

# **EXHIBIT V-9**

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9 Attorneys for Defendants  
10 Cameron Winklevoss, Tyler  
11 Winklevoss, Howard Winklevoss,  
12 and Divya Narendra

13 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
14 COUNTY OF SANTA CLARA

15 THE FACEBOOK, INC.

16 Plaintiff,

17 v.

18 CONNECTU LLC, CAMERON WINKLEVOSS,  
19 TYLER WINKLEVOSS, HOWARD  
20 WINKLEVOSS, DIVYA NARENDRA, AND  
21 DOES 1-25,

22 Defendants.

CASE NO. 105 CV 047381

**SUPPLEMENTAL DECLARATION OF  
CAMERON WINKLEVOSS IN SUPPORT  
OF DEFENDANTS' REPLY TO  
OPPOSITION TO MOTION TO QUASH  
SERVICE OF COMPLAINT AND  
SUMMONS FOR LACK OF PERSONAL  
JURISDICTION**

Date: June 1, 2006  
Time: 9:00 a.m.  
Dept. 2  
Judge: William J. Elfving

ENDORSED

2006 MAY 24 PM 5:09

RECEIVED  
SUPERIOR COURT OF CA  
CO. OF SANTA CLARA  
BY: L. HA. TERRY

COPY

1 I Cameron Winklevoss declare,

2 1. During the late spring and early summer of 2004, I accessed thefacebook.com website  
3 on various occasions. I used the access information, i.e. the email account and passwords  
4 voluntarily provided to me by various friends and acquaintances who were already registered users  
5 of thefacebook.com. Each of these people who provided to me their access information authorized  
6 me to logon to thefacebook.com.

7 2. After logging onto thefacebook.com, I was able to see the email addresses of other  
8 Facebook users. These email addresses were directly visible. There were no security features or  
9 other hindrances that I had to avoid in order to see these email addresses. I personally downloaded  
10 onto my computer some of these email addresses that I found on thefacebook.com. Substantially  
11 most if not all of these downloads occurred prior to the end of July, 2004.

12 3. During the late spring and early summer of 2004, I was aware that Tyler Winklevoss  
13 and Divya Narendra were also accessing thefacebook.com and downloading email addresses from  
14 this site.

15 4. On or about May 21, 2004, ConnectU launched a website intended for use by people  
16 at universities and colleges. In 2005, many months after I downloaded the email addresses from  
17 thefacebook.com onto my computer, ConnectU added a screen to its website that allowed its  
18 members to invite their friends who had registered with thefacebook.com to also become ConnectU  
19 members. ConnectU learned that some of its members, who were also thefacebook.com registrants,  
20 wanted to invite "friends" from thefacebook.com site to join ConnectU. To accomplish this desire,  
21 ConnectU created a screen on its site that allowed for its user to enter his or her access information  
22 to thefacebook.com site. The ConnectU member then authorized ConnectU to access  
23 thefacebook.com site with his or her facebook.com access information and invite his or her friends  
24 who had registered on thefacebook.com to join ConnectU. ConnectU then automatically accessed  
25 thefacebook.com through the access information provided by their members and sent invitations to  
26 its member's friends to join ConnectU.

1           5.       None of the email addresses that Tyler Winklevoss, Divya Narendra or I downloaded  
2 during the spring and early summer of 2004 were used by ConnectU in the automatic process  
3 described in the paragraph above. Instead, the email addresses that were used were those that were  
4 available on thefacebook.com in 2005 when a ConnectU member provided his or her  
5 thefacebook.com access information and requested that ConnectU invite his or her friends on  
6 thefacebook.com to join ConnectU.

7           6.       Each time I met with Mark Zuckerberg, it was at or near the Harvard campus in  
8 Cambridge Massachusetts. To the extent I received email communication from Mark Zuckerberg, it  
9 was from his email account provided by Harvard University while we were both students at Harvard.

10          7.       During the spring and early summer of 2004 when I downloaded email addresses  
11 from the facebook.com I did not understand that Mark Zuckerberg was in California. During this  
12 time I did not know that Mark Zuckerberg might create a corporation from which thefacebook.com  
13 site would be run. During this time, I did not know that any such corporation would be located in  
14 California.

15           I declare under penalty of perjury under the laws of the state of California that the foregoing  
16 is true and correct and that this declaration was executed on the 22 day of May, 2006.

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20 Cameron Winklevoss  
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