



1
2 UNITED STATES DISTRICT COURT
3 CENTRAL DISTRICT OF CALIFORNIA
4

5 NEXON AMERICA, INC., a Delaware
6 corporation, and NEXON KOREA
CORPORATION, a Korean corporation,

7 Plaintiffs,

8 v.

9 RYAN MICHAEL CORNWALL a/k/a
10 "Riu Kuzaki" and "Alexandria
Cornwall"; YANGYU ZHOU a/k/a
11 "Yang Yu," "W8babyy " and
"Gamersoul"; DOUGLAS CRANE a/k/a
12 "DJ" and "Lonerbo "; WILLIAM
"BILLY" KEISTER a/k/a
13 "ThePhoneGuy"; AMARJOT GILL
14 a/k/a "Alphaamar"; DEREK OSGOOD
a/k/a "Jayce"; COLIN JOHNSON a/k/a
15 "Colin ' • LINDA LIU a/k/a
16 "linnycTa\$42" JEREMY SIMPSON;
V.H. a/k/a "Vince"; DOE 1 a/k/a
17 "Bizarro" and "Andrew," DOE 2 a/k/a
18 "Cam1596," and DOES 3 through 10,
inclusive,

19
20 Defendants.

CASE NO. 12-00160-RSWL (FFMX)

ANSWER TO AMENDED
COMPLAINT

21
22 DOUGLAS CRANE'S ANSWER TO PLAINTIFFS' COMPLAINT
23

24 Preliminary Statement

25 1. The Defendant lacks knowledge or information sufficient to form a
26 belief about the truth of the allegations in the first sentence of Paragraph 1 and
27
28

1 therefore denies the same. Defendant denies the remainder of the allegations set
2 forth in Paragraph 1.

3 2. The Defendant lacks knowledge or information sufficient to form a
4 belief about the truth of the allegations in Paragraph 2 and therefore denies the
5 same.

6 3. Defendant denies the allegations set forth in Paragraph 3.

7 4. Defendant denies the allegations set forth in Paragraph 4.

8 **Jurisdiction and Venue**

9 5. Defendant admits the allegations set forth in Paragraph 5.

10 6. Defendant admits the allegations set forth in Paragraph 6.

11 7. Defendant denies the allegations set forth in Paragraph 7.

12 8. Defendant admits the allegations set forth in Paragraph 8.

13
14 **The Parties**

15 9. The Defendant lacks knowledge or information sufficient to form a
16 belief about the truth of the allegations in Paragraph 9 and therefore denies the
17 same.

18 10. The Defendant lacks knowledge or information sufficient to form a
19 belief about the truth of the allegations in Paragraph 10 and therefore denies the
20 same.

21 11. The Defendant lacks knowledge or information sufficient to form a
22 belief about the truth of the allegations in Paragraph 11 and therefore denies the
23 same.

24 12. Defendant denies the allegations set forth in Paragraph 12.

25 13. The Defendant lacks knowledge or information sufficient to form a
26 belief about the truth of the allegations in Paragraph 13 and therefore denies the
27 same.

1 14. The Defendant lacks knowledge or information sufficient to form a
2 belief about the truth of the allegations in Paragraph 14 and therefore denies the
3 same.

4 15. The Defendant admits that Douglas Crane resides in Duxbury,
5 Massachusetts, but denies every other allegation set forth in Paragraph 15.

6 16. The Defendant lacks knowledge or information sufficient to form a
7 belief about the truth of the allegations in Paragraph 16 and therefore denies the
8 same.

9 17. The Defendant lacks knowledge or information sufficient to form a
10 belief about the truth of the allegations in Paragraph 17 and therefore denies the
11 same.

12 18. The Defendant lacks knowledge or information sufficient to form a
13 belief about the truth of the allegations in Paragraph 18 and therefore denies the
14 same.

15 19. The Defendant lacks knowledge or information sufficient to form a
16 belief about the truth of the allegations in Paragraph 19 and therefore denies the
17 same.

18 20. The Defendant lacks knowledge or information sufficient to form a
19 belief about the truth of the allegations in Paragraph 20 and therefore denies the
20 same.

21 21. The Defendant lacks knowledge or information sufficient to form a
22 belief about the truth of the allegations in Paragraph 21 and therefore denies the
23 same.

24 22. The Defendant lacks knowledge or information sufficient to form a
25 belief about the truth of the allegations in Paragraph 22 and therefore denies the
26 same.

1 23. The Defendant lacks knowledge or information sufficient to form a
2 belief about the truth of the allegations in Paragraph 23 and therefore denies the
3 same.

4 24. The Defendant denies the allegations set forth in Paragraph 24.
5

6 **FACTS APPLICABLE TO ALL CLAIMS**

7 **Nexon's MapleStory Computer Game**

8 25. The Defendant lacks knowledge or information sufficient to form a
9 belief about the truth of the allegations in Paragraph 25 and therefore denies the
10 same.

11 26. The Defendant lacks knowledge or information sufficient to form a
12 belief about the truth of the allegations in Paragraph 26 and therefore denies the
13 same.

14 27. The Defendant lacks knowledge or information sufficient to form a
15 belief about the truth of the allegations in Paragraph 27 and therefore denies the
16 same.

17
18 **Nexon's Anti-Hacking Measures**

19 28. The Defendant lacks knowledge or information sufficient to form a
20 belief about the truth of the allegations in Paragraph 28 and therefore denies the
21 same.

22 29. The Defendant lacks knowledge or information sufficient to form a
23 belief about the truth of the allegations in Paragraph 29 and therefore denies the
24 same.

25 30. The Defendant lacks knowledge or information sufficient to form a
26 belief about the truth of the allegations in Paragraph 30 and therefore denies the
27 same.
28

31. The Defendant lacks knowledge or information sufficient to form a belief about the truth of the allegations in Paragraph 31 and therefore denies the same.

32. The Defendant lacks knowledge or information sufficient to form a belief about the truth of the allegations in Paragraph 32 and therefore denies the same.

33. The Defendant lacks knowledge or information sufficient to form a belief about the truth of the allegations in Paragraph 33 and therefore denies the same.

Technical Security Measures

34. The Defendant lacks knowledge or information sufficient to form a belief about the truth of the allegations in Paragraph 34 and therefore denies the same.

35. The Defendant lacks knowledge or information sufficient to form a belief about the truth of the allegations in Paragraph 35 and therefore denies the same.

36. The Defendant lacks knowledge or information sufficient to form a belief about the truth of the allegations in Paragraph 36 and therefore denies the same.

Contractual Measures

37. The Defendant lacks knowledge or information sufficient to form a belief about the truth of the allegations in Paragraph 37 and therefore denies the same.

38. The Defendant lacks knowledge or information sufficient to form a belief about the truth of the allegations in Paragraph 38 and therefore denies the same.

1 39. The Defendant lacks knowledge or information sufficient to form a
2 belief about the truth of the allegations in Paragraph 39 and therefore denies the
3 same.

4 40. The Defendant lacks knowledge or information sufficient to form a
5 belief about the truth of the allegations in Paragraph 40 and therefore denies the
6 same.

7 41. The Defendant lacks knowledge or information sufficient to form a
8 belief about the truth of the allegations in Paragraph 41 and therefore denies the
9 same.

10 42. The Defendant lacks knowledge or information sufficient to form a
11 belief about the truth of the allegations in Paragraph 42 and therefore denies the
12 same.

13
14 **The Riu Kuzaki Hack Software And Website**

15 43. The Defendant lacks knowledge or information sufficient to form a
16 belief about the truth of the allegations in Paragraph 43 and therefore denies the
17 same.

18 44. The Defendant lacks knowledge or information sufficient to form a
19 belief about the truth of the allegations in Paragraph 44 and therefore denies the
20 same.

21 45. The Defendant lacks knowledge or information sufficient to form a
22 belief about the truth of the allegations in Paragraph 45 and therefore denies the
23 same.

24 46. The Defendant lacks knowledge or information sufficient to form a
25 belief about the truth of the allegations in Paragraph 46 and therefore denies the
26 same.

1 47. The Defendant lacks knowledge or information sufficient to form a
2 belief about the truth of the allegations in Paragraph 47 and therefore denies the
3 same.

4 48. The Defendant lacks knowledge or information sufficient to form a
5 belief about the truth of the allegations in Paragraph 48 and therefore denies the
6 same.

7 49. The Defendant lacks knowledge or information sufficient to form a
8 belief about the truth of the allegations in Paragraph 49 and therefore denies the
9 same.

10 50. The Defendant lacks knowledge or information sufficient to form a
11 belief about the truth of the allegations in Paragraph 50 and therefore denies the
12 same.

13
14 **The GamerSoul Hack Software and Website**

15 51. The Defendant denies the allegations set forth in Paragraph 51.

16 52. The Defendant lacks knowledge or information sufficient to form a
17 belief about the truth of the allegations in Paragraph 52 and therefore denies the
18 same.

19 53. The Defendant denies the allegations set forth in Paragraph 53.

20 54. The Defendant lacks knowledge or information sufficient to form a
21 belief about the truth of the allegations in Paragraph 54 and therefore denies the
22 same.

23 55. The Defendant lacks knowledge or information sufficient to form a
24 belief about the truth of the allegations in Paragraph 55 and therefore denies the
25 same.

26 56. The Defendant denies the allegations set forth in Paragraph 56.

27 57. The Defendant denies the allegations set forth in Paragraph 57.

28 58. The Defendant denies the allegations set forth in Paragraph 58.

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Defendants' Willful Infringement

59. The Defendant denies the allegations set forth in Paragraph 59.
60. The Defendant denies the allegations set forth in Paragraph 60.
61. The Defendant denies the allegations set forth in Paragraph 61.

The Harm To Nexon From Defendants' Conduct

62. The Defendant denies the allegations set forth in Paragraph 62.
63. The Defendant denies the allegations set forth in Paragraph 63.
64. The Defendant lacks knowledge or information sufficient to form a belief about the truth of the allegations in Paragraph 64 and therefore denies the same.
65. The Defendant denies the allegations set forth in Paragraph 65.
66. The Defendant denies the allegations set forth in Paragraph 66.

COUNT I

Direct Copyright Infringement

67. In response to Paragraph 67, the Defendant realleges and reincorporates his answers set forth in Paragraphs 1 – 66 as set forth above.
68. The Defendant lacks knowledge or information sufficient to form a belief about the truth of the allegations in Paragraph 68 and therefore denies the same.
69. The Defendant denies the allegations set forth in Paragraph 69.
70. The Defendant denies the allegations set forth in Paragraph 70.
71. The Defendant denies the allegations set forth in Paragraph 71.
72. The Defendant denies the allegations set forth in Paragraph 72.
73. The Defendant denies the allegations set forth in Paragraph 73.
74. The Defendant denies the allegations set forth in Paragraph 74.

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COUNT II

Inducement to Infringe Copyright

75. In response to Paragraph 75, the Defendant realleges and reincorporates his answers set forth in Paragraphs 1 – 74 as set forth above.

76. The Defendant lacks knowledge or information sufficient to form a belief about the truth of the allegations in Paragraph 76 and therefore denies the same.

77. The Defendant denies the allegations set forth in Paragraph 77.

78. The Defendant denies the allegations set forth in Paragraph 78.

79. The Defendant denies the allegations set forth in Paragraph 79.

80. The Defendant denies the allegations set forth in Paragraph 80.

81. The Defendant denies the allegations set forth in Paragraph 81.

82. The Defendant denies the allegations set forth in Paragraph 82.

COUNT III

Contributory Copyright Infringement

83. In response to Paragraph 83, the Defendant realleges and reincorporates his answers set forth in Paragraphs 1 – 82 as set forth above.

84. The Defendant lacks knowledge or information sufficient to form a belief about the truth of the allegations in Paragraph 84 and therefore denies the same.

85. The Defendant denies the allegations set forth in Paragraph 85.

86. The Defendant denies the allegations set forth in Paragraph 86.

87. The Defendant denies the allegations set forth in Paragraph 87.

88. The Defendant denies the allegations set forth in Paragraph 88.

89. The Defendant denies the allegations set forth in Paragraph 89.

90. The Defendant denies the allegations set forth in Paragraph 90.

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COUNT IV

Vicarious Copyright Infringement

91. In response to Paragraph 91, the Defendant realleges and reincorporates his answers set forth in Paragraphs 1 – 91 as set forth above.

92. The Defendant lacks knowledge or information sufficient to form a belief about the truth of the allegations in Paragraph 92 and therefore denies the same.

93. The Defendant denies the allegations set forth in Paragraph 93.

94. The Defendant denies the allegations set forth in Paragraph 94.

95. The Defendant denies the allegations set forth in Paragraph 95.

96. The Defendant denies the allegations set forth in Paragraph 96.

97. The Defendant denies the allegations set forth in Paragraph 97.

98. The Defendant denies the allegations set forth in Paragraph 98.

99. The Defendant denies the allegations set forth in Paragraph 99.

COUNT V

Trafficking in Circumvention Devices, 17 U.S.C. § 1201(a)(2)

100. In response to Paragraph 100, the Defendant realleges and reincorporates his answers set forth in Paragraphs 1 – 99 as set forth above.

101. The Defendant lacks knowledge or information sufficient to form a belief about the truth of the allegations in Paragraph 101 and therefore denies the same.

102. The Defendant lacks knowledge or information sufficient to form a belief about the truth of the allegations in Paragraph 102 and therefore denies the same.

103. The Defendant lacks knowledge or information sufficient to form a belief about the truth of the allegations in Paragraph 103 and therefore denies the same.

104. The Defendant denies the allegations set forth in Paragraph 104.

105. The Defendant denies the allegations set forth in Paragraph 105.

106. The Defendant denies the allegations set forth in Paragraph 108.

107. The Defendant denies the allegations set forth in Paragraph 107.

108. The Defendant denies the allegations set forth in Paragraph 108.

109. The Defendant denies the allegations set forth in Paragraph 109.

110. The Defendant denies the allegations set forth in Paragraph 110.

111. The Defendant denies the allegations set forth in Paragraph 111.

112. The Defendant denies the allegations set forth in Paragraph 112.

COUNT VI

Unlawful Circumvention, 17 U.S.C. § 1201(a)(1)

113. In response to Paragraph 113, the Defendant realleges and reincorporates his answers set forth in Paragraphs 1 – 112 as set forth above.

114. The Defendant lacks knowledge or information sufficient to form a belief about the truth of the allegations in Paragraph 114 and therefore denies the same.

115. The Defendant denies the allegations set forth in Paragraph 115.

116. The Defendant denies the allegations set forth in Paragraph 116.

117. The Defendant denies the allegations set forth in Paragraph 117.

118. The Defendant denies the allegations set forth in Paragraph 118.

119. The Defendant denies the allegations set forth in Paragraph 119.

120. The Defendant denies the allegations set forth in Paragraph 120.

121. The Defendant denies the allegations set forth in Paragraph 121.

122. The Defendant denies the allegations set forth in Paragraph 122.

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COUNT VII

Breach of ToU and EULA

123. In response to Paragraph 123, the Defendant realleges and reincorporates his answers set forth in Paragraphs 1 –122 as set forth above.

124. The Defendant denies the allegations set forth in Paragraph 124.

COUNT VIII

Intentional Interference with Contractual Relations

125. In response to Paragraph 125, the Defendant realleges and reincorporates his answers set forth in Paragraphs 1 – 124 as set forth above.

126. The Defendant lacks knowledge or information sufficient to form a belief about the truth of the allegations in Paragraph 126 and therefore denies the same.

127. The Defendant lacks knowledge or information sufficient to form a belief about the truth of the allegations in Paragraph 127 and therefore denies the same.

128. The Defendant denies the allegations set forth in Paragraph 128.

129. The Defendant denies the allegations set forth in Paragraph 129.

130. The Defendant denies the allegations set forth in Paragraph 130.

131. The Defendant denies the allegations set forth in Paragraph 131.

132. The Defendant denies the allegations set forth in Paragraph 132.

COUNT IX

Violation of the Computer Fraud and Abuse Act, 18 U.S.C. § 1030(a)(5)

133. In response to Paragraph 133, the Defendant realleges and reincorporates his answers set forth in Paragraphs 1 – 132 as set forth above.

1 134. The Defendant lacks knowledge or information sufficient to form a
2 belief about the truth of the allegations in Paragraph 134 and therefore denies the
3 same.

4 135. The Defendant denies the allegations set forth in Paragraph 135.

5 136. The Defendant denies the allegations set forth in Paragraph 136.

6 137. The Defendant denies the allegations set forth in Paragraph 137.

7
8 **COUNT X**

9 **Unfair Competition, Cal. Bus. & Prof. Code § 17200**

10 138. In response to Paragraph 138, the Defendant realleges and
11 reincorporates his answers set forth in Paragraphs 1 – 137 as set forth above.

12 139. The Defendant denies the allegations set forth in Paragraph 139.

13 140. The Defendant denies the allegations set forth in Paragraph 140.

14 **AFFIRMATIVE DEFENSES**

15 **FIRST AFFIRMATIVE DEFENSE**

16 141. By and through this suit, Nexon is attempting to illegally expand the
17 legitimate scope of any copyright they own. Such actions constitute copyright
18 misuse, thereby rendering any and all asserted copyrights unenforceable.

19 **SECOND AFFIRMATIVE DEFENSE**

20 142. Plaintiffs' claims, or parts thereof, are barred by the doctrine of waiver
21 and estoppel.

22 **THRID AFFIRMATIVE DEFENSE**

23 143. Plaintiffs' contributory and vicarious copyright claims are barred to
24 the extent any person, based on whose behavior Plaintiffs seek to hold the
25 Defendant liable, are innocent infringers.

26 **FOURTH AFFIRMATIVE DEFENSE**

27 144. The Complaint fails to state a claim upon which relief can be granted.

28 **FIFTHH AFFIRMATIVE DEFENSE**

1 145. Plaintiff's claims are barred by the unclean hands doctrine.

2 **SIXTH AFFIRMATIVE DEFENSE**

3 146. Plaintiff's claim for intentional interference with contractual relations
4 is improper under the law in that Plaintiff's EULA and TOS agreements are not
5 valid or enforceable.

6 **SEVENTH AFFIRMATIVE DEFENSE**

7 147. Plaintiff's claim for contributory and vicarious copyright infringement
8 is improper under the law in that any use of Plaintiff's computer code by third
9 parties constitutes fair use of said code.

10

11 **PRAYERS FOR RELIEF**

12 Wherefore the Defendant respectfully request that this Honorable Court:

- 13 A. Deny and Dismiss the Plaintiffs' Complaint;
14 B. Award the Defendant his reasonable attorney's fees; and,
15 B. Grant such further relief that is just and equitable.

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Respectfully submitted,

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DOUGLAS CRANE

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Date: 20 March 2012

21

By: /s/ Douglas Crane

22

Pro-Se Defendant

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Douglas Crane

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366 Temple St

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Duxbury, MA 02332

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508-843-7985

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dcranelonerboy@yahoo.com

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CERTIFICATE OF SERVICE

I hereby certify that the above Answer, filed with the Court via the Courts ECF system, was served upon the Plaintiff's counsel electronically.

/s/ Douglas Crane
Pro-Se Defendant
Douglas Crane
366 Temple St
Duxbury, MA 02332
508-843-7985
dcranelonerboy@yahoo.com

