLC, a Delaware corporation, LEE
CHILD, SYLVIA DAY, JOHN GRISHAM, C.J.
LYONS, DOUG PRESTON, JIM
RASENBERGER, T.J. STILES, R.L. STINE,
MONIQUE TRUONG, SCOTT TUROW,
NICHOLAS WEINSTOCK, AND STUART
WOODS,

Plaintiffs,

v.

KISS LIBRARY d/b/a KISSLY.NET,
WTFFASTSPRING.BID, LIBLY.NET, and
CHEAP-LIBRARY.COM, RODION
VYNNYCHENKO, ARTEM
BESSHAPOCHNY, JACK BROWN, and
DOES 1-10,

Defendants.

No.

COMPLAINT FOR DAMAGES
AND EQUITABLE RELIEF

I. INTRODUCTION

1. Amazon Content Services LLC and Penguin Random House LLC (“PRH”) (together, “Publishers”), and authors Lee Child, Sylvia Day, John Grisham, C.J. Lyons, Doug Preston, Jim Rasenberger, T.J. Stiles, R.L. Stine, Monique Truong, Scott Turow, Nicholas Weinstock, and Stuart Woods (together, the “Authors”) (collectively, “Plaintiffs”) bring this

suit to stop Defendants Kiss Library, Rodion Vynnychenko, Artem Besshapolchny, Jack Brown, and Does 1-10 (collectively, “Defendants”) from illegally copying, distributing, and selling works written or published by Plaintiffs.

2. Since opening its virtual doors in 1994 as an online bookstore for print books, Amazon.com, Inc. and its subsidiaries (“Amazon”) have invested in making more books by more authors available to more customers in the format of their choice. For example, Amazon launched the Kindle e-reader in 2007 and its own publishing unit called Amazon Publishing (“APub”) in 2009. Each day, millions of consumers visit Amazon websites to browse, discover, and purchase a wide range of products, including ebooks published by APub, PRH, and others.

3. With a publishing history dating back to the 1800s, PRH is one of America’s most prestigious and largest book publishers. PRH’s expansive publishing portfolio includes nearly 275 independent publishing imprints and brands on 5 continents and contains books for readers of all ages and every stage of life. PRH publishes approximately 15,000 new titles annually and sells close to 600 million print, audio, and ebooks annually. PRH also works tirelessly to protect its authors’ intellectual freedom and properties, giving them access to support and resources that help their works reach readers around the world. PRH’s many authors include more than 80 Nobel Laureates and hundreds of the world’s most widely read authors.

4. The Authors are a collection of some of the most successful authors, both critically and in terms of sales, with millions of copies of their works sold around the world. Because of the Authors’ fame and the success of their works, both the Authors and their publishers—who own certain exclusive rights in their protected works—are forced to regularly defend and protect their intellectual properties from infringers.

5. Defendants, who created and operate Kiss Library’s various websites, claim to offer a “premium selection” at “unbeatable prices” that “are hard to beat.” *See, e.g.,* <https://libly.net/>; <https://cheap-library.com/>. On information and belief, Kiss Library is able to

offer “unbeatable prices” for a simple reason: its catalogs are replete with pirated ebooks, including titles for which Plaintiffs individually own and/or control exclusive copyrights in the United States.

6. Through Kiss Library, Defendants engage in rampant and willful infringement of Plaintiffs’ intellectual property rights and divert potential customers to Defendants’ sites—where the Plaintiff Authors and Publishers do not receive any royalties for the sales—to purchase and download the unauthorized works.



7. As set forth above, Kiss Library has been described as the “[b]iggest pirate book site [the] world has ever seen,” which this lawsuit aims to bring down.

8. Plaintiffs bring this lawsuit to stop Defendants’ notorious pirating and unlawful copying, display, distribution, and sale of their ebooks in the United States, and to prevent further harm to the Publishers¹ and Authors.

II. PARTIES

9. Amazon Content Services LLC is a Delaware corporation with its principal place of business in Seattle, Washington.

10. Penguin Random House LLC is a Delaware corporation with its principle place of business in New York, New York.

¹ Publishers, as used in this Complaint, include all APub imprints and all PRH subsidiaries, affiliates, or imprints.

11. Lee Child is the author and beneficial owner of the book, *Persuader*.
12. Sylvia Day is the author and beneficial owner of the book, *Afterburn*.
13. John Grisham is the author and beneficial owner of the book, *The Litigators*.
14. C.J. Lyons is the author and beneficial owner of the book, *Fight Dirty*.
15. Doug Preston is the author and beneficial owner of the book, *Tyrannosaur Canyon*.
16. Jim Rasenberger is the author and beneficial owner of the book, *The Brilliant Disaster: JFK, Castro, and America's Doomed Invasion of Cuba's Bay of Pigs*.
17. T.J. Stiles is the author and beneficial owner of the book, *Jesse James: Last Rebel of the Civil War*.
18. R.L. Stine is the author and beneficial owner of the book, *Red Rain: A Novel*.
19. Monique Truong is the author and beneficial owner of the book, *The Book of Salt*.
20. Scott Turow is the author and beneficial owner of the book, *The Burden of Proof*.
21. Nicholas Weinstock is the author and beneficial owner of the book, *As Long As She Needs Me: A Novel*.
22. Stuart Woods is the author and beneficial owner of the book, *Short Straw*.
23. On information and belief, Defendant Kiss Library d/b/a kisslibrary.com, kisslibrary.net, kissly.net, wtffastspring.bid, libly.net, and cheap-library.com, operates online ebook websites from Ukraine, and is owned and/or controlled by the named and unnamed Defendants.
24. On information and belief, Defendant Rodion Vynnychenko is a Ukrainian national and software engineer who created, registered, and operates Defendant Kiss Library with other named and unnamed Defendants. Vynnychenko personally participates in and has the ability to supervise, direct, and control the wrongful conduct alleged in this Complaint, and derives a direct financial benefit from that wrongful conduct.

25. On information and belief, Defendant Artem Besshapochny is a Ukrainian national who created, registered, and operates Defendant Kiss Library with other named and unnamed Defendants. Besshapochny personally participates in and has the ability to supervise, direct, and control the wrongful conduct alleged in this Complaint, and derives a direct financial benefit from that wrongful conduct.

26. On information and belief, Defendant Jack Brown is an Australian national and software developer. He is listed as a customer service representative for Kiss Library,² responds to email inquiries on behalf of Kiss Library, and on information and belief, aids and abets Defendants Vynnychenko and Besshapochny in the creation and operation of Defendant Kiss Library and the illegal distribution of the copyrighted works for his own financial benefit.

27. On information and belief, Defendants Does 1-10 (the “Doe Defendants”) are individuals and entities working in active concert with Defendants Vynnychenko, Besshapochny, and Brown in the creation and operation of Defendant Kiss Library and the illegal distribution of Plaintiffs’ copyrighted works.

III. JURISDICTION & VENUE

28. The Court has subject matter jurisdiction over Plaintiffs’ copyright infringement claims under 17 U.S.C. § 501, pursuant to 28 U.S.C. §§ 1331 and 1338(a).

29. The Court has personal jurisdiction over all Defendants because they transacted business and committed tortious acts within and directed at the State of Washington. On information and belief, Defendants also have obtained copyrighted works that are contracted for by Amazon, published by Amazon, and/or distributed by Amazon from Washington, thereby purposefully directing their unlawful conduct at Washington. Additionally, Defendants have committed intentional acts with actual or constructive knowledge that they would cause substantial injury to Amazon and its licensing relationships in Washington.

² <https://www.zoominfo.com/p/Jack-Brown/-795646435>.

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