

1 THE COURT: Your next witness, Mr. Weddle.

2 MR. WEDDLE: Chris Poole.

3 CHRIS POOLE

4 was first duly sworn and testified as follows:

5 **DIRECT EXAMINATION**

6 BY MR. KROTOSKI:

7 Q. Good morning. Can you please state and spell
8 your full name for the record.

9 A. Christopher Poole, C-h-r-i-s-t-o-p-h-e-r
10 P-o-o-l-e.

11 Q. And it's important that everyone hear you. If
12 you can move the microphone a little bit closer to you.

13 A. I am sorry.

14 Q. Are you associated with the Internet site
15 known as 4chan.org?

16 A. Yes.

17 Q. Who is the founder of that site?

18 A. I am.

19 Q. Approximately when was it founded?

11:10:44 20 A. October 1st, 2003.

21 Q. And what is your role with that site?

22 A. I am the founder and administrator.

23 Q. Can you tell the jury, are you also known by
24 other names on the site?

25 A. Yes, my moniker is Moot, M-o-o-t.

April 22, 2010/Poole/Direct

1 Q. And if a user of your site wanted to contact
2 you by e-mail, what is one of the e-mails they might do
3 that?

4 A. moot@4chan.org.

5 Q. Please tell the jury what is 4chan.org?

6 A. 4chan is a forum. It's an image board, so
7 it's just kind of a forum that the primary focus is the
8 posting of images.

9 Q. So you say an image forum. Is there a
11:11:34 10 requirement that participants, when they submit an
11 original post, include an image?

12 A. Yes, all threads, all new threads require an
13 image to be posted.

14 THE COURT: Mr. Poole, you need to move a
15 little closer to the microphone so the jurors can hear
16 your testimony.

17 BY MR. KROTOSKI:

18 Q. Is there a fee charged for users of the 4chan
19 site?

11:12:00 20 A. No.

21 Q. Does 4chan have advertisements?

22 A. Yes.

23 Q. And are they on nearly every page?

24 A. Yes.

25 Q. Is 4chan considered a popular site?

April 22, 2010/Poole/Direct

1 A. Yes.

2 Q. And can you describe that briefly, please.
3 What sort of matrix or measurements suggest that it
4 might be a popular site?

5 A. As of now in the past 30 days the site
6 received approximately hits from nine and a half million
7 unique visitors.

8 Q. And that is during a 30 day cycle?

9 A. Yes.

11:12:36 10 Q. And for visitor users of the 4chan site, are
11 there certain rules that must be followed?

12 A. Yes, there is a codified set of rules on the
13 rule page.

14 Q. And is there a page known as the /b/ board or
15 Random /b/ board?

16 A. Yes.

17 Q. And sometimes it is said that there is very
18 little rules on the /b/ board?

19 A. Yes.

11:13:02 20 Q. However, do certain rules apply?

21 A. Yes, there is a note that all /b/ global or a
22 handful of /b/ global rules apply to the /b/ board.

23 Q. And what is the first rule for the /b/ board
24 and all boards?

25 A. Do not post any material that violates local

1 or United States law.

2 Q. Now, are there moderators that assist the
3 4chan site?

4 A. Yes.

5 Q. What is their role?

6 A. Moderators are tasked with the deletion of
7 rule infringing content and banishment of users who
8 break these rules.

9 Q. And what ability do the moderators have to
10 remove content from the site?
11:13:44

11 A. They can delete it. They can delete offending
12 posts and they can block users from using the website.

13 Q. In front of you in one of the books there, if
14 you can please turn to what has been marked as
15 Government Exhibit 125. Do you recognize that exhibit
16 marked Government Exhibit 125?

17 (Exhibit No. G-125 was marked for
18 identification.)

19 A. Yes.

20 Q. Does it fairly and accurately show some of the
21 pages of the 4chan site, as they were used in September
22 of 2008?
11:14:16

23 A. Yes.

24 MR. KROTOSKI: The government moves into
25 evidence Government Exhibit 125.

1 THE COURT: It will be received.

2 (Exhibit No. G-125 was received

3 in evidence.)

4 BY MR. KROTOSKI:

5 Q. I would like to see if we can display that on
6 the terminal next to you. Now, this page that is
7 depicted here, 4chan, is this the home page?

8 A. Yes.

9 Q. And can you describe the various sections of
10 the page, and if you would like you can circle it on the
11 screen or designate which portion you are talking about.

12 A. The top of the page has an introduction that
13 displays the first time when you visit the page. Under
14 that are the links to the individual boards. This
15 bottom area is all dynamic content. When you refresh
16 the page, it will show you recent images and recent
17 posts that have been made. At the bottom there is
18 navigation for other pages contained on www.4chan.org.

19 Q. Pretty good. You indicated this portion is
20 where the boards are. Within that portion, where is the
21 Random /b/ board?

22 A. It's under the misc.(18+) right there.

23 Q. And so the portion that you have underlined
24 says "Random"?

25 A. I believe so. It's kind of small. It's where

1 it should be.

2 Q. Based on your familiarity with the site, is
3 that where it would be?

4 A. Yes.

5 Q. Thank you. Turning to the next slide. Can
6 you describe what that page is and what its purpose is?

7 A. That is what the boards look like. The top
8 area is what you see, you know, in your browser when you
9 load the page. This is the submission box to create a
10 new thread. That's where you would input the fields and
11 select a file. Below that is, this is where the, this
12 is what a post looks like, or a thread, rather. This is
13 a thread with two replies. In the footer area here
14 there are links to the other boards and a page switcher
15 and a box where you can delete your posts.

16 Q. Okay. And then the next slide is a portion of
17 the previous slide, is that correct?

18 A. Yes, correct.

19 Q. Is this where a poster on the 4chan site might
20 submit their posts?

21 A. Yes.

22 Q. Can you explain how this submission box works
23 and how anyone may post an image and other material to
24 the 4chan site?

25 A. The first field that you can enter is the name

April 22, 2010/Poole/Direct

1 field. A name is not required to post. The only field
2 that is actually required here to post is the file
3 field. You have to select an image to upload.
4 Otherwise, you can just populate the fields you choose
5 to. You can click "Submit" and that would then go on
6 the site.

7 Q. If the user did not put in a name in the name
8 field, what is the default option?

9 A. If you do not enter a name into the name
10 field, it displays as anonymous.

11 Q. Are many of the posts on the 4chan site using
12 that default option as anonymous?

13 A. Yes.

14 Q. Is there anything stopping any user from using
15 a nickname for their real name?

16 A. No, you can enter anything you like into that
17 box.

18 Q. Whose election is it?

19 A. The user's.

11:18:08 20 Q. And since the image board requires an original
21 post with an image, where would that image be uploaded
22 in this diagram?

23 A. The file box right there (indicating).

24 Q. How does that work? Briefly explain, if a
25 user is at their laptop and they go to his file button,

April 22, 2010/Poole/Direct

1 what is the mechanics and how do they get that image to
2 the 4chan site.

3 A. You would click the "Browse" button. That
4 would bring up a file browser on your computer. You
5 would select the image file. You would hit "Ok" and the
6 location of that file would be populated right here.
7 Then you would go ahead and click the "Submit" button.

8 Q. Now, as the user connects to their own
9 computer and selects an image that is going to be
10 uploaded, what is the naming convention to enter this
11 file field? Does it adopt the name from the computer or
12 how does that work?

13 A. The name that would be displayed in this field
14 would be the original file name. When it's uploaded to
15 the site, it's renamed and it's renamed using a Unix
16 time stamp.

17 Q. Is that a sequence of numbers?

18 A. Yes.

19 Q. Turning to the next page. This is from the
11:19:32 20 slide two slides ago, a larger example. Can you explain
21 what is depicted here?

22 A. This is what a thread would look like on the
23 boards page. You have got, this line contains the name
24 right here, the anonymous, the date and the time as well
25 as the number of the post. The numbers are all

April 22, 2010/Poole/Direct

1 sequential. They auto increment plus one every time a
2 post is made. These would be replies here to this
3 thread. This entire thing is a thread. This thing is,
4 this is the first post and these are all replies.

5 Q. What requirement is there for the replies to
6 have an image?

7 A. An image is not required for replies.

8 Q. Only for the original post?

9 A. Correct.

11:20:22 10 Q. And in this portion would be the image?

11 A. That's the image for the original post. That
12 is the thread's image.

13 Q. Great. What is that number?

14 A. That is the Unix number assigned to every post
15 on the site. Again it auto increments.

16 Q. Would that be the thread number?

17 A. Yes.

18 Q. And so a particular thread can go on for how
19 long?

11:20:50 20 A. It depends based on the popularity of the
21 board, but generally speaking, you know, from minutes to
22 hours to a few days at maximum.

23 Q. And if it went on for hours, all of those
24 replies and communications would be grouped under one
25 umbrella, that one thread number?

April 22, 2010/Poole/Direct

1 A. Correct. If these replies were made to that
2 thread, then, yes.

3 Q. Now, you mentioned popularity. How popular is
4 the Random /b/ board?

5 A. It is the most popular board on the site.

6 Q. Now, is there a limit to the number of posts
7 that can be displayed under a particular thread for
8 someone viewing 4chan?

9 A. No.

11:21:38 10 Q. Is there a limit in terms of -- what happens
11 to the posts, if you have a hundred posts and then 160
12 posts and 161 posts. Do they remain viewable for
13 everyone who visits 4chan, or what happens to those
14 posts?

15 A. The posts are, you know, remain in the thread
16 until the thread is pruned.

17 Q. Pruned by whom?

18 A. Automatically by the board software.

19 Q. And then how would the board automatically
11:22:10 20 prune the thread? Does it have a capacity limit?

21 A. Yeah. Every board has a maximum number of
22 threads, say a hundred. Every time a new thread is
23 posted, something has to be removed. Eventually all of
24 the threads are cycled off and then pruned that way.
25 It's time based and on some of the boards it's

April 22, 2010/Poole/Direct

1 popularity based. The oldest least replied to thread
2 gets bumped off. Inactive threads basically get bumped
3 off.

4 Q. When the thread has been bumped off or
5 removed, does 4chan keep copies of these threads?

6 A. No, we do not.

7 Q. Is there a certain language that is commonly
8 used for users of 4chan?

9 A. In what sense?

11:22:56 10 Q. Certain terms, have a meaning unique to 4chan?

11 A. Yes.

12 Q. Like "OP," what is "OP"?

13 A. OP means original poster.

14 Q. Are you familiar these terms, having been the
15 founder and administrator of the 4chan site?

16 A. Yes.

17 Q. What would "lurker" mean?

18 A. Somebody who browses but does not post, does
19 not contribute.

11:23:22 20 Q. What do the words "caps" mean?

21 A. Screenshots.

22 Q. And is there any significance to "new fags"?

23 A. That is the term used to describe new users to
24 the site.

25 Q. What about "b tard"?

April 22, 2010/Poole/Direct

1 A. It's a term that users of the /b/- Random
2 board use for themselves.

3 Q. What about "troll"?

4 A. Troublemaker.

5 Q. "404"?

6 A. 404 is the status code for not found. It
7 means essentially gone or not found.

8 Q. Not found on where, the 4chan site?

9 A. 404 is the http status code for not found, a
11:24:10 10 page not found by the Web server.

11 Q. In what about "peeps"?

12 A. People.

13 Q. "Rickroll"?

14 A. Rickroll is a mean or Internet kind of trend
15 that started on 4chan where users -- it basically a bait
16 and switch. Users link you to a video of Rick Astley
17 performing *Never Gonna Give You Up*.

18 Q. What about "white night"? Does that have a
19 unique meaning on 4chan?

11:24:42 20 A. On 4chan I am not sure. White night in
21 general, I guess, would mean a do gooder.

22 Q. Have you seen that word used on the 4chan
23 boards?

24 A. Yes.

25 Q. Now, you said that 4chan does not keep the

1 contents of these posts. Does 4chan maintain business
2 records of web logs, also audit logs and sometimes
3 banned entries as well, if a particular user has been
4 banned?

5 A. Yes.

6 Q. Before you is a copy of Government Exhibits
7 129, 130, 131 --

8 A. I don't have anything under 131.

9 MR. KROTOSKI: May I approach, Your Honor?

11:25:50 10 THE COURT: You may.

11 BY MR. KROTOSKI:

12 Q. -- 132 and 133. Do you recognize each of
13 those exhibits?

14 THE WITNESS: I do.

15 (Exhibit Nos. G-129, 130, 131,
16 132, 133 were marked for
17 identification.)

18 BY MR. KROTOSKI:

19 Q. Government Exhibit 129, what is that, please?

11:26:38 20 A. An e-mail I sent to Special Agent Scott Wenger
21 and I think it is the CD that he burned of the records I
22 sent him.

23 Q. And the e-mail, does it include the
24 attachments for 130, 131, 132 and 133?

25 A. Yes.

April 22, 2010/Poole/Direct

1 Q. That is FBI Agent Scott Wenger?

2 A. Yes, sir.

3 Q. You were responding to a law enforcement
4 request for records concerning this case?

5 A. Yes.

6 Q. And with regard to Government Exhibit 130,
7 what is that, please?

8 A. These are the deletion records by moderators
9 for the request that was made.

11:27:26 10 Q. And then what about 131 and 133, what are
11 those, please?

12 A. 131 are the Web server logs and what was
13 requested in the search warrant. And 132 --

14 Q. Or 133.

15 A. I am sorry. 133 are also the Web server logs
16 that were requested.

17 Q. And finally 132, please.

18 A. 132 are records from the banned log.

19 Q. And those records, are they created at or near
11:28:10 20 the time of the event that is being recorded?

21 A. Yes.

22 Q. And is it the regular practice of 4chan to
23 make those records?

24 A. Yes.

25 Q. And is it the regular practice of 4chan to

1 keep and also maintain those records?

2 A. Certain records, the bans and the deletions,
3 yes. The access logs are pruned regularly.

4 Q. And when you say pruned, are you saying that
5 they are retained for a limited period?

6 A. Yes.

7 Q. And so after that passage of time they may no
8 longer be available?

9 A. Yes.

11:28:42 10 Q. In this instance in response to a law
11 enforcement request were they available?

12 A. The records that are provided here, yes.

13 MR. KROTOSKI: The government moves into
14 evidence Government Exhibits 129, 130, 131, 132, 133.

15 THE COURT: They'll be received.

16 (Exhibit Nos. G-129, 130, 131,
17 132, 133 were received in
18 evidence.)

19 BY MR. KROTOSKI:

11:29:06 20 Q. I would like to show you what has been marked
21 as Government Exhibit 126 in the book first, please.

22 (Exhibit No. G-126 was marked for
23 identification.)

24 Q. Do you recognize that exhibit?

25 A. Yes. It's a summary.

April 22, 2010/Poole/Direct

1 Q. Is that a summary based on Government Exhibits
2 130, 131, 133?

3 A. Yes.

4 Q. And does it fairly and accurately show the
5 4chan records concerning September 16th, 17th, for
6 Internet protocol 66.253.190.21?

7 A. Yes.

8 MR. KROTOSKI: The government moves into
9 evidence Government Exhibit 126.

11:29:48 10 THE COURT: It will be received.

11 (Exhibit No. G-126 was received
12 in evidence.)

13 MR. KROTOSKI: Your Honor, it's a little
14 hard to read on the PowerPoint version. I would like to
15 switch to view, please.

16 THE COURT: You may.

17 BY MR. KROTOSKI:

18 Q. All right. Now, these records, does it show
19 that this user IP address 66.253.190.21 when did this
11:30:34 20 user first connect to the 4chan site on September 16,
21 2008?

22 A. Well, these records don't show when they
23 connected, but they do show when posts were made.

24 Q. Thank you. When did this user first make a
25 post on that date, according to these records, on the

April 22, 2010/Poole/Direct

1 4chan site?

2 A. 1:00:53 on September 16th.

3 Q. If you can explain the first entry. What
4 activity is recorded in the 4chan records there?

5 A. The first column is the time. The second
6 column is the request that is made. When it says "POST"
7 that is the, you know, the user submitted something and
8 that is the file that they submitted it through. In
9 this case it's the /b/- Random board.

11:31:32 10 The "Referrer" shows the page they were
11 submitting from. In this case when it says
12 "imgboard.html" it means they were posting a new thread.
13 When it has a series of numbers before the .html, it's
14 because they were replying to a thread.

15 The last column is a user agent string which
16 identifies the user's Web browser and operating system
17 version.

18 Q. The last column, the user agent string, does
19 that show which browser operating system and other
11:32:02 20 information that this particular user at that date and
21 time had on their computer?

22 A. Yes.

23 Q. Now, you mentioned that this user was
24 initiating a post. On the next line do you see this
25 thread number you referenced earlier?

April 22, 2010/Poole/Direct

1 A. Yes.

2 Q. What is the thread number for this initiated
3 post?

4 A. 85525276.

5 Q. Now, do these records on this page and
6 continuing to the next page show that this user was on
7 the site through 2:01:03 on September 16th, 2008?

8 A. I am sorry, can you repeat the question.

9 Q. Absolutely. Do the 4chan records show that
10 this particular user at that IP address was on the 4chan
11 site starting with this post at 1:00:53 and then
12 continuing through to about 2:01:03 on the second page?

13 A. Yes. There is an entry below that.

14 Q. Yes, there is another entry as well. During
15 that continuous period of time this user was making
16 posts and engaging in activity with 4chan?

17 A. Yes.

18 Q. Turning back, please, to the first page. You
19 mentioned 1:04. Does this user, as reflected in these
20 records, continue on with this particular thread?

21 A. Yes.

22 Q. If you can briefly explain what is the
23 activity that is going on with this user. Just walk us
24 down through some of these entries, please.

25 A. The entries -- the user is responding to the

April 22, 2010/Poole/Direct

1 thread 85525276 from, you know, 1:04 to all of the way
2 down the page.

3 Q. Now, going down the page to 1:21:47 and
4 1:21:51, what do the 4chan records show was going on at
5 that time?

6 A. I'm sorry. Can you repeat that again.

7 Q. Certainly. Directing your attention to
8 1:21:47 and 1:21:51, what do the 4chan records show this
9 user was doing on the 4chan site at this time?

11:34:58 10 A. A new post was made.

11 Q. Do the records show whether an image was being
12 submitted with this new post?

13 A. Well, the line after the post, the request
14 shows that the user's browser downloaded that thumbnail,
15 the 122154 number right there ending in .jpg. That 12
16 number is the timestamp, the Unix timestamp where the
17 files are renamed to that number. Accordingly, it's
18 with the 1:21:43 which correlates with the post, the
19 entry proceeding it with the arrow pointing to it.

11:36:04 20 Q. So an image is referenced in this post. It
21 has an original name and 4chan renames that image, is
22 that correct?

23 A. Yes.

24 Q. And what image name did 4chan assign to that
25 image reflected in this record?

April 22, 2010/Poole/Direct

1 A. 1221542503664s.jpg.

2 Q. What is the significance to .jpg?

3 A. .jpg is the file format for the image file.

4 Q. Turning to the second page at 1:30 and 1:31,
5 is there another image that is being posted at that
6 time?

7 A. Yes.

8 Q. Is the file name that 4chan assigned to that
9 12215543021404s.jpg?

11:37:06

10 A. Yes.

11 Q. Similarly, at 1:34:20 and 1:34:11 do the 4chan
12 records show that an image was posted and it was
13 assigned the name 1221543251305s?

14 A. Yes. One thing, the "s" that trails the
15 number, but prior to the file name, see the thumb, the
16 proceeding thumb. That's the thumb file name. The file
17 itself would be renamed that number, but without the
18 "s." Only the thumbnails get the "s" in the file path.
19 The thumbnails, the images are served out of a different
20 directory from the thumbnails. The number would be the
21 same. It wouldn't have the "s."

11:37:52

22 Q. Thank you. That number, again, is assigned by
23 the 4chan site?

24 A. Yes.

25 Q. And then the same thing, another image at 1:48

April 22, 2010/Poole/Direct

1 and 1:47 and 1:53 and at 1:54 and 1:53 further images
2 were being uploaded and assigned those 4chan names, as
3 reflected in the records?

4 A. Yes.

5 Q. Turn to the last page, please. What do the
6 4chan records show that this user at this IP address was
7 engaged in on September 17th, 2008, at approximately
8 12:57 Eastern time?

9 A. The user posted a new thread and then
10 responded twice to a thread.

11 Q. Now, in this exhibit in the Referrer area,
12 what is the significance of the number 85782652?

13 A. That's the thread number.

14 Q. And how come there is one at 12:58 and another
15 one at 13:00 or one o'clock?

16 A. There were two separate posts made.

17 Q. All right. Showing you what has previously
18 been admitted as Government Exhibit 1, were you able to
19 make a comparison of this exhibit with those entries
20 that you just referenced?

21 A. Yes.

22 Q. So for the first time and thread number in
23 Government Exhibit 1 starting with "hello, /b/, as many
24 of you might already know" and continuing, is that
25 reflected on the 12:57:23 entry and the next one on the

1 summary chart?

2 A. Yes.

3 Q. Now, there is a slight couple of seconds
4 variance in time. Can you explain that?

5 A. Yeah. The server that has this image board,
6 the .php file, that is the application, that server has
7 a time that is different from the database server. So
8 there is -- these logs came from the Apache Web server
9 vis-à-vis the logs from the web server. That was using
10 the time of the application server. What you see
11 printed on I believe it's Exhibit 1, that timestamp is
12 set by the database server. So there is a slight
13 variance of a few seconds because the server times were
14 a few seconds out of sync.

11:40:50

15 Q. Notwithstanding that discrepancy just by a
16 couple of seconds they are the same thread numbers?

17 A. Correct.

18 Q. Showing you the bottom portion of Government
19 Exhibit 1, were you able to make a comparison of this
20 submission on the 4chan post with the last entry on the
21 summary exhibit?

11:41:30

22 A. I am sorry. Can you show me exhibit 1 again?

23 Q. Sure. It's in the book there as well, if you
24 prefer to see it in that format.

25 A. You are referring the post made at -- that

1 one, yeah, the second line on exhibit 126, the last
2 page.

3 Q. So the summary chart on September 17th, 2008,
4 at 12:58 and 13:00 Eastern time, what does the 4chan
5 record show that IP user, 66.253.190.21, was doing?

6 A. He responded to the thread you are showing
7 right now twice.

8 Q. And at 12:58:06 and 12:57, does it show who
9 initiated that thread?

11:42:36 10 A. I am sorry, I don't understand the question.

11 Q. Certainly. Do the records show who initiated
12 that thread starting at about 12:57?

13 A. Yes, the IP printed at the top of the page.

14 MR. KROTOSKI: Thank you. No further
15 questions.

16 THE COURT: Cross-examination, Mr. Davies?

17 **CROSS EXAMINATION**

18 BY MR. DAVIES:

19 Q. Mr. Poole, you founded this 4chan site back in
11:43:26 20 2003?

21 A. Yes.

22 Q. So you have been doing it for about not quite
23 seven years?

24 A. Yes.

25 Q. How old are you?

April 22, 2010/Poole/Cross

1 A. I am 22.

2 Q. We have seen some of the information that the
3 site collects. Since people post anonymously there is
4 really, you don't really have any data on the ages of
5 the users of 4chan, do you?

6 A. No.

7 Q. I am going to ask you a couple of questions
8 about Government Exhibit 125 that you were shown. At
9 the beginning when you sign on to 4chan it gives you a
10 choice of a bunch of different kinds of boards to go to,
11 is that right?

12 A. Yes.

13 Q. Those are boards that reflect different types
14 of interests?

15 A. Yes.

16 Q. People have like just, for example, the first
17 one is "Japanese culture."

18 A. Yes.

19 Q. And the second one is "Anime." What is that?

11:44:36 20 A. Anime is a Japanese animation, cartoons.

21 Q. Is that what some of the examples in this
22 exhibit represent?

23 A. Yes, this was taken from the Anime board.

24 Q. It is called Animu & Mango?

25 A. That is a misspelling, actually. It's Anime &

April 22, 2010/Poole/Cross

1 Mango. That's an intentional misspelling on the board
2 there.

3 Q. And you went over this, but when you sign in
4 to post something it has the name and on /b/ most people
5 just leave that blank, right?

6 A. Correct.

7 Q. So it just pops up as anonymous?

8 A. Correct.

9 Q. Right. Isn't that one of the main I guess
11:45:32 10 characteristics of that /b/ Board is that most people
11 post as anonymous?

12 A. Yes.

13 Q. I want to ask you just a little bit of a
14 follow-up on that term that you were asked about,
15 "lurker."

16 A. Yes.

17 Q. Now, a lurker is somebody who just kind of
18 just looks at the site and doesn't actively participate?

19 A. Yes.

11:46:18 20 Q. Is that right? So there are a bunch of people
21 I guess you can tell who view entries on 4chan, but are
22 not making posts?

23 A. Yes.

24 Q. So and that is what a lurker is, somebody who
25 just checks out what is going on, but isn't one of the

1 people real active in putting things up on the board?

2 A. Yes.

3 Q. And the term "rickroll" you said it tries to
4 make people go to a site where they think it is going to
5 be one thing, but it is a video of Rick Astley, is that
6 right?

7 A. Yes.

8 Q. He was some kind of singer?

9 A. Yes.

11:47:00 10 Q. It's a joke?

11 A. Yes.

12 Q. Now, the documents that you have provided in
13 response to law enforcement requests, I think I believe
14 the date, one of the dates of the response was February
15 13th, 2009. That is exhibit 129.

16 A. Yes.

17 Q. And at that time you were able to provide a
18 good deal of information with regard to what happened on
19 your site September 16th, 17th, 2008, right?

11:48:00 20 A. Yes.

21 Q. As reflected in these, for example, these IP
22 addresses and Vtunnel proxy addresses, Exhibit 131?

23 A. I didn't provide that IP address. That was
24 given to me in the search warrant. The records were,
25 you know, pulled based on that IP address.

April 22, 2010/Poole/Cross

1 Q. Once you were given the IP address, you were
2 able to do a search of your files and provide the
3 government with the information that is in this exhibit?

4 A. Yes.

5 Q. And so when the postings that were obviously
6 to go through this -- to summarize, the postings that
7 were made on 4chan, you were able to provide IP
8 addresses on activity from that certain IP address,
9 right?

11:49:08 10 A. Yes. I mean, these records are the web server
11 logs. They are not all postings, but they are just
12 activity from the IP address that was provided.

13 Q. Okay. And then in the government 26, if you
14 were given someone else's IP address and asked to figure
15 out what postings they made on 4chan either in this
16 thread or another at the same time, you could have gone
17 through that same exercise, right?

18 A. Yes, correct.

19 Q. One of the reasons then that I guess that
11:50:16 20 4chan collects IP addresses and the user activity is
21 because you do ban people from the site for violating
22 your terms, right?

23 A. Yes.

24 Q. And that way you can tell from the IP
25 addresses and their activity who it is that you need to

1 ban?

2 A. Yes.

3 Q. And you ban them by IP address?

4 A. Yes.

5 MR. DAVIES: No further, Your Honor.

6 THE COURT: Anything further,

7 Mr. Krotoski?

8 MR. KROTOSKI: No further, Your Honor.

9 THE COURT: May this witness be excused?

11:51:26

10 MR. KROTOSKI: Yes.

11 (End of witness)

12 I CERTIFY THAT THE FOREGOING IS AN ACCURATE
13 TRANSCRIPT OF THE RECORD OF PROCEEDINGS IN THE
14 ABOVE-ENTITLED MATTER, THIS THE 6th DAY OF August, 2010.

14 s/ J. Owen
15 JOLENE OWEN.
16 Registered Professional Reporter
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