### IN THE UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT

Appeal Nos. 08-16745, 08-16849, 08-16873, 09-15021

### THE FACEBOOK, INC., *et al.*, Plaintiffs—Appellees,

v.

CONNECTU, INC., *et al.*, Defendants—Appellants.

#### **ADDITIONAL CERTIFICATE OF SERVICE FOR PERSONAL SERVICE**

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Attorneys for Appellants-Non-Movants Cameron Winklevoss, Tyler Winklevoss and Divya Narendra

March 5, 2009

I, the undersigned, declare as follows:

I am employed in the County of Alameda, State of California; I am over the age of eighteen years and am not a party to this action; my business address is 1999 Harrison Street, Suite 900, Oakland, California, 94612, in said County and State; on March 5, 2009, I served:

# (a) CONNECTU FOUNDERS' OPPOSITION TO FACEBOOK'S FEBRUARY 18, 2009 MOTION TO DISMISS;

- (b) DECLARATION OF EVAN A. PARKE AND VOLUME I OF EXHIBITS (A-H) IN SUPPORT OF CONNECTU FOUNDERS' OPPOSITION TO FACEBOOK'S FEBRUARY 18, 2009 MOTION TO DISMISS;
- (c) NOTICE OF SEALED FILING AND MOTION TO SEAL THE FOLLOWING: DECLARATION OF EVAN A. PARKE AND VOLUME II OF EXHIBITS (ATTACHING <u>SEALED EXHIBITS I</u> <u>AND J</u>) IN SUPPORT OF CONNECTU FOUNDERS' OPPOSITION TO FACEBOOK'S FEBRUARY 18, 2009 MOTION TO DISMISS;

and

(d) DECLARATION OF EVAN A. PARKE AND VOLUME II OF EXHIBITS (ATTACHING <u>SEALED EXHIBITS I AND J</u>) IN SUPPORT OF CONNECTU FOUNDERS' OPPOSITION TO FACEBOOK'S FEBRUARY 18, 2009 MOTION TO DISMISS

By providing a true copy thereof addressed to each of the persons named below:

Monte M.F. Cooper Chester Wren-Ming Day I. Neel Chatterjee Sean Alan Lincoln Theresa Ann Sutton Yvonne Penas Greer George Hopkins Guy, III

James E. Towery Hoge, Fenton, Jones & Appel 60 South Market Street Suite 1400 San Jose, CA 95113-2396 Telephone: (408) 287-9501 Facsimile: (408) 287-2583 Orrick Herrington & Sutcliffe LLP 1000 Marsh Road Menlo Park, CA 94025 Telephone: (650) 614-7400 Facsimile: (650) 614-7401 Email: <u>mcooper@orrick.com</u> <u>cday@orrick.com</u> <u>nchatterjee@orrick.com</u> <u>slincoln@orrick.com</u> <u>tsutton@orrick.com</u> <u>ygreer@orrick.com</u> <u>hopguy@orrick.com</u> Email: jet@hogefenton.com

- <u>BY FIRST CLASS MAIL</u>: I placed a true copy in a sealed envelope addressed as indicated above, on the above-mentioned date. I am familiar with the firm's practice of collection and processing correspondence for mailing. It is deposited with the U.S. Postal Service on that same day in the ordinary course of business. I am aware that on motion of party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.
- ☑ <u>BY PERSONAL SERVICE</u>: I placed a true copy in a sealed envelope addressed to each person[s] named at the address[es] shown and giving same to a messenger for personal delivery before 5:00 p.m. on the above-mentioned date.

## BY ELECTRONIC MAIL

- □ (STATE) I declare under penalty of perjury under the laws of the State of California that the above is true and correct and that the foregoing document(s) were printed on recycled paper.

made.

Executed on March 5, 2009 at Oakland, California.

/s/ Catherine T. Duong Catherine T. Duong

# **CERTIFICATE OF SERVICE FOR ELECTRONIC FILING**

I hereby certify that this document(s) filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non registered participants.

DATED: March 5, 2009

Respectfully submitted,

/s/ Evan A. Parke

Evan A. Parke