

# **EXHIBIT 5**

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**FILED**

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RICHARD W. WIEKING  
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1 MARK A. BYRNE (CA SB #116657)  
markbyrne@byrnenixon.com  
2 BYRNE & NIXON LLP  
800 West Sixth Street, Suite 430  
3 Los Angeles, California 90017  
Tel: (213) 620-8003  
4 Fax: (213) 620-8012

5 SEAN F. O'SHEA (*pro hac vice*)  
soshea@osheapartners.com  
6 MARK A. WEISSMAN (*pro hac vice*)  
mweissman@osheapartners  
7 O'SHEA PARTNERS LLP  
90 Park Avenue, 20th Floor  
8 New York, NY 10016  
Tel: (212) 682-4426  
9 Fax: (212) 682-4437

10 Attorneys for Nominal Defendants  
Cameron Winklevoss, Tyler Winklevoss,  
11 and Divya Narendra

12 UNITED STATES DISTRICT COURT  
13 NORTHERN DISTRICT OF CALIFORNIA  
14 SAN JOSE DIVISION

15 THE FACEBOOK, INC. and MARK  
16 ZUCKERBERG,

17 Plaintiffs,

18 v.

19 CONNECTU, INC. (formerly known as  
20 CONNECTU, LLC), PACIFIC NORTHWEST  
21 SOFTWARE, INC., WINSTON WILLIAMS,  
22 and WAYNE CHANG,

23 Defendants.

Case No. 5:07-CV-01389-JW

**NOTICE OF APPEAL BY  
CAMERON WINKLEVOSS, TYLER  
WINKLEVOSS, AND DIVYA NARENDRA**

**FAXED**

**ORIGINAL**

1 Notice is hereby given that CAMERON WINKLEVOSS, TYLER WINKLEVOSS, and  
2 DIVYA NARENDRA, nominal defendants in the above named case, hereby appeal to the United  
3 States Court of Appeals for the Ninth Circuit from the final Judgment Enforcing Settlement  
4 Agreement (Docket No. 476) entered in this action on July 2, 2008, the Order dated August 8, 2008  
5 Denying the ConnectU Founders' Motion to Intervene and Denying ConnectU's Motion to Stay  
6 Execution of Judgment (Docket No. 610), and all related orders including but not limited to the June  
7 25, 2008, Order Granting Plaintiffs' Confidential Motion To Enforce The Settlement Agreement  
8 (Docket No. 461); and the June 10, 2008 Order Granting In Part and Denying In Part Motions Posted  
9 As Docket Items Nos. 366, 374 and 393 (Docket No. 428).

10  
11 August 11, 2008

Respectfully submitted,

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13 O'SHEA PARTNERS, LLP

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15   
16 Sean F. O'Shea

17  
18 90 Park Avenue  
19 New York, New York 10016

20 *Attorneys for Nominal Defendants*  
21 *Cameron Winklevoss, Tyler Winklevoss,*  
22 *and Divya Narendra*