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February 26, 2010

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Hon. Molly C. Dwyer
Clerk of Court
U.S. Court of Appeals for the Ninth Circuit
P.O. Box 193939
95 Seventh Street
San Francisco, CA 94103-1526

Re: *The Facebook, Inc., et al. v. ConnectU, Inc.*
U.S. Court of Appeals Consolidated Case Nos. 08-16745; 08-16849; 08-16873;
09-15021; 09-15133

Dear Ms. Dwyer:

We represent Appellees Facebook Inc. and Mark Zuckerberg in the above-captioned consolidated actions. We write to confirm my conversation with personnel in the Clerk's Office as to the status of the appeal. By order dated December 11, 2009, this Court set a briefing schedule, and recently extended the schedule by an additional 14 days pursuant to a granted request by Appellants. Appellants filed a motion to file an over length brief on February 12, 2010. Under the Court's current scheduling order, our response brief would have been due on March 18, 2010. It is our understanding that the filing of the motion suspends the deadline on our response, until such time as this Court disposes of the motion. In a phone conversation today, Craig Westbrook confirmed this understanding.

Sincerely yours,

A handwritten signature in black ink, appearing to read "Yvonne Greer", with a long horizontal flourish extending to the right.

Yvonne Greer