

October 12, 2021

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OVH Hosting
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Montreal, Quebec H3A 2N4
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OVH US LLC
11480 Commerce Park Drive, Suite 500
Reston, Virginia 20191
abuse@ovh.net
copyright@corp.ovh.us

Re: URGENT DEMAND TO TAKE DOWN ILLEGAL CONTENT

Dear OVH Legal & Compliance Department:

This is an urgent and time sensitive matter. Morrison & Foerster represents Twitch Interactive, Inc. ("Twitch"). Twitch recently became aware that OVH is the host for a website, filepu.sh, that contains content which relates to Twitch and a recent security incident: <https://blog.twitch.tv/en/2021/10/06/updates-on-the-twitch-security-incident/>.

The content on filepu.sh contains information that consists of Twitch confidential and proprietary information and copyrighted material, among other things ("Content"). The Content is at the following URL: <https://filepu.sh/twitch-leaks-part-one/>. We note that other websites have proactively removed similar Content already, without receiving a request from Twitch.

The Content has been posted in connection with criminal activity and relates to violations of multiple United States and international laws, including the Computer Fraud and Abuse Act and the Copyright Act. Twitch has also notified law enforcement regarding this matter.

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The Content further violates your Legal terms¹ and other user agreements, including the following provisions:

- Users are restricted from using OVH “conduct other malicious, abusive, intrusive or illegal activities”;
- Using OVH “in a way that could harm the OVHcloud Services or impair anyone else’s use of it, [] in a way intended to work around the OVHcloud Services’ technical limitations, recurring fees or usage limits, [] to violate any rights of others”; and
- Using OVH “to try to gain unauthorized access to, test the vulnerability of, or disrupt the OVHcloud Services or any other service, device, data account or network[.]”

As you can understand, this is an urgent and serious matter. We request the following:

1. That OVH immediately cease hosting services for <https://filepu.sh/twitch-leaks-part-one/> and any related website page that hosts any of the Content, and any other related information posted in connection with the Content;
2. To the extent OVH has already removed any such Content, we request that you please provide confirmation and a list of all identified and removed Content to us as soon as possible; and
3. That OVH independently preserve evidence regarding this and any related Content and who posted it on your service, including names, account identifier, IP addresses, and any other metadata or other technical information, as this is relevant to Twitch’s investigation of the matter.

Please confirm receipt of this letter and that you will expeditiously comply with Twitch’s requests today.

Sincerely,



J. Alexander Lawrence

¹ <https://us.ovhcloud.com/legal/terms-of-service>