

# EXHIBIT A



**ZUCKERMAN SPAEDER LLP**

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September 8, 2009

*Via Facsimile & Federal Express*

James E. Towery, Esquire  
Hoge, Fenton, Jones & Appel, Inc.  
60 South Market Street  
Suite 1400  
San Jose, CA 95113-2396

Dear Mr. Towery:

As stated in my letter to you dated January 7, 2009, this firm represents Finnegan, Henderson, Farabow, Garrett & Dunner LLP ("Finnegan") with respect to your request on behalf of new ConnectU, Inc. for its files. We have reviewed Judge Ware's September 2, 2009 order on this issue and wish to work cooperatively with you to comply with it promptly.

Finnegan's representation of old ConnectU was limited to litigation, specifically, the Massachusetts and California actions with which you are familiar.<sup>1</sup> Finnegan did not represent old ConnectU in connection with its general business affairs. Nevertheless, Finnegan obtained from old ConnectU some documents related to its general business activities in the course of its work in the litigations. Those documents were the subject of discovery requests from Facebook in the litigations, and all such documents were provided to Facebook in discovery.

The documents that need to be provided to new ConnectU under Judge Ware's order therefore have already been provided to Facebook by Finnegan. Old ConnectU did not designate any such documents as confidential under the protective orders entered in the cases. Facebook, new ConnectU's sole owner, and the employer of new ConnectU's sole director and officer, therefore not only has these documents but can turn them over to new ConnectU or any ConnectU officer or employee without restriction. This procedure appears to us to be the quickest and most efficient way to satisfy Judge Ware's order. Please let us know if you agree. If, for some reason, the documents that have been previously provided to Facebook are unavailable to ConnectU, we can provide an additional set.

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<sup>1</sup> *The Facebook, Inc., et al. v. ConnectU, Inc., et al.*, No. C 07-01389 JW (N.D. Ca.); *ConnectU, Inc. et al. v. Zuckerberg, et al.*, No. 07-CV-10593 (D. Mass.); *ConnectU LLC et al. v. Facebook et al.*, No. 04-CV-11923 (D. Mass.)



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If you have any questions regarding the above, please contact me.

Sincerely yours,

Thomas B. Mason

cc: I. Neel Chatterjee, Esquire  
Scott R. Mosko, Esquire  
John F. Hornick, Esquire