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7 *Attorney for Plaintiff,*
8 *Helping Hands for Dignity Coalition*

9 **UNITED STATES DISTRICT COURT**
10 **NORTHERN DISTRICT OF CALIFORNIA**

11
12 HELPING HANDS FOR DIGNITY
13 COALITION, a Colorado non-profit
14 corporation,

15 Plaintiff,

16 vs.

17 ANTHONY GURKA,

18 Defendant.
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Case No. 5:25-cv-04685-VKD

HON. WILLIAM H. ORRICK

**DECLARATION OF RANDALL S.
NEWMAN**

DECLARATION OF RANDALL S. NEWMAN

1
2 I, Randall S. Newman, hereby swear and affirm pursuant to 28 U.S.C. § 1746 upon
3 direct personal knowledge that the following is true and correct:

4 1. I am an attorney duly licensed to practice before this Court and am the attorney
5 for Plaintiff Helping Hands for Dignity Coalition (“Plaintiff”). Unless otherwise stated, I
6 have first-hand personal knowledge of the facts stated herein and if called as a witness
7 could competently testify thereto. I submit this Declaration in response to the Court’s
8 November 18, 2025 Order regarding the Court’s jurisdiction over this matter (ECF No.
9 12).

10 2. On August 7, 2025, I received two DMCA counter-notices (the “Counter-
11 Notices”) that Defendant Anthony Gurka (“Defendant”) submitted to Google LLC dba
12 YouTube (“YouTube”) in response Plaintiff’s DMCA takedown notices.

13 3. One Counter-Notice listed Defendant’s address as “121 Coleman Rd., Apt.
14 A3, Crawfordville, FL 32327” and the other listed “121 Coleman Rd., Crawfordville, FL
15 32727” (ECF No. 1, Ex. A).

16 4. The two Counter-Notices, submitted the same day, inconsistently listed
17 different zip codes, and only one included an apartment number. These discrepancies raised
18 concerns as to the accuracy of Defendant’s claimed residence particularly because the
19 property is not subdivided into apartments.

20 5. Prior to filing the Complaint, I had been informed by other YouTube creators
21 familiar with Defendant that the structure located at the 121 Coleman Road property had
22 been destroyed in a fire at least a year before the Counter-Notices were submitted.

23 6. Because the Counter-Notices were submitted under penalty of perjury and
24 because Defendant identified 121 Coleman Road as his residence, I investigated the
25 property he listed.

26 7. I reviewed publicly available information on Zillow.com, which displayed the
27 notation “Home burned, now vacant land” for the 121 Coleman Road property.
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1 8. I also reviewed publicly available information on the Wakulla County, Florida
2 Property Appraiser’s website, which showed that the property had been a mobile home
3 (not an apartment) and that the website showed that the “Building Value” for the property
4 was \$0 for 2024 and 2025, which further supported my belief that the property was burned
5 down and vacant and not Defendant’s residence.

6 9. Based on both the public records and the information I received regarding the
7 fire it appeared that Defendant had listed a non-existent residence on his Counter-Notices.
8 However, while I suspected the address was false, I had no information as to Defendant’s
9 actual residence beyond the general understanding that he lived somewhere in Florida.

10 10. Because Defendant affirmatively represented to YouTube that he resided at
11 121 Coleman Road, Plaintiff attempted service at that location solely to verify whether
12 Defendant in fact resided there. This investigation was undertaken to ensure that Plaintiff
13 exercised due diligence under Rule 4 and to confirm the truthfulness of Defendant’s
14 Counter-Notice representations. My intention was not to treat the property as a likely
15 residence, but to confirm whether the statements in the Counter-Notice were truthful.

16 11. The process server reported that the property was abandoned and contained
17 no habitable structure or indication of occupancy. This confirmed that Defendant did not
18 reside at the address provided to YouTube and that the Counter-Notice address was
19 fraudulent.

20 12. Attached hereto as Exhibit A is a photograph of the purported “apartment” at
21 121 Coleman Road. As shown, the structure is a burned-out remnant of a mobile home
22 located on vacant land and is not capable of being used as a dwelling.

23 13. After confirming that Defendant did not reside at the address listed in his
24 Counter-Notices, I received reliable information that Defendant worked at Wakulla High
25 School in Wakulla County, Florida. Defendant was subsequently served at Wakulla High
26 School, located at 3237 Coastal Highway, Crawfordville, Florida 32327 (ECF No. 7).

27 14. As of the date of this filing, Plaintiff does not have any information regarding
28 Defendant’s actual domicile or the federal judicial district in Florida in which he resides.

1 I declare under penalty of perjury under the laws of the United States of America
2 that the foregoing is true and correct.

3 Executed on this 25th day of November, 2025.
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5 s/ Randall S. Newman

6 Randall S. Newman
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EXHIBIT A - Page 1 of 1