

Evidence Pack

s.to

26th November 2020



About INCOPRO

INCOPRO is a company incorporated in the United Kingdom, the United States and China that operates technology to track infringement of IP, including tracking of copyright infringing websites. INCOPRO brings together experts in IP law, technical design and criminal investigation to champion a comprehensive and intelligent approach to tackling IP infringement.

Identify

INCOPRO operates a tracking system and database named "Identify" that is directed at tracking information concerning websites that make available copyrighted content. The Identify system tracks both licensed and infringing websites that are deemed as playing a role in making available copyrighted content such as movies, television programmes, music, sports content, books and video games. The Identify system is used to locate, collate and display information concerning websites that make available copyright infringing content. INCOPRO employs full time analysts and senior staff to identify, monitor and analyse infringing websites. They have a wealth of experience, skill and training in analysing sites that infringe IP rights, in particular copyright.

Review of s.to

INCOPRO Limited ("INCOPRO") has reviewed the website that is currently located at s.to (the "Website"). INCOPRO verifies that the review has been undertaken by an analyst employed by INCOPRO under the overall supervision of Helen Saunders, INCOPRO's Chief Product and Customer Solutions Officer.

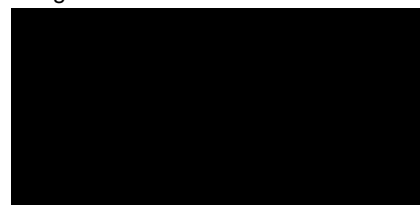
The review of the Website has been conducted by reference to well-established criteria that are relevant in assessing the infringing nature of a website. In applying these criteria, through a combined technical and manual assessment, INCOPRO has assessed that the Website is a flagrantly infringing website.

A summary of the key criteria that have informed the scoring of the Website as a flagrantly infringing website is set out in the table below.

The information and screenshots referred to in this report (consisting of Annex II 2.2 to Annex II.5.2.2) is correct as of 10th November 2020. The screenshots were taken between 9th and 10th November 2020, apart from the screenshot of the Website's hosting history from Annex II 5.2.2 that was taken on 26th November 2020. All screenshots have been taken using a German IP address via a VPN client.

The author of this expert report hereby declares, under oath to state the truth, that he/she has performed, and if appropriate, shall perform his/her task, with the highest possible objectivity, taking into account both whatever may favour and whatever may cause any prejudice to any of the parties within the Court proceedings to which the opinion might be filed at, and that he/she is aware of the penalties he/she might be imposed if he/she breached his/her duty as an expert

Signature:

A large black rectangular redaction box covering the signature area.

Date: 26/11/2020

Annex II.2.2

Criterion	Assessment
Description of the Website	
Categorisation of Website	<p>Site Category: Linking site.</p> <p>The Website provides access to a library of indexed links to audio-visual content. This content is hosted on third party websites and can be streamed on demand.</p>

Annex II.2.3

Availability via at least one domain	
<p>The Website is available to the public via at least one domain.</p>	<p>Availability via the following domains:</p> <ul style="list-style-type: none"> • s.to • serienstream.sx • serienstream.to (redirects to s.to)

The image shows two overlapping screenshots. The left screenshot is a browser view of the S.T.O. website (serienstream.to). The browser address bar shows 's.to'. The website header includes 'S.T.O. SERIEN STREAM' and navigation links for 'Serien', 'Popular', 'So funktioniert's', and 'mehr'. A message at the top states: 'Du kannst diese Seite nicht öffnen? Dann besuche uns über die Domain [serienstream.sx](\"#\"). Langfristig kannst du die DNS-Server in deinen Internet-Verbindungs-Einstellungen auf die Google IP-Adressen: 8.8.8.8 und 8.8.4.4 umstellen. Hier findest du eine einfach & schnelle Anleitung, Android-Lösung und IOS-Lösung.' Below this is an alphabetical index and a grid of anime and TV show thumbnails including 'Mac Gally', 'Futurkrieger', 'The World of Dangan King Academy', 'Sword art Online', 'The Boys', 'Evil', 'Raised By Wolves', 'One Piece', 'Naruto Shippuden', 'Fairy Tail', 'Supernatural - Zur Hölle mit Mystery', 'The Mandalorian', 'Navy CIS', and 'Hunter x Hunter (2011)'. The right screenshot shows a VPN configuration window for 'HMA'. It displays a profile picture, a status 'ON' with a checkmark, and IP address information: 'Original IP 5.101.90.35' and 'New IP 159.242.234.197'. A location dropdown menu is open, showing 'Germany, Frankfurt' selected, which is highlighted with a red box.

Annex II.2.4

Targeting/Relevance

Targeted at relevant market/ Website use in relevant market

The Website is targeted at the German market.

The Website is in the German language.

Stream/Episode abspielen

hier kannst du dir einen verfügbaren Hoster (externen Speicherdienst) aussuchen, über welchen du dir die Episode kostenlos ansehen möchtest. Wir empfehlen hier: VIVO oder VOE zu nutzen, da dort die Geschwindigkeit immer am Schnellsten ist.

Wenn du auf einen der Links klickst, gelangst du zum Hoster und kannst dir dort die Episode ansehen. Unter Umständen musst du dort noch 2-3 Werbefbanner wegklicken, damit der Stream startet.

Wichtig: Wenn du unsere Website als "Gast" besuchst, musst du vor jedem Stream aus Sicherheitsgründen ein Captcha lösen. Bei den Captchas musst du z.B. Verkehrszeichen oder Autos auswählen.

Episoden: 1 2 3 4 5 6

The Walking Dead
Gute alte Zeit Days Gone Bye
Beschreibung anzeigen

Wähle einen Stream / Hoster:

Sprache:

Openload HD-Stream [Video öffnen](#)
 Vivo [Video öffnen](#)
 Streamcloud [Video öffnen](#)

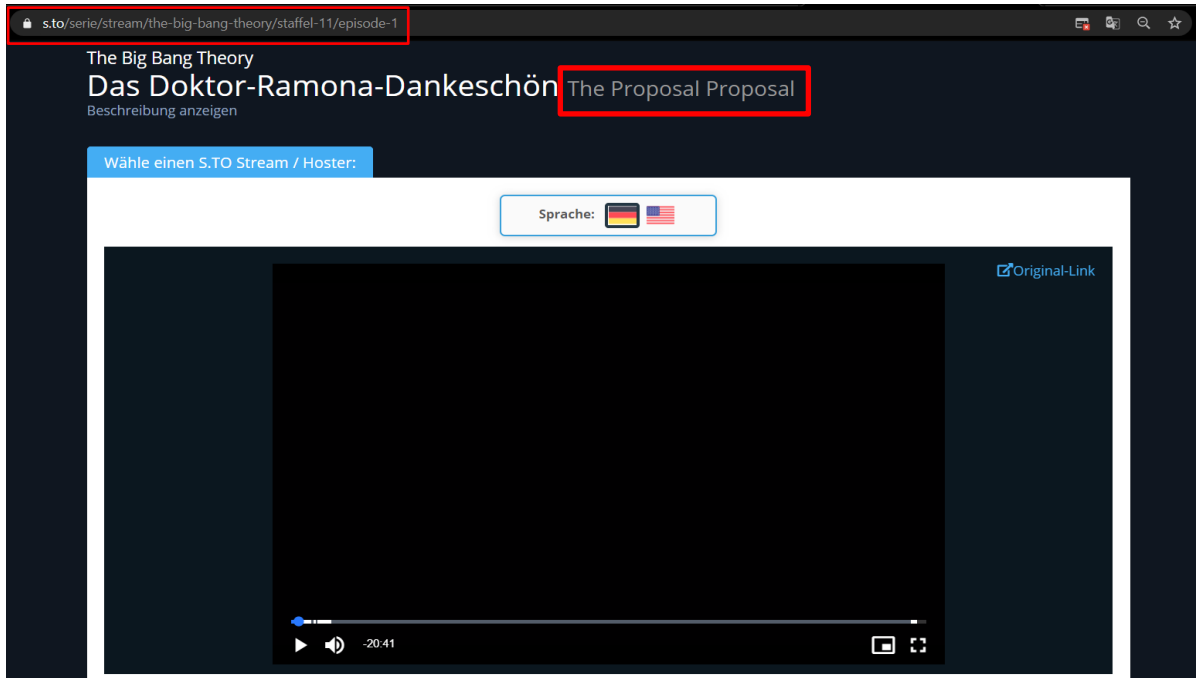
TheVideo [Video öffnen](#)
 Watchers [Video öffnen](#)
 Vidzi [Video öffnen](#)

Dir gefällt diese Episode und dir gefällt unsere Website? jetzt Teilen!

WEITERE ERSTKLASSIGE STAFFELN VON THE WALKING DEAD

Annex II.2.6

Infringing Character	
Infringement of specific work	Specific work infringed: The Big Bang Theory: The Proposal Proposal (Season 11; Episode 1) is made available via a link and can be streamed on demand.



s.to/serie/stream/the-big-bang-theory/staffel-11/episode-1



s.to/serie/stream/the-big-bang-theory/staffel-11/episode-1

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#T12.15601

Country of first publication United States of America

Warner Bros. Television, a Division of WB Studio Enterprises Inc., is the Author of this film/motion picture for the purpose of Article 15 (2) of the Berne Convention and all National Laws giving effect thereto.

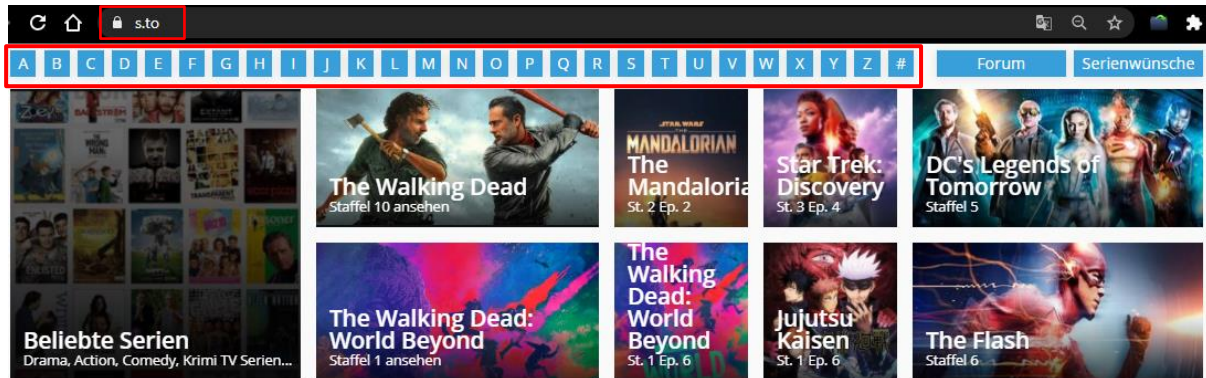
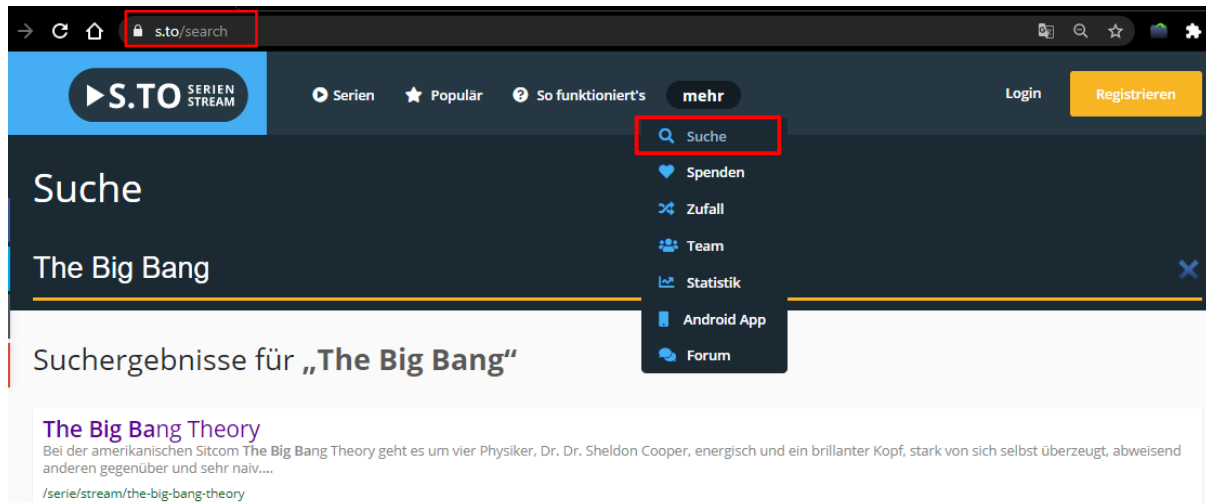
-0:07

Ease of use

Availability of features that allow users to easily find content (incl. whether an index browsing and/or search facilities are provided and whether the available content is categorised).

Content is easy to find for users.

Search functionality is enabled. Categorisation of content.

**Derzeit beliebt**

Knowledge of infringing activities

Availability of indications that the Website operator is aware of the unlawful activities of the Website (incl. website strapline indicating infringement, liability disclaimers, titles that include references to infringing content, etc.).

The Website is operated with knowledge of infringement.**Presence of liability disclaimer and promotion of recently added infringing content.**

Promotion of recently added infringing content.

The site immediately advises users to use a DNS resolver from Google or Cloudflare to hide their IP address when streaming unlawful content.

The Website operator claims the copyright protected content has been published by third-party collaborators thus the site merely inhabits the content.

s.to/serie/stream/the-walking-dead-world-beyond

S.TO SERIEN STREAM

Serien Populär So funktioniert's mehr

The Walking Dead: World Beyond (2020 - Heute) **IMDB** **Ab: 16**

Eine Gruppe von Jugendlichen ist während der Zombie-Apokalypse in einer großen, sicheren Anlage aufgewachsen. Die Gemeinde ähnelt einer Kleinstadt und umfasst knapp 10.000 Einwohner, die sich beim Ausbruch der Apokalypse in Sicherheit bringen konnten. Kinder konnten dort relativ normal heranwachsen,... [mehr anzeigen](#)

Regisseure: Maya Goldsmith, Matthew Negrete, Brian Bockrath, & 5 weitere
Schauspieler: Julia Ormond, Alexa Mansour, Aliyah Royale, & 4 weitere
Produzent:
Land: USA.

Horror Drama Fantasy Science-Fiction

s.to

S.TO SERIEN STREAM

Serien Populär So funktioniert's mehr Login Registrieren

Du kannst diese Seite nicht öffnen?

Dann besuche uns über die Domain [SerienStream.sx](#). Langfristig kannst du die DNS-Server in deinen Internet-Verbindungs-Einstellungen auf die Google IP-Adressen: **8.8.8.8** und **8.8.4.4** umstellen. [Hier](#) findest du eine einfache & schnelle Anleitung. [Android-Lösung](#) und [iOS-Lösung](#).

The screenshot shows the S.T.O. website with a URL bar containing 's.to/dmca'. The page title is 'Digital Millennium Copyright Act of 1998'. The text explains that S.T.O. does not stream videos or host content, but rather streams from third-party sites like YouTube, Streamcloud, and MyVideo. It states that S.T.O. is not responsible for the content of these external sites. A section titled 'If you want to remove your content from external websites, you can contact their copyright agent, which can be found on the following websites:' lists links to YouTube, Vidoza.net, Dailymotion, and Vivo.sx. At the bottom, it encourages users to share the page on social media or via email.

Profit making activity

Availability of a profit motive applied by the Website. Examples are revenue generated via advertising, subscription, download charges, donations etc.

The Website generates revenue through advertising.

The screenshot shows the S.T.O. website with a URL bar containing 's.to/serie/stream/welcome-to-the-blumhouse'. A notification from PDFConverterSearch4Free is visible, asking for permission to show notifications. Below the notification, a 'Recommended Extension' section is highlighted with a red box. The text in the box reads: 'Please add PDFConverterSearch4Free. Add the PDFConverterSearch4Free extension to Chrome by clicking the 'ADD TO CHROME' button. By clicking the button below you will be prompted to install the PDFConverterSearch4Free Chrome extension. By doing so, your browser's default search will be changed and you will have access to PDFConverterSearch4Free extension's functionality.' A red 'ADD TO CHROME' button is visible. Below the extension information, there is a link to 'How it works | Privacy Policy | Terms of Use | support@pdfconvertersearch4free.com'.

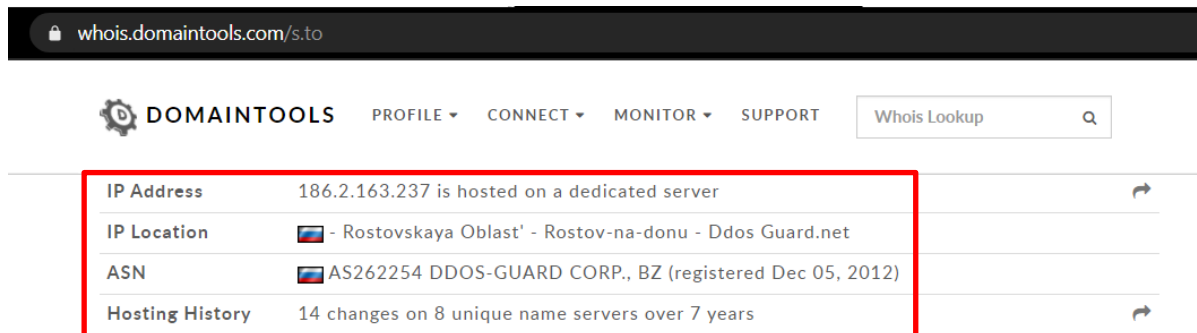
Annex II.5.1.1

<p>Operators/Administrators Contact details</p>	<p>No traceable Operators/Administrators.</p> <p>Having examined the Website and relevant public resources, the operator(s) remain(s) unknown. In particular, the Website has no imprint or legal notice containing any information on operators or administrators enabling identification of these.</p> <p>However, there is an active forum dedicated to the Website for users to contact the moderators and administrators.</p> <p>I do not see any possibility how to identify the operators/administrators of the Website.</p>
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The screenshot displays the S.TO Forum website. The browser address bar shows 'sto-board.org'. The forum logo 'S.TO FORUM' is highlighted with a red box. The main content area shows a list of forum topics: Feedback (369 Beiträge), Ankündigungen (67 Beiträge), Support (57 Beiträge), and S.to App (13 Beiträge). A 'Jetzt registrieren' (Register now) button is highlighted with a red box. The registration prompt text is also highlighted with a red box.

Annex II.5.2.2

Hosting information	Hosting outside of Germany. Name: DDoS Guard. Address: Ulitsa Maksima Gor'kogo, 276 Street City: Rostov-on-Don, Rostov Oblast Code: 344019 Country: Russia Note: As DDoS Guard also offers services as a Content Delivery Network (CDN), it is unclear whether DDoS Guard acts as a host provider for the Website or rather only conceals the actual host provider of the Website. Hosting History: 14 changes on 8 unique name servers over 7 years.
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The screenshot shows the website whois.domaintools.com/s.to. The navigation bar includes the DOMAINTOOLS logo and links for PROFILE, CONNECT, MONITOR, and SUPPORT. A search bar labeled 'Whois Lookup' is present. The main content area displays a list of IP-related information:

IP Address	186.2.163.237 is hosted on a dedicated server	↗
IP Location	 - Rostovskaya Oblast' - Rostov-na-donu - Ddos Guard.net	
ASN	 AS262254 DDOS-GUARD CORP., BZ (registered Dec 05, 2012)	
Hosting History	14 changes on 8 unique name servers over 7 years	↗

← → ↻ securitytrails.com/domain/s.to/history/a 🔍 ☆ 🗄️ 🚫 ⚙️ 👤

SecurityTrails 🔍

IP Addresses	Organization	First Seen	Last Seen	Duration Seen
186.2.163.237 🔍	DDOS-GUARD CORP.	2018-01-29 (2 years ago)	2020-11-26 (today)	2 years
72.52.4.119 🔍	Akamai Technologies, Inc.	2017-05-26 (3 years ago)	2018-01-29 (2 years ago)	8 months
69.172.201.153 🔍	Dosarrest Internet Security LTD	2016-11-21 (4 years ago)	2017-05-26 (3 years ago)	6 months
69.172.201.153 🔍 69.172.201.153 🔍	Dosarrest Internet Security LTD	2016-11-20 (4 years ago)	2016-11-21 (4 years ago)	1 day
69.172.201.153 🔍	Dosarrest Internet Security LTD	2016-04-15 (4 years ago)	2016-11-20 (4 years ago)	7 months
176.74.176.186 🔍	Aptum Technologies	2016-04-14 (4 years ago)	2016-04-15 (4 years ago)	1 day
69.172.201.208 🔍	Dosarrest Internet Security LTD	2015-05-24 (5 years ago)	2016-04-14 (4 years ago)	10 months
175.118.124.200 🔍	SK Broadband Co Ltd	2015-03-14 (5 years ago)	2015-05-24 (5 years ago)	2 months
183.111.161.71 🔍	Korea Telecom	2014-05-12 (6 years ago)	2015-03-14 (5 years ago)	10 months
222.122.84.116 🔍	Korea Telecom	2014-05-01 (6 years ago)	2014-05-12 (6 years ago)	11 days
82.98.86.164 🔍	Plus.line AG	2014-04-26 (6 years ago)	2014-05-01 (6 years ago)	5 days
72.52.4.90 🔍	Akamai Technologies, Inc.	2014-04-16 (6 years ago)	2014-04-26 (6 years ago)	10 days
82.98.86.164 🔍	Plus.line AG	2014-04-11 (6 years ago)	2014-04-16 (6 years ago)	5 days
72.52.4.90 🔍	Akamai Technologies, Inc.	2014-04-08 (6 years ago)	2014-04-11 (6 years ago)	3 days
82.98.86.164 🔍	Plus.line AG	2014-04-02 (6 years ago)	2014-04-08 (6 years ago)	6 days
82.98.86.162 🔍	Plus.line AG	2013-11-14 (7 years ago)	2013-11-26 (7 years ago)	12 days
72.52.4.90 🔍	Akamai Technologies, Inc.	2013-11-12 (7 years ago)	2013-11-14 (7 years ago)	2 days
82.98.86.162 🔍	Plus.line AG	2013-10-20 (7 years ago)	2013-11-12 (7 years ago)	22 days
175.118.124.200 🔍	SK Broadband Co Ltd	2013-02-14 (7 years ago)	2013-10-20 (7 years ago)	8 months
115.68.20.197 🔍	SMILESERV	2012-10-19 (8 years ago)	2013-02-14 (7 years ago)	3 months
114.108.132.211 🔍	LG DACOM Corporation	2012-04-01 (8 years ago)	2012-10-19 (8 years ago)	6 months

