

June 23<sup>rd</sup>, 2005

Google, Inc.  
Attn: User Support, DMCA Complaints  
[REDACTED]  
Mountain View, CA 94043  
**BY FAX:** [REDACTED]

Re: Follow-up to case# 28389705  
DMCA Infringement of Faronics Technologies Inc. Copyrighted Materials (aka "Deep Freeze")

Attn: User Support, DMCA Complaints:

Thank you for your prompt attention to our original request. We are pleased that Google is managing this problem effectively. However, since our original request, additional infringing links have appeared, and ask for your help. See Section (2) for the new detail.

Faronics Technologies Inc. ("Faronics") has identified material at several locations on the Web that represent a direct infringement of its copyrighted "Deep Freeze" security software and has determined that this material is not protected by the Fair Use or other protected provisions in Sections 107 through 122 of the Digital Millennium Copyright Act (DMCA). Pursuant to the Google Inc. ("Google") Terms of Service, which state in part:

"It is our policy to respond to notices of alleged infringement that comply with the Digital Millennium Copyright Act (the text of which can be found at the U.S. Copyright Office Web Site, <http://lcWeb.loc.gov/copyright/>) and other applicable intellectual property laws, which may include removing or disabling access to material claimed to be the subject of infringing activity."

Faronics hereby requests that Google remove or disable access to material that is the subject of this infringing activity. As per Google's Infringement Notification policy in its Terms of Service, Faronics provides the following relevant information:

**1. Copyrighted Work That Has Been Infringed**

The copyrighted work that is the subject of this infringement is a software application produced and owned by Faronics, titled "Deep Freeze". The infringing party or parties have violated the Faronics Deep Freeze Master Software License Agreement ("MSLA") where the MSLA states, "The Product may not be modified, reverse engineered, decompiled, or disassembled." This violation is evidenced by the infringing material itself, collected by Faronics. Examples follow in Figures 1 through 4 that clearly describe how the infringing party has decompiled or disassembled, and in turn, modified our copyrighted material in violation of the MSLA.

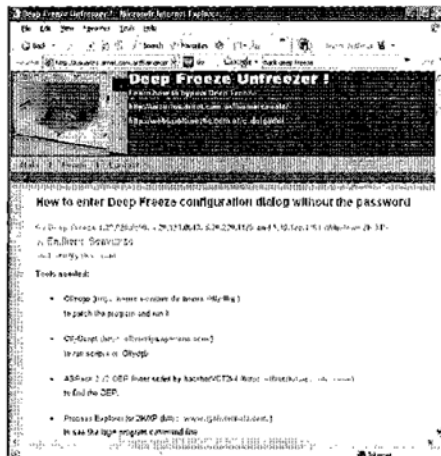


Figure 1(above): Web Page at <http://usuarios.arnet.com.ar/fliamarconato/pages/etutorial1.html> describing intent of posted material.

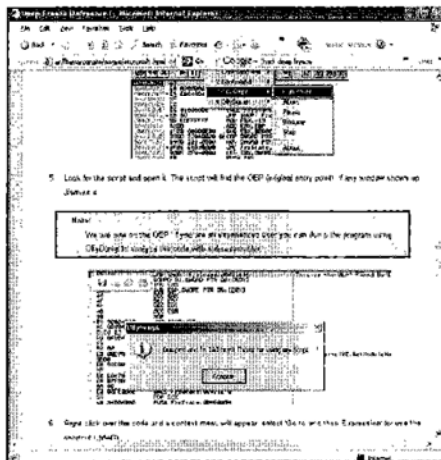


Figure 2(above): Web page at <http://usuarios.arnet.com.ar/fliamarconato/pages/etutorial1.html> showing disassembly of Faronics copyrighted material and violation of the Faronics MSLA and in turn the DMCA by the site author.



## 2. Material Infringing Copyrighted Work Listed In Item #1 Above

### Search Queries:

1. "deep freeze" + unfreezer
2. hack deep freeze
3. hack "deep freeze"
4. "deep freeze" hack
5. deep freeze hack
6. unfreeze deep freeze
7. "Need to unfreeze Deep Freeze?"
8. Need to unfreeze Deep Freeze?
9. "This guy found a way to do it!"

### Web pages containing infringing material:

<http://usuarios.arnet.com.ar/fliamarconato/pages/emain.html>

### Pages containing current links to infringing material:

[www.dslreports.com/forum/remark,13216523](http://www.dslreports.com/forum/remark,13216523)  
[www.dslreports.com/forum/](http://www.dslreports.com/forum/)  
[www.securiteam.com/windowsntfocus/5XP0H1FG0S.html](http://www.securiteam.com/windowsntfocus/5XP0H1FG0S.html)  
[www.securiteam.com/](http://www.securiteam.com/)  
[www.casemodgod.com/cm9/ftopict-5003.html](http://www.casemodgod.com/cm9/ftopict-5003.html)  
<http://forum.pcstats.com/archive/index.php/t-19103.html>  
[www.commentcamarche.net/forum/](http://www.commentcamarche.net/forum/)  
<http://usuarios.arnet.com.ar/fliamarconato/pages/emain.html>  
[www.opennet.ru/security/?skip=20](http://www.opennet.ru/security/?skip=20)  
[http://cyenergy.info/daily\\_archive.html](http://cyenergy.info/daily_archive.html)  
<http://usuarios.arnet.com.ar/fliamarconato/pages/smain.html>  
[www.trucoswindows.net/foro/showtopic-21371.html](http://www.trucoswindows.net/foro/showtopic-21371.html)  
[www.greyhats.info/](http://www.greyhats.info/)  
<http://security.opennet.ru/base/ms/>  
[www.securityexploit.info/](http://www.securityexploit.info/)  
<http://pub9.bravenet.com/forum/707468707/show/417504>  
<http://forum.pcstats.com/archive/index.php/t-19103.html>  
<http://www.casemodgod.com/cm9/ftopict-5003.html>

**3. Faronics Contact Address**

Contact: [REDACTED] Chief Operating Officer  
Faronics Technologies Inc.  
[REDACTED]  
San Ramon, California  
USA 94583  
Tel: [REDACTED]  
[REDACTED]@faronics.com

**4. Contacts for Owner/Administrators of Web Pages Containing Infringing Material**

Host for : <http://usuarios.arnet.com.ar/fliamarconato/>  
owner: [REDACTED]  
responsible: [REDACTED]  
address: [REDACTED]  
address: 1425 - Buenos Aires - BA  
country: AR  
phone: [REDACTED]  
e-mail: [REDACTED]@ARNET.NET.AR

**5. Statement of Good Faith**

I have a good faith belief that use of the copyrighted materials described above on the allegedly infringing web pages is not authorized by the copyright owner, its agent, or the law.

**6. Statement of Accuracy and Authority**

I swear, under penalty of perjury, that the information in the notification is accurate and that I am the copyright owner or am authorized to act on behalf of the owner of an exclusive right that is allegedly infringed.

**7. Signature**

[REDACTED]  
[REDACTED] Chief Operating Officer, Faronics Technologies Inc.