

**If you were a minor when you appeared in a video or image uploaded or viewable on Pornhub.com, Pornhubpremium.com, Redtube.com, Redtubepremium.com, YouPorn.com, YouPornpremium.com, Tube8.com, Mofosex.com, ExtremeTube.com, Spankwire.com, Keezmovies.com, Thumbzilla.com, or XTube.com, a class action lawsuit may affect your rights.**

*A United States federal court authorized this Notice. This is not a solicitation from a lawyer.*

- A lawsuit known as *Jane Doe v. MindGeek USA Incorporated, MindGeek S.A.R.L., MG Freesites, LTD, d/b/a Pornhub, MG Freesites II, LTD, MG Content RT Limited, and 9219-1568 Quebec, Inc. d/b/a MindGeek*, No. SACV 21-00338-CJC (ADSx) is pending in the United States District Court for the Central District of California (the “Court”).
- Plaintiff claims that MindGeek USA Incorporated, MindGeek S.A.R.L., MG Freesites, LTD, d/b/a Pornhub, MG Freesites II, LTD, MG Content RT Limited, and 9219-1568 Quebec, Inc. d/b/a MindGeek (collectively, “Defendants”) systematically participated in sex-trafficking ventures involving tens of thousands of children by receiving, distributing, and profiting from droves of child sexual abuse material (“CSAM”) on the websites Pornhub.com, Pornhubpremium.com, Redtube.com, Redtubepremium.com, YouPorn.com, YouPornpremium.com, Tube8.com, Mofosex.com, ExtremeTube.com, Spankwire.com, Keezmovies.com, Thumbzilla.com, and XTube.com. The allegations against Defendants are set forth in Plaintiffs’ Third Amended Complaint filed with the Court on May 5, 2023.
- The Court has allowed the lawsuit to be a class action on behalf of a Class and a California Subclass as detailed below.

**Class:** All persons who were under the age of 18 when they appeared in a video or image that has been uploaded or otherwise made available for viewing on any website owned or operated by MindGeek, including Pornhub.com, Pornhubpremium.com, Redtube.com, Redtubepremium.com, YouPorn.com, YouPornpremium.com, Tube8.com, Mofosex.com, ExtremeTube.com, Spankwire.com, Keezmovies.com, Thumbzilla.com, and XTube.com, from February 19, 2011, through the present.

**California Subclass:** Members of the Class residing in California who were under the age of 18 when they appeared in a video or image that has been uploaded or otherwise made available for viewing on any website owned or operated by MindGeek, including Pornhub.com, Pornhubpremium.com, Redtube.com, Redtubepremium.com, YouPorn.com, YouPornpremium.com, Tube8.com, Mofosex.com, ExtremeTube.com, Spankwire.com, Keezmovies.com, Thumbzilla.com, and XTube.com from February 19, 2011, through the present.

- The Court has not decided who is right or wrong. There is no money available now, and no guarantee there will be. However, if you are a member of the Classes described above, your legal rights are affected, and you have a choice to make now.

**YOUR LEGAL RIGHTS AND OPTIONS IN THIS LAWSUIT**

<b>Do Nothing</b>	<b>Stay in this lawsuit. Await the outcome. Give up certain rights.</b> By doing nothing, you keep the possibility of getting money or benefits that may come from a trial or a settlement. But, you give up any rights to sue Defendants separately about the same legal claims in this lawsuit. You will be bound by the result of this lawsuit.
<b>Ask To Be Excluded by April 22, 2024</b>	<b>Get out of this lawsuit. Get no benefits. Keep your rights to sue.</b> If you wish to be excluded from this class action, fill out and return the Exclusion Request Form available on the website <a href="http://www.MindGeekClassActionLitigation.com">www.MindGeekClassActionLitigation.com</a> . If you ask to be excluded from this lawsuit and money or benefits are later awarded, you will not share in that money or those benefits. But, you keep any rights to sue Defendants separately, at your own expense, and with your own attorney about the same legal claims in this lawsuit, subject to applicable defenses that Defendants may have to each legal claim.

- Plaintiff must prove their claim against Defendants at a trial, which is scheduled for August 2024. If you do not ask to be excluded from the lawsuit and money or benefits are obtained from Defendants, you will be notified about how to ask for a share.

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## **BASIC INFORMATION**

### **1. What is this Notice about?**

This Notice explains that the Court has allowed, or “certified,” a class action lawsuit that may affect you if you were under the age of 18 when you appeared in a video or image that has been uploaded or otherwise made available for viewing on any website owned or operated by MindGeek, including Pornhub.com, Pornhubpremium.com, Redtube.com, Redtubepremium.com, YouPorn.com, YouPornpremium.com, Tube8.com, Mofosex.com, ExtremeTube.com, Spankwire.com, Keezmovies.com, Thumbzilla.com, and XTube.com, from February 19, 2011, through the present. The websites owned by MindGeek that are at issue are Pornhub.com, Pornhubpremium.com, Redtube.com, Redtubepremium.com, YouPorn.com, YouPornpremium.com, Tube8.com, Mofosex.com, ExtremeTube.com, Spankwire.com, Keezmovies.com, Thumbzilla.com, and XTube.com. You have legal rights and options that you may exercise before the Court holds a trial scheduled for August 2024. The trial will decide whether the claims being made against Defendants, on your behalf, are correct. Judge Cormac J. Carney of the United States District Court for the Central District of California is overseeing this class action. The lawsuit is known as *Jane Doe v. MindGeek USA Incorporated, MindGeek S.A.R.L., MG Freesites, LTD, d/b/a Pornhub, MG Freesites II, LTD, MG Content RT Limited, and 9219-1568 Quebec, Inc. d/b/a MindGeek*. No. SACV 21-00338-CJC (ADSx).

### **2. What is this lawsuit about?**

The lawsuit claims that Defendants systematically participated in sex-trafficking ventures involving tens of thousands of children by receiving, distributing, and profiting from droves of child sexual abuse material (“CSAM”). Defendants deny any wrongdoing, and the Court has not found that Defendants have committed wrongdoing.

### **3. What is a class action and who is involved?**

In a class action lawsuit, a court appoints one or more people or entities to be the “plaintiff” to sue on behalf of other people who have similar claims. If the court allows the lawsuit to proceed as a class action, the court appoints the plaintiff as the “class representative.” The people together are a “class” or “class members.” The plaintiff—and all the class members like them—are called the plaintiffs. The companies and people they sued are called the defendants. One court resolves the issues for everyone in the class—except for those people who choose to exclude themselves from the class. In this lawsuit, the Court appointed Jane Doe as Plaintiff and class representative.

### **4. Why is this lawsuit a class action?**

The Court decided that this lawsuit can be a class action and move towards a trial because it meets the requirements of Federal Rule of Civil Procedure 23, which governs class actions in federal courts. Specifically, the Court found that:

- There are numerous Class Members whose interests are affected by this lawsuit;
- There are legal questions and facts that are common to the members of the Class;
- Plaintiff’s claims are typical of the claims of the rest of the Class;
- Plaintiff and the lawyers representing the Class will fairly and adequately represent the Class interests;
- The common legal questions and facts are more important than questions that affect only individuals;
- The Class is ascertainable because they are defined by identifiable objective criteria; and
- This class action will be more efficient than having many individual lawsuits.

More information about why the Court is allowing this lawsuit to be a class action is in the Court’s Order Granting Motion for Class Certification, which is available at [www.MindGeekClassActionLitigation.com](http://www.MindGeekClassActionLitigation.com).

## THE CLAIMS IN THE LAWSUIT

### **5. What does the lawsuit complain about?**

The lawsuit claims that Defendants facilitate and profit from child sex trafficking involving CSAM; and have known about, and been investigated for, significant amounts of CSAM on their sites. Plaintiff alleges that Defendants, despite their actual knowledge that their sites were being used to share CSAM, did not take adequate steps to curb its propagation, motivated at least in part by financial considerations.

Defendants are a group of privately held companies that operate Pornhub.com, Pornhubpremium.com, Redtube.com, Redtubepremium.com, YouPorn.com, YouPornpremium.com, Tube8.com, Mofosex.com, ExtremeTube.com, Spankwire.com, Keezmovies.com, Thumbzilla.com, and XTube.com. Their “flagship video sharing platform is Pornhub. Created in 2007, Pornhub is a leading free, ad-supported, adult content hosting and streaming website, offering visitors the ability to view content uploaded by verified users, models, and third-party adult entertainment companies.”

### **6. How do Defendants answer?**

Defendants deny that they did anything wrong and will defend themselves at trial. Defendants’ Answers to the Complaint are available at [www.MindGeekClassActionLitigation.com](http://www.MindGeekClassActionLitigation.com).

### **7. Has the Court decided who is right?**

The Court has not decided whether Plaintiff or Defendants are correct. By establishing the Class and issuing this Notice, the Court is not suggesting that Plaintiff will win or lose this case. The parties have a chance to prove or disprove their claims and/or defenses through motion practice. Plaintiff must prove their claims at the trial scheduled for August 2024. (See “The Trial” below on page 7.)

### **8. What is Plaintiff asking for?**

Plaintiff is asking for damages sustained as a result of Defendants’ alleged wrongdoing, in the amount to be proven at trial. Plaintiff also seeks injunctive or equitable relief as the Court may deem just and proper, and reasonable cost and expenses incurred, including counsel fees and expert fees.

### **9. Is there any money available now?**

No money or benefits are available now as a result of the Class being certified because the Court has not yet decided whether Defendants did anything wrong, and the two sides have not settled the case. There is no guarantee that money or benefits ever will be obtained. If they are, you will be notified about how to ask for a share.

## WHO IS IN THE CLASS

### **10. Am I part of the Class?**

The Court certified a Class and a California Subclass:

1. **Class:** All persons who were under the age of 18 when they appeared in a video or image that has been uploaded or otherwise made available for viewing on any website owned or operated by MindGeek, including Pornhub.com, Pornhubpremium.com, Redtube.com, Redtubepremium.com, YouPorn.com, YouPornpremium.com, Tube8.com, Mofosex.com, ExtremeTube.com, Spankwire.com, Keezmovies.com, Thumbzilla.com, and XTube.com, from February 19, 2011, through the present.
2. **California Subclass:** Members of the Class residing in California who were under the age of 18 when they appeared in a video or image that has been uploaded or otherwise made available for viewing on any website

owned or operated by MindGeek, including Pornhub.com, Pornhubpremium.com, Redtube.com, Redtubepremium.com, YouPorn.com, YouPornpremium.com, Tube8.com, Mofosex.com, ExtremeTube.com, Spankwire.com, Keezmovies.com, Thumbzilla.com, and XTube.com, from February 19, 2011, through the present.

**11. I am still not sure if I am included.**

If you are still not sure whether you are included in the Class, you can get free help at [www.MindGeekClassActionLitigation.com](http://www.MindGeekClassActionLitigation.com), or by calling or writing to the lawyers in this case, at the phone number or address listed in Question 15.

**YOUR RIGHTS AND OPTIONS**

You must decide whether to stay in the Class (and be bound by the results) or ask to be excluded (and keep your right to sue Defendants in your own separate lawsuit).

**12. What happens if I do nothing at all?**

You do not have to do anything now if you want to keep the possibility of getting money or benefits from this lawsuit. By doing nothing you are staying in the Class. If you stay and Plaintiff obtains money or benefits, either as a result of the trial or a settlement, you will be notified about how to apply for a share. Keep in mind that if you do nothing now, regardless of whether Plaintiff wins or loses the trial, you will not be able to sue, or continue to sue Defendants—as part of any other lawsuit—about the same legal claims that are the subject of this lawsuit. You will also be legally bound by all of the Orders the Court issues and judgments the Court makes in this class action.

**13. Why would I ask to be excluded?**

If you want to sue Defendants on your own regarding the same claims in this matter, or already have your own lawsuit against Defendants regarding the same claims in this matter and want to continue with it, you need to ask to be excluded from the Class. If you exclude or remove yourself from the Class— sometimes called “opting-out” of the Class— you will not get any money or benefits from this lawsuit even if Plaintiff wins at trial. However, you may then be able to sue or continue to sue Defendants on your own for the same or similar claims in this matter. If you exclude yourself, you will not be legally bound by the Court’s judgments in this class action.

If you start your own lawsuit or continue with a preexisting lawsuit against Defendants regarding the same claims in this matter after you exclude yourself, you will have to hire your own lawyer(s) for that lawsuit, and you will have to prove your claims. If you do exclude yourself so you can start or continue your own lawsuit against Defendants, you should talk to your own lawyer soon, because *your claims may be subject to a statute of limitations or repose*, meaning that you may face a deadline after which you cannot sue.

**14. How do I ask the Court to exclude me from the Class?**

To ask to be excluded from the Class, you must submit the Exclusion Request Form available on the website [www.MindGeekClassActionLitigation.com](http://www.MindGeekClassActionLitigation.com) . Your Exclusion Request Form may be submitted electronically or through physical mail. Exclusion Request Forms sent electronically may be sent by email to [info@MindGeekClassActionLitigation.com](mailto:info@MindGeekClassActionLitigation.com) or electronically through [www.MindGeekClassActionLitigation.com](http://www.MindGeekClassActionLitigation.com). Exclusion Request Forms sent by physical mail must be mailed to: MindGeek Class Action Litigation, c/o JND Legal Administration, Exclusion Requests, P.O. Box 91491, Seattle, WA 98111. The deadline to submit your Exclusion Request Form electronically or by physical mail is April 22, 2024.

**IF YOU DO NOT EXCLUDE YOURSELF BY APRIL 22, 2024, YOU WILL REMAIN PART OF THE CLASS AND BE BOUND BY THE ORDERS OF THE COURT IN THIS LAWSUIT.**

## THE LAWYERS REPRESENTING YOU

### **15. Do I have a lawyer in this case?**

The Court decided that the law firm of Susman Godfrey L.L.P. is qualified to represent you and all Class Members as “Class Counsel.”

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### **16. Should I get my own lawyer?**

You do not need to hire your own lawyer because Class Counsel is working on your behalf. But, if you want your own lawyer, you can hire your own lawyer at your own expense. For example, you can ask them to appear in Court for you if you want someone other than Class Counsel to speak for you.

### **17. How will the lawyers be paid?**

If Class Counsel get money or benefits for the Class, they may ask the Court for an award of fees and expenses. You will not have to personally pay these fees and expenses. If the Court grants Class Counsels' request, the fees and expenses would be either deducted from any money obtained for the Class or paid separately by Defendants.

## THE TRIAL

### **18. How and when will the Court decide who is right?**

Class Counsel will have to prove Plaintiff's claims at a trial. The trial has been scheduled for August 2024 at the United States District Court for the Central District of California, courtroom of the Honorable Judge Cormac J. Carney, United States District Judge, Courtroom 9B – 9th Floor, 411 West Fourth Street, Santa Ana, CA 92701. During the trial, a Jury and the Judge will hear all of the evidence to help them reach a decision about whether Plaintiff or Defendants are right about the claims in the lawsuit. There is no guarantee that Plaintiff will win, or that they will get any money for the Class.

### **19. Do I have to come to the trial?**

No. You do not need to attend the trial. Class Counsel will present the case for Plaintiff and the Class, and lawyers for the Defendants will present on their behalf. You or your own lawyer are welcome to come at your own expense.

**20. Will I get money after the trial?**

If Plaintiff obtains money or benefits as a result of the lawsuit, and you remain in the Class, you will be notified about how to participate. We do not know how long this will take.

**GETTING MORE INFORMATION**

**21. How do I get more information?**

This Notice contains a summary of the lawsuit and the proceedings. You can get additional information by visiting [www.MindGeekClassActionLitigation.com](http://www.MindGeekClassActionLitigation.com), calling 844-566-0107, emailing [info@MindGeekClassActionLitigation.com](mailto:info@MindGeekClassActionLitigation.com), or writing the Administrator at:

MindGeek Class Action Litigation  
c/o JND Legal Administration  
P.O. Box 91491  
Seattle, WA 98111

You can also call Class Counsel at 1-310-789-3100, or write them at:

Davida P. Brook  
Krysta Kauble Pachman  
Susman Godfrey LLP  
1900 Avenue of the Stars, Suite 1400  
Los Angeles, CA 90067

**PLEASE DO NOT CONTACT THE COURT REGARDING THIS NOTICE**

**REQUEST FOR EXCLUSION FROM CLASS ( "OPT-OUT")**  
**FORM**

*Doe v. MindGeek USA Inc., et al.*  
United States District Court, Central District, Southern Division  
Case No. 21-cv-00338-CJC-ADS

**YOU MUST COMPLETE THIS FORM IF YOU DO NOT WISH TO  
BE PART OF THE CLASS ACTION.**

By signing and returning this form, I confirm that I do not want to be included as a class member in the class action lawsuit referenced above.

I understand that by opting out, I will not be eligible to receive any money that may result from any trial or settlement of this lawsuit, if there is one. I do not wish to receive compensation under the terms of any judgement or settlement or to otherwise participate in this class action. I further understand that by opting out, any and all relatives, spouses, or personal representatives who might assert a derivative claim for money on account of a personal relationship to me will be deemed to have opted out as well.

By opting out, I understand that I am not bound by any decision in this lawsuit and may pursue any claims I have against the defendants by filing my own lawsuit.

By providing the following information, I affirm that I want to opt-out of this class:

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First Name	Middle Initial	Last Name
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Former Name (if any): First	Middle Initial	Last Name
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Current Mailing Address	City	State	Zip
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Home Phone Number	Work/Other Phone Number
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(Sign Here)	(Date)
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