

Media Release

iiNet confident Federal Court will reaffirm and strengthen copyright judgment

14 May 2010: iiNet Chief Executive Officer Michael Malone said today he was confident the Federal Court would reaffirm and strengthen its earlier copyright judgment clearing the company of copyright breaches.

Mr Malone was responding to the Federal Court's announcement of hearing dates for the appeal lodged by Hollywood studios and iiNet's own Notice of Contention.

The Federal Court hearing will be held on 2- 5 August 2010 before Justices Emmett, Jagot and Nicholas.

Mr Malone said iiNet had filed a Notice of Contention in response to the appeal and is seeking the Federal Court not only to reaffirm the Court's earlier decision. The Notice of Contention also seeks to overturn a few aspects of the case where the Court did not find in iiNet's favour.

He said he was again extremely confident of iiNet's legal position.

"We go into this latest round legal round anticipating we will come out in an even stronger position than when we won February," Mr Malone said.

"Justice Cowdroy's judgment was unequivocally in our favour and we are confident the Full Court will confirm his ruling and strengthen it."

Mr Malone said it more than disappointing the Hollywood studios has sought to continue the legal battle.

"Neither the original case nor this latest appeal will stop piracy – even if in the unlikely event they won the appeal," Mr Malone said.

"More legal proceedings are not the solution.

"New approaches and models, like Hulu and Freezone, are the most effective solution to the problem, as acknowledged by the studios in the original proceedings, not more court hearings.

"We continue to stand ready to work with the film and television industry to develop, implement and promote these new approaches and models," Mr Malone said.

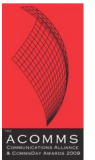
For further information or interviews, please contact:

Tim Grau, Springboard Australia, M: +61 438 044 598

E: [tim \(dot\) grau \(at\) springboard \(dot\) net \(dot\) au](mailto:tim(dot)grau(at)springboard(dot)net(dot)au)



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Service – Consumer
ACOMMS Communications
Alliance & CommsDay
Awards 2009



WINNER
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Excellence Award,
WA Call Centre Manager
of the Year,
National Customer Service
CEO of the Year
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of Australia (CSIA)



WINNER
Carrier of the Year 2010
Best Broadband Service
(Fixed or Wireless),
Chief Executive of the Year
Australian Telecom
Awards 2009



About iiNet

iiNet was established in 1993 and listed on the ASX in 1999, growing from a small Perth business into the third largest Internet Service Provider in Australia. The company now supports around 900,000 broadband, telephony and dialup services nationwide, with revenues of over \$450m, and proudly employs over 1400 people in Perth, Sydney, Melbourne, Auckland and Cape Town.

iiNet's goal is to lead the market with the best internet access products and then differentiate with genuine, plain speaking customer service. The company has its own high speed ADSL2+ network reaching around 4 million households across Australia; the largest Voice over IP network in the country; and is delighted to have led yet again with BoB™, winning 2009's *Product* category at the Western Australian Technology and Telecommunications Awards.

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