

**Service of Process
Transmittal**

07/28/2010

CT Log Number 517022126

TO: Michael Godwin, General Counsel
Wikimedia Foundation, Inc.
149 NEW MONTGOMERY ST, FL 3
SAN FRANCISCO, CA 94105-3740

RE: Process Served in California

FOR: Wikimedia Foundation, Inc. (Domestic State: FL)

ENCLOSED ARE COPIES OF LEGAL PROCESS RECEIVED BY THE STATUTORY AGENT OF THE ABOVE COMPANY AS FOLLOWS:

TITLE OF ACTION: Wikimedia Foundation
Name discrepancy noted.

DOCUMENT(S) SERVED: Letter

COURT/AGENCY: None Specified
Case # None Specified

NATURE OF ACTION: Unauthorized posting of the FBI Seal

ON WHOM PROCESS WAS SERVED: C T Corporation System, Los Angeles, CA

DATE AND HOUR OF SERVICE: By Registered Mail on 07/28/2010 postmarked on 07/22/2010

APPEARANCE OR ANSWER DUE: Within 14 days

ATTORNEY(S) / SENDER(S): David C. Larson
Federal Bureau of Investigation
935 Pennsylvania Ave. N.W.
Room 7350
Washington, DC 20535

REMARKS: Even though the document(s) are addressed to Wikimedia Foundation, the California Secretary of State indicates the only corporation registered beginning with the name Wikimedia Foundation is Wikimedia Foundation, Inc. Service taken for Wikimedia Foundation, Inc.

ACTION ITEMS: CT has retained the current log, Retain Date: 07/28/2010, Expected Purge Date: 08/02/2010
Image SOP
Email Notification, Michael Godwin mgodwin@wikimedia.org

SIGNED: C T Corporation System
PER: Nancy Flores
ADDRESS: 818 West Seventh Street
Los Angeles, CA 90017
TELEPHONE: 213-337-4615



U.S. Department of Justice

Federal Bureau of Investigation

Washington, D.C. 20535

July 22, 2010

Attn: Chair

Wikimedia Foundation, Inc.
149 New Montgomery Street, 3rd Floor
San Francisco, CA 94105

Attn: Registered Agent
Wikimedia Foundation
c/o CT Corporation System
818 West Seventh Street
Los Angeles, California 90017

Dear Sir or Madam:

It has come to our attention that the FBI seal is posted, without authorization, on Wikipedia at the following site: <http://en.wikipedia.org/wiki/File:US-FBI-ShadedSeal.svg>. As the site itself notes, "Unauthorized use of the FBI seal . . . is subject to criminal prosecution under Federal criminal law, including 18 U.S.C. 701."

The FBI Seal is an official insignia of the Department of Justice. Its primary purpose is to authenticate the official communications and actions of the FBI. Unauthorized reproduction or use of the FBI Seal is prohibited by 18 *United States Code*, Section 701, which provides:

Whoever manufactures, sells, or possesses any . . . insignia, of the design prescribed by the [Department head] . . . or any colorable imitation thereof, or photographs, prints, or in any other manner makes or executes any engraving, photograph, print, or impression in the likeness of any such . . . insignia, or any colorable imitation thereof, except as authorized under regulation made pursuant to law, shall be fined under this title or imprisoned not more than six months, or both.

Regulations governing authorizations to use the seals of Department of Justice components, including the FBI, are published in Title 41, *Code of Federal Regulations*, Part 128-1.5007(b), and require requests for authorizations to use the FBI Seal to be referred to the Director of the FBI. The FBI has not authorized use of the FBI seal on Wikipedia. The inclusion of a high quality graphic of the FBI seal on Wikipedia is

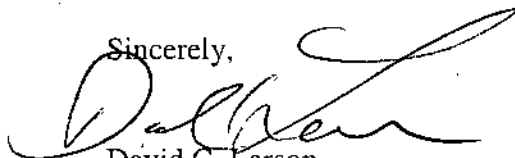
particularly problematic, because it facilitates both deliberate and unwitting violations of these restrictions by Wikipedia users.

The purpose of this letter is to advise you of these legal requirements and to seek your compliance with the law by removing the FBI Seal from the above site and any other sites under your control on which it appears.¹ Please remove the FBI Seal from the Wikipedia site(s) within 14 days of receiving this letter and notify us of your compliance in writing at the following address:

Federal Bureau of Investigation
Office of General Counsel (GLU)
935 Pennsylvania Ave. N.W, Room 7350.
Washington D.C. 20535
ATTN: AGC Binney

Failure to comply may result in further legal action. We appreciate your timely attention to this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "D. Larson", written over the typed name.

David C. Larson
Deputy General Counsel
Federal Bureau of Investigation

¹ This letter is provided to you at the request of the Mr. Michael Godwin, General Counsel of Wikimedia Foundation, who asserted that email or less formal communications to him were insufficient to provide adequate notice of this matter to Wikimedia Foundation. Legal authorities cited by Mr. Godwin have been reviewed, and do not appear to contradict the plain meaning of the statute and regulation described above.

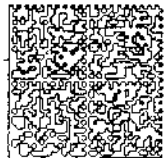
U.S. Department of Justice
Federal Bureau of Investigation

935 Pennsylvania Avenue, NW
Washington, DC 20535-0001

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- Chen
Rm 7350

Registered Agent
Wikimedia Foundation
c/o CT Corporation System
818 West Seventh Street
Los Angeles, CA 90017



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