

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

ELSEVIER INC., ELSEVIER B.V., ELSEVIER  
LTD.

Plaintiffs,

v.

SCI-HUB d/b/a WWW.SCI-HUB.ORG, THE  
LIBRARY GENESIS PROJECT d/b/a  
LIBGEN.ORG, ALEXANDRA ELBAKYAN,  
JOHN DOES 1-99,

Defendants.

Index No. 15-cv-4282 (RWS)

**DECLARATION OF EDWARD M. McCOYD, ESQ. IN SUPPORT OF PLAINTIFFS’  
APPLICATION FOR AN ORDER AUTHORIZING ALTERNATIVE SERVICE OF  
PROCESS ON DEFENDANTS AND ORDER TO SHOW CAUSE FOR A  
PRELIMINARY INJUNCTION**

I, EDWARD M. McCOYD, declare the following is true and correct:

1. I submit this affidavit in support of Plaintiffs’ application for entry of a preliminary injunction.
2. I am the Executive Director for Digital, Environmental & Accessibility Affairs at the Association of American Publishers (“AAP”). My office address is 71 Fifth Avenue, 2<sup>nd</sup> Floor, New York, New York, 10003.
3. The AAP is a trade association with more than 330 publishers of high-quality entertainment, education, scientific, and professional content as members, including most of the leading companies in the industry. The AAP is a leading global trade association for academic

and professional publishers, representing the publishing industry's policy, legislative, and regulatory interests worldwide. Among those interests is the protection of its members' intellectual property rights.

4. AAP's committees include our Online Piracy Working Group (the "OPWG"), a forum for AAP members to discuss and collaborate on strategies to combat online piracy of books, journals, and other products via digital transmissions. The group's current membership includes representatives from more than 50 publishing houses of various sizes, spanning trade, educational, and professional publishers. I have been involved in the OPWG's anti-piracy investigations and initiatives since 2001.

5. I have reviewed certain Sci-Hub subdomains in order to assess whether they appear to infringe on the online platforms operated by various AAP-member and non-AAP-member publishers. In connection with this review, I compared the publishers' platforms' appearance to the site accessible through each Sci-Hub subdomain.

6. In certain cases, the site accessible through a Sci-Hub subdomain looked essentially identical to that accessible at the publisher's legitimate database site and listed the same available journals and articles. In addition, I was able to download at no cost through the Sci-Hub subdomain sites at least one article which would require payment or a valid subscription to access on the publisher's legitimate site.

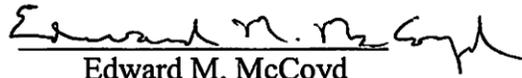
7. Specifically, I verified that the following Sci-Hub subdomains appeared to present substantially identical interfaces to, and to provide what I suspect are infringing versions of works obtained from, corresponding legitimate publisher database websites:

- **Scimedirect.com.sci-hub.org**, which provides access to content legitimately available through Elsevier's "ScienceDirect;"

- [ieeexplore.ieee.org/sci-hub.org/Xplore/home.jsp](http://ieeexplore.ieee.org/sci-hub.org/Xplore/home.jsp), which provides access to content legitimately available through IEEE's "IEEE Xplore."

I declare under penalty of perjury that the foregoing is true and correct.

Dated May 29, 2015.

  
Edward M. McCoyd