

# Arnold Bloch Leibler

Lawyers and Advisers

1 March 2017

By E-mail

Dean [REDACTED]

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Your Ref  
Our Ref ZM  
File No. 011903258

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Dear Mr [REDACTED]

## Unlawful statements published on [www.davidwalsh.website](http://www.davidwalsh.website) and the @davidwalshmona Twitter Account

- 1 We act for David Walsh AO and Moorilla Estate Pty Ltd, trading as the Museum of Old and New Art (**MONA**), located in Tasmania, Australia. Mr Walsh AO is the founder of MONA.
- 2 We write to you regarding the website titled [www.davidwalsh.website](http://www.davidwalsh.website) (**Website**).
- 3 The host of the Website was DreamHost. A link to The Website was also contained in the Twitter Account “@davidwalshmona” (**Twitter Account**).
- 4 Following legal letters sent on behalf of our clients, the Website and Twitter Account were disabled.
- 5 On 30 January 2017, Mr Walsh AO and MONA commenced proceedings in the Superior Court of California against the (at that stage unidentified) creator(s) of the Website. That proceeding is ongoing, and seeks damages of not less than \$300,000.
- 6 In the proceeding, the Court issued a subpoena to DreamHost compelling disclosure of the identity of the owner and administrator of the Website. A copy of the subpoena is **enclosed**. DreamHost’s response to the subpoena (**enclosed**), establishes that you were the account holder for the Website’s domain registration.
- 7 We request that, **within three days of the date of this letter**, you
  - (a) confirm that you were the creator of the Website and published the statements contained in the Website;
  - (b) confirm that you were the creator of the Twitter Account and published the “tweets” made under the Twitter Account;

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Bridgid Cowling  
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**Consultants**  
Allan Fels AO

Dean [REDACTED]  
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- (c) advise whether you acted alone, in co-operation with any other person or at the behest of any other person and, if so, identify those other person(s) by name and address; and
- (d) retain lawyers with whom we can correspond further in this matter and who can accept service of proceedings on your behalf.

8 If you do not respond to this letter within the time requested, our clients will join you personally as a defendant in the US proceeding.

All of our clients' rights are reserved.

Yours sincerely



**Zaven Mardirossian**  
Partner

Enc.