

EXHIBIT 3

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8 Tyler Winklevoss, Howard Winklevoss,
9 and Divya Narendra

10 SUPERIOR COURT OF THE STATE OF CALIFORNIA
11 COUNTY OF SANTA CLARA

12
13 THE FACEBOOK, INC.

14 Plaintiff,

15 v.

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

20 Defendants.

CASE NO. 105 CV 047381

**RESPONSE AND OBJECTIONS OF
DEFENDANT DIVYA NARENDRA TO
PLAINTIFFS FIRST SET OF SPECIAL
INTERROGATORIES (NOS 1-23)**

1 **PROPOUNDING PARTY:** **Plaintiff THEFACEBOOK, INC.**
2 **RESPONDING PARTY:** **Defendant DIVYA NARENDRA**
3 **SET NO.:** **ONE (1)**
4

5 TO PLAINTIFF AND ITS ATTORNEYS OF RECORD:

6 The above-named party hereby responds, pursuant to California Code of Civil Procedure
7 Section 2030.210(a), to the first set of interrogatories as follows:

8 **GENERAL OBJECTIONS**

9 1. Responding party objects to each interrogatory and to the definitions and instructions to
10 the extent they seek to impose obligations that are broader than or inconsistent with the California
11 Rules of Civil Procedure and applicable Local Rules or court orders.

12 2. Responding party objects to each interrogatory, and to the definitions and instructions to
13 the extent they seek the disclosure of information protected by the attorney-client privilege, attorney
14 work-product doctrine, or any other applicable privilege or protection, as provided by any applicable
15 law. Responding party does not intend to produce such privileged or protected documents or
16 information, and the inadvertent disclosure of such is not to be deemed a waiver of any privilege.
17 Responding party expressly reserves the right to object to the introduction at trial or any other use of
18 such information that may be inadvertently disclosed. In addition, Responding party objects to the
19 interrogatories and all definitions and instructions to the extent they seek and/or require Responding
20 party to produce a privilege log for documents or information falling within the attorney-client
21 privilege or work-product doctrine, if such documents or information were created after the date that
22 this lawsuit was filed.

23 3. Responding party objects to each interrogatory and all other definitions and instructions
24 to the extent they are vague, overly broad, unduly burdensome, exceed the boundaries of
25 discoverable information, or fail to describe the information sought with the required reasonable
26 particularity.

27 4. Responding party objects to each interrogatory and all definitions and instructions to the
28 extent the burden or expense of the proposed discovery outweighs its likely benefit, given the needs

1 of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in
2 the litigation, and the importance of the proposed discovery in resolving the issues.

3 5. Responding party objects to each interrogatory and all other definitions and instructions
4 to the extent they seek information that is confidential financial, proprietary, trade secret or other
5 confidential or competitively sensitive business information relating to Responding party or any
6 third party. Responding party reserves the right to object that certain information is so confidential
7 and sensitive that it will not be produced even pursuant to a protective order.

8 6. Responding party objects to each interrogatory and all definitions and instructions to the
9 extent they seek information not in Responding Party's custody or control.

10 7. Responding party objects to the interrogatory and all other definitions and instructions to
11 the extent they seek information that is beyond the scope of this litigation, is not relevant, or that
12 falls outside the parameters of discoverable information under the California Code of Civil
13 Procedure.

14 8. Responding party has not yet completed its investigation, collection of information,
15 discovery, and analysis relating to this action. The following response is based on information
16 known and available to Responding party at this time. Responding party reserves the right to
17 modify, change, or supplement its response and to produce additional evidence at trial.

18 9. Responding party's agreement to furnish information in response to Plaintiff's
19 interrogatories shall not be deemed as an admission regarding the relevance of the requested
20 information, nor is it intended to waive any right to object the admissibility of such at trial.

21 10. Responding party objects to producing at this time documents unrelated to the issue of
22 personal jurisdiction over the individual Defendants.

23
24 **OBJECTIONS TO DEFINITIONS**

25 1. Responding party objects to all definitions to the extent they impose burdens on
26 responding different or greater than those provided in the California Code of Civil Procedure.

27 2. Responding party objects to all definitions to the extent that they are burdensome,
28 oppressive and unnecessary.

RESPONSES AND SPECIFIC OBJECTIONS

1
2 1. Subject to the general objections and the objections to the definitions and instructions
3 incorporated herein, Responding party answers as follows. This interrogatory is vague and
4 overbroad. It is compound, complex and effectively represents at least five separate interrogatories.
5 This interrogatory calls for responding party to provide information regarding communications
6 others have had, separate and apart from Responding party himself. As such, this interrogatory is
7 overly burdensome and oppressive. This interrogatory also calls for Responding party to speculate
8 as to the location, residence and/or domicile of persons or entities with whom Responding party has
9 communicated. This interrogatory would further require an unreasonable search taking an undue
10 amount of time to locate any communications occurring with individuals or entities in California.
11 This interrogatory also calls for information regarding the “Winklevoss Companies”, as identified in
12 the definition section. As such, this interrogatory seeks information that is irrelevant and not
13 calculated to lead to the discovery of admissible evidence concerning personal jurisdiction, and
14 Responding party possesses no such information. Responding party has no current recollection of
15 any significant personal or business communications with entities or individuals known to have been
16 located in California.

17 2. Subject to the general objections and the objections to the definitions and instructions
18 incorporated herein, Responding party answers as follows. Identifying users residing or domiciled
19 in California is overly burdensome. Responding party cannot determine with accuracy, or at all,
20 whether a any person resides or is domiciled in California. With respect to students, it is Facebook,
21 Inc.’s position that students are citizens of their home state. Responding party has no way of
22 determining a student’s home state. Responding party does not personally have such information.

23 3. Subject to the general objections and the objections to the definitions and instructions
24 incorporated herein, Responding party answers as follows. Identifying persons residing or domiciled
25 in California is overly burdensome. Responding party cannot determine with accuracy, or at all,
26 whether a any person resides or is domiciled in California. With respect to students, it is Facebook,
27 Inc.’s position that students are citizens of their home state. Responding party has no way of
28 determining a student’s home state. This interrogatory also calls for information regarding the

1 “Winklevoss Companies”, as identified in the definition section. As such, this interrogatory seeks
2 information that is irrelevant and not calculated to lead to the discovery of admissible evidence
3 concerning personal jurisdiction, and Responding party possesses no such information. Responding
4 party has no personal accounts receivable.

5 4. Subject to the general objections and the objections to the definitions and instructions
6 incorporated herein, Responding party answers as follows. This interrogatory also calls for
7 information regarding the “Winklevoss Companies”, as identified in the definition section. As such,
8 this interrogatory seeks information that is irrelevant and not calculated to lead to the discovery of
9 admissible evidence concerning personal jurisdiction, and Responding party possesses no such
10 information. Responding party attended an internship in California during the course of his college
11 studies.

12 5. Subject to the general objections and the objections to the definitions and instructions
13 incorporated herein, Responding party answers as follows. This interrogatory also calls for
14 information regarding the “Winklevoss Companies”, as identified in the definition section. As such,
15 this interrogatory seeks information that is irrelevant and not calculated to lead to the discovery of
16 admissible evidence concerning personal jurisdiction, and Responding party possesses no such
17 information. Responding party does not own any property in California.

18 6. Subject to the general objections and the objections to the definitions and instructions
19 incorporated herein, Responding party answers as follows. This interrogatory also calls for
20 information regarding the “Winklevoss Companies”, as identified in the definition section. As such,
21 this interrogatory seeks information that is irrelevant and not calculated to lead to the discovery of
22 admissible evidence concerning personal jurisdiction, and Responding party possesses no such
23 information. Responding party is not a party to any such contract or agreement.

24 7. Subject to the general objections and the objections to the definitions and instructions
25 incorporated herein, Responding party answers as follows. Responding party did not access
26 www.facebook.com in his personal capacity. To the extent there are records reflecting such access
27 by Responding party in his capacity with ConnectU L.L.C., Responding party is informed and
28

1 believes that subject to objections, ConnectU's responses to either Plaintiff's first set of
2 interrogatories, or First Request for Production of Documents may identify any such access.

3 8. Subject to the general objections and the objections to the definitions and instructions
4 incorporated herein, Responding party answers as follows. Identifying persons currently or formerly
5 residing, domiciled, or located in California is overly burdensome. Responding party cannot
6 determine with accuracy, or at all, whether any person currently resides (or resided) or is (or was)
7 domiciled or located in California. With respect to students, it is Facebook, Inc.'s position that
8 students are citizens of their home state. Responding party has no way of determining a student's
9 home state. Responding party had no contact with any registrants of Facebook in his personal
10 capacity. To the extent there are records reflecting such contacts by Responding party in his
11 capacity with ConnectU L.L.C., Responding party is informed and believes that subject to
12 objections, ConnectU's responses to either Plaintiff's First Set of Interrogatories, or First Request for
13 Production of Documents may identify any such contacts.

14 9. Subject to the general objections and the objections to the definitions and instructions
15 incorporated herein, Responding party answers as follows. This interrogatory also calls for
16 information regarding the "Winklevoss Companies", as identified in the definition section. As such,
17 this interrogatory seeks information that is irrelevant and not calculated to lead to the discovery of
18 admissible evidence concerning personal jurisdiction, and Responding party possesses no such
19 information. Responding party does not own any licenses or registrations regarding the ability to do
20 business in California.

21 10. Subject to the general objections and the objections to the definitions and instructions
22 incorporated herein, Responding party answers as follows: Responding party objects to the term
23 "located" as vague and ambiguous. Subject to such objection, Responding party responds as
24 follows: Fall 2004.

25 11. Subject to the general objections and the objections to the definitions and instructions
26 incorporated herein, Responding party answers as follows. This interrogatory is vague, overbroad,
27 and ambiguous. Responding party objects to this interrogatory as irrelevant and not likely to lead to
28

1 the discovery of admissible evidence regarding personal jurisdiction. Information regarding
2 ConnectU.com can be located by visiting www.connectU.com.

3 12. Subject to the general objections and the objections to the definitions and instructions
4 incorporated herein, Responding party answers as follows. Responding party objects to this
5 interrogatory as overly burdensome, irrelevant, and not likely to lead to the discovery of admissible
6 evidence regarding personal jurisdiction.

7 13. Subject to the general objections and the objections to the definitions and instructions
8 incorporated herein, Responding party answers as follows. This interrogatory is vague and
9 overbroad. It is compound, complex, and effectively represents at least eight separate
10 interrogatories. Responding party is informed and believes that subject to objections, ConnectU's
11 responses to either Plaintiff's First Set of Interrogatories, or First Request for Production of
12 Documents may include information about ConnectU L.L.C. and how it was formed and maintained.
13 To the extent such documents and/or responses include or involve Responding party, he incorporates
14 such by this reference.

15 14. Subject to the general objections and the objections to the definitions and instructions
16 incorporated herein, Responding party answers as follows. This interrogatory also calls for
17 information regarding the "Winklevoss Companies", as identified in the definition section. As such,
18 this interrogatory seeks information that is irrelevant and not calculated to lead to the discovery of
19 admissible evidence concerning personal jurisdiction, and Responding party possesses no such
20 information. This interrogatory is vague and overbroad. It is compound, complex, and effectively
21 represents at least six separate interrogatories. Responding party is informed and believes that
22 subject to objections, ConnectU's responses to either Plaintiff's First Set of Interrogatories, or First
23 Request for Production of Documents may include information about ConnectU L.L.C. and its
24 directors, officers and employees, to the extent it has them. To the extent such documents and/or
25 responses include or involve Responding party, he incorporates such by this reference.

26 15. Subject to the general objections and the objections to the definitions and instructions
27 incorporated herein, Responding party answers as follows. Identifying and persons residing in
28 California is overly burdensome. Responding party cannot determine with accuracy, or at all,

1 whether any person resides in California. With respect to students, it is Facebook, Inc.'s position
2 that students are citizens of their home state. Responding party has no way of determining a
3 student's home state. This interrogatory also calls for information regarding the "Winklevoss
4 Companies", as identified in the definition section. As such, this interrogatory seeks information
5 that is irrelevant and not calculated to lead to the discovery of admissible evidence concerning
6 personal jurisdiction, and Responding party possesses no such information. Responding party took
7 no action regarding advertising, promoting and/or marketing of ConnectU. To the extent any such
8 activities occurred and involved Responding party, they were taken in Responding party's capacity
9 with ConnectU L.L.C. Responding party is informed and believes that subject to objections,
10 ConnectU's responses to either Plaintiff's First Set of Interrogatories, or First Request for Production
11 of Documents may include information about ConnectU L.L.C. To the extent such responses or
12 documents concern Responding Party and ConnectU L.L.C.'s advertising, promoting and/or
13 marketing, Responding party incorporates such by this reference.

14 16. Subject to the general objections and the objections to the definitions and instructions
15 incorporated herein, Responding party answers as follows. Identifying businesses currently or
16 formerly licensed, located, based, or incorporated in California, or with facilities in California, is
17 overly burdensome. Responding party cannot determine with accuracy, or at all, whether a business
18 is or was licensed, located, based, and/or incorporated in California, or has or had facilities there.
19 This interrogatory also calls for information regarding the "Winklevoss Companies", as identified in
20 the definition section. As such, this interrogatory seeks information that is irrelevant and not
21 calculated to lead to the discovery of admissible evidence concerning personal jurisdiction, and
22 Responding party possesses no such information. Subject to such objections, Responding party
23 answers as follows: None.

24 17. Subject to the general objections and the objections to the definitions and instructions
25 incorporated herein, Responding party answers as follows. This contention interrogatory calls for a
26 legal conclusion. Some of the reasons why defending this lawsuit in California would be
27 burdensome include: none of the witnesses involving ConnectU's activities are located in
28 California. Instead, most if not all such witnesses are located on the east coast of the United States.

1 As such, they are outside the subpoena power of California, making discovery nearly impossible and
2 quite expensive. All documents related to this action also are located on the east coast. In addition,
3 the cost of having to come to California is substantial.

4 18. Subject to the general objections and the objections to the definitions and instructions
5 incorporated herein, Responding party answers as follows. This interrogatory also calls for
6 information regarding the "Winklevoss Companies", as identified in the definition section. As such,
7 this interrogatory seeks information that is irrelevant and not calculated to lead to the discovery of
8 admissible evidence concerning personal jurisdiction, and Responding party possesses no such
9 information. This interrogatory is irrelevant and not calculated to lead to the discovery of admissible
10 evidence regarding personal jurisdiction. Responding party is informed and believes that subject to
11 objections, ConnectU's responses to either Plaintiff's First Set of Interrogatories, or First Request for
12 Production of Documents may include information about ConnectU L.L.C.

13 19. Subject to the general objections and the objections to the definitions and instructions
14 incorporated herein, Responding party answers as follows. This interrogatory also calls for
15 information regarding the "Winklevoss Companies", as identified in the definition section. As such,
16 this interrogatory seeks information that is irrelevant and not calculated to lead to the discovery of
17 admissible evidence concerning personal jurisdiction, and Responding party possesses no such
18 information. This interrogatory is irrelevant and not calculated to lead to the discovery of admissible
19 evidence regarding personal jurisdiction. Responding party is informed and believes that subject to
20 objections, ConnectU's responses to either Plaintiff's First Set of Interrogatories, or First Request for
21 Production of Documents may include information about ConnectU L.L.C's offices and
22 server/equipment location.

23 20. Subject to the general objections and the objections to the definitions and instructions
24 incorporated herein, Responding party answers as follows. This interrogatory is irrelevant and not
25 calculated to lead to the discovery of admissible evidence regarding personal jurisdiction.
26 Notwithstanding this fact, Responding party answers as follows: none.

27 21. Subject to the general objections and the objections to the definitions and instructions
28 incorporated herein, Responding party answers as follows. This interrogatory is irrelevant and not

1 calculated to lead to the discovery of admissible evidence regarding personal jurisdiction.

2 Notwithstanding this fact, Responding party answers as follows: none.

3 22. See response to Interrogatory No. 1.

4 23. Subject to the general objections and the objections to the definitions and instructions
5 incorporated herein, Responding party answers as follows. This interrogatory is vague, ambiguous
6 and unintelligible. Responding party understands "actions" to mean filing a lawsuit. Responding
7 party understands that ConnectU has filed one such lawsuit in the District of Massachusetts, entitled
8 ConnectU LLC v. Mark Zuckerberg et al.

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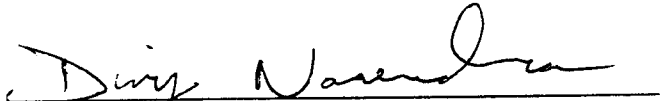
VERIFICATION

Divya Narendra, states as follows:

I am one of the Defendants in the foregoing action. I have read the foregoing Response and Objections to Plaintiffs First Set of Special Interrogatories (Nos. 1-23) and know the contents thereof. The matters stated herein are true of my knowledge except as to the matters stated herein on information and belief, and as to those matters, I believe them to be true.

I declare under penalty of perjury that the foregoing is true and correct.

Executed at New York, NY, this 3 day of December, 2005.



Divya Narendra

1 Scott R. Mosko (State Bar No. 106070)
2 FINNEGAN, HENDERSON, FARABOW,
3 GARRETT & DUNNER, L.L.P.
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10 Attorneys for Defendants
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12 Tyler Winklevoss, Howard Winklevoss,
13 and Divya Narendra

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SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF SANTA CLARA

13 THE FACEBOOK, INC.
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15 Plaintiff,
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17 v.
18 CONNECTU LLC, CAMERON WINKLEVOSS,
19 TYLER WINKLEVOSS, HOWARD
20 WINKLEVOSS, DIVYA NARENDRA, AND
21 DOES 1-25,
22
23 Defendants.

CASE NO. 105 CV 047381
**RESPONSE OF DEFENDANT
CONNECTU LLC TO PLAINTIFFS
FIRST SET OF SPECIAL
INTERROGATORIES (1-23)**

1 **PROPOUNDING PARTY:** Plaintiff THEFACEBOOK, INC.

2 **RESPONDING PARTY:** Defendant CONNECTU LLC

3 **SET NO.:** ONE (1)

4

5 TO PLAINTIFF AND ITS ATTORNEYS OF RECORD:

6 The above-named party hereby responds, pursuant to California Code of Civil Procedure
7 Section 2030.210(a), to the first set of interrogatories as follows:

8

GENERAL OBJECTIONS

9 1. Responding party objects to each interrogatory and to the definitions and instructions to
10 the extent they seek to impose obligations that are broader than or inconsistent with the California
11 Code of Civil Procedure and applicable Local Rules or court orders.

12 2. Responding party objects to each interrogatory, and to the definitions and instructions to
13 the extent they seek the disclosure of information protected by the attorney-client privilege, attorney
14 work-product doctrine, or any other applicable privilege or protection, as provided by any applicable
15 law. Responding party does not intend to produce such privileged or protected documents or
16 information, and the inadvertent disclosure of such is not to be deemed a waiver of any privilege.
17 Responding party expressly reserves the right to object to the introduction at trial or any other use of
18 such information that may be inadvertently disclosed. In addition, Responding party objects to the
19 interrogatories and all definitions and instructions to the extent they seek and/or require Responding
20 party to produce a privilege log for documents or information falling within the attorney-client
21 privilege or work-product doctrine, if such documents or information were created after the date that
22 this lawsuit was filed.

23 3. Responding party objects to each interrogatory and all other definitions and instructions
24 to the extent they are vague, overly broad, unduly burdensome, exceed the boundaries of
25 discoverable information, or fail to describe the information sought with the required reasonable
26 particularity.

27 4. Responding party objects to each interrogatory and all definitions and instructions to the
28 extent the burden or expense of the proposed discovery outweighs its likely benefit, given the needs

1 of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in
2 the litigation, and the importance of the proposed discovery in resolving the issues.

3 5. Responding party objects to each interrogatory and all other definitions and instructions
4 to the extent they seek information that is confidential financial, proprietary, trade secret or other
5 confidential or competitively sensitive business information relating to Responding party or any
6 third party. Responding party reserves the right to object that certain information is so confidential
7 and sensitive that it will not be produced even pursuant to a protective order.

8 6. Responding party objects to each interrogatory and all definitions and instructions to the
9 extent they seek information not in Responding Party's custody or control.

10 7. Responding party objects to the interrogatory and all other definitions and instructions to
11 the extent they seek information that is beyond the scope of this litigation, is not relevant, or that
12 falls outside the parameters of discoverable information under the California Code of Civil
13 Procedure.

14 8. Responding party has not yet completed its investigation, collection of information,
15 discovery, and analysis relating to this action. The following response is based on information
16 known and available to Responding party at this time. Responding party reserves the right to
17 modify, change, or supplement its response and to produce additional evidence at trial.

18 9. Responding party's agreement to furnish information in response to Plaintiff's
19 interrogatories shall not be deemed as an admission regarding the relevance of the requested
20 information, nor is it intended to waive any right to object the admissibility of such at trial.

21 10. Responding party objects to producing at this time documents unrelated to the issue of
22 personal jurisdiction over the individual Defendants.

23 24 **OBJECTIONS TO DEFINITIONS**

25 1. Responding party objects to all definitions to the extent they impose burdens on
26 responding different or greater than those provided in the California Code of Civil Procedure.

27 2. Responding party objects to all definitions to the extent that they are burdensome,
28 oppressive and unnecessary.

RESPONSES AND SPECIFIC OBJECTIONS

1
2 1. Subject to the general objections and the objections to the definitions and instructions
3 incorporated herein, Responding party answers as follows. This interrogatory is vague and
4 overbroad. It is compound, complex and effectively represents at least five separate interrogatories.
5 This interrogatory calls for responding party to provide information regarding communications
6 others have had, separate and apart from the Responding party itself. As such, this interrogatory is
7 overly burdensome and oppressive. This interrogatory also calls for Responding party to speculate
8 as to the location, residence and/or domicile of persons or entities with whom Responding party has
9 communicated. This interrogatory would further require an unreasonable search taking an undue
10 amount of time to locate any communications occurring with individuals or entities in California.
11 This interrogatory also calls for information regarding the “Winklevoss Companies”, as identified in
12 the definition section. As such, this interrogatory seeks information that is irrelevant and not
13 calculated to lead to the discovery of admissible evidence concerning personal jurisdiction, and
14 Responding party possesses no such information. Responding party previously has produced
15 documents that concern communications it has had with California residents or entities. To the
16 extent additional non-privileged documents reflecting such communications exist that have not been
17 produced, they will be produced.

18 2. Subject to the general objections and the objections to the definitions and instructions
19 incorporated herein, Responding party answers as follows. Identifying and users residing or
20 domiciled in California is overly burdensome. Responding party cannot determine with accuracy, or
21 at all, whether a any person resides or is domiciled in California. With respect to students, it is
22 Facebook, Inc.’s position that students are citizens of their home state. Responding party has no way
23 of determining a student’s home state. Responding party objects to this interrogatory as overly
24 burdensome, irrelevant, and not likely to lead to the discovery of admissible evidence regarding
25 personal jurisdiction. .

26 3. Subject to the general objections and the objections to the definitions and instructions
27 incorporated herein, Responding party answers as follows. Identifying and persons residing or
28 domiciled in California is overly burdensome. Responding party cannot determine with accuracy, or

1 at all, whether a any person resides or is domiciled in California. With respect to students, it is
2 Facebook, Inc.'s position that students are citizens of their home state. Responding party has no way
3 of determining a student's home state. This interrogatory also calls for information regarding the
4 "Winklevoss Companies", as identified in the definition section. As such, this interrogatory seeks
5 information that is irrelevant and not calculated to lead to the discovery of admissible evidence
6 concerning personal jurisdiction, and Responding party possesses no such information. Responding
7 party has no such accounts receivable.

8 4. Subject to the general objections and the objections to the definitions and instructions
9 incorporated herein, Responding party answers as follows. This interrogatory also calls for
10 information regarding the "Winklevoss Companies", as identified in the definition section. As such,
11 this interrogatory seeks information that is irrelevant and not calculated to lead to the discovery of
12 admissible evidence concerning personal jurisdiction, and Responding party possesses no such
13 information. This interrogatory is unintelligible.

14 5. Subject to the general objections and the objections to the definitions and instructions
15 incorporated herein, Responding party answers as follows. This interrogatory also calls for
16 information regarding the "Winklevoss Companies", as identified in the definition section. As such,
17 this interrogatory seeks information that is irrelevant and not calculated to lead to the discovery of
18 admissible evidence concerning personal jurisdiction, and Responding party possesses no such
19 information. Responding party does not own any property in California.

20 6. Subject to the general objections and the objections to the definitions and instructions
21 incorporated herein, Responding party answers as follows. This interrogatory also calls for
22 information regarding the "Winklevoss Companies", as identified in the definition section. As such,
23 this interrogatory seeks information that is irrelevant and not calculated to lead to the discovery of
24 admissible evidence concerning personal jurisdiction, and Responding party possesses no such
25 information. Responding party is not a party to any such contract or agreement.

26 7. Subject to the general objections and the objections to the definitions and instructions
27 incorporated herein, Responding party answers as follows. To the extent there are records reflecting
28

1 such access by Responding party, and such documents have not already been produced, all such non-
2 privileged documents will be produced.

3 8. Subject to the general objections and the objections to the definitions and instructions
4 incorporated herein, Responding party answers as follows. Identifying and persons currently or
5 formerly residing, domiciled, or located in California is overly burdensome. Responding party
6 cannot determine with accuracy, or at all, whether any person currently resides (or resided) or is (or
7 was) domiciled or located in California. With respect to students, it is Facebook, Inc.'s position that
8 students are citizens of their home state. Responding party has no way of determining a student's
9 home state. To the extent there are such emails sent by Responding party, and such documents have
10 not already been produced, all such non-privileged documents will be produced.

11 9. Subject to the general objections and the objections to the definitions and instructions
12 incorporated herein, Responding party answers as follows. This interrogatory also calls for
13 information regarding the "Winklevoss Companies", as identified in the definition section. As such,
14 this interrogatory seeks information that is irrelevant and not calculated to lead to the discovery of
15 admissible evidence concerning personal jurisdiction, and Responding party possesses no such
16 information. Responding party does not own any licenses or registrations regarding the ability to do
17 business in California.

18 10. Subject to the general objections and the objections to the definitions and instructions
19 incorporated herein, Responding party answers as follows: Responding party objects to the term
20 "located" as vague and ambiguous. Subject to such objection, Responding party responds as
21 follows: Fall 2004.

22 11. Subject to the general objections and the objections to the definitions and instructions
23 incorporated herein, Responding party answers as follows. This interrogatory is vague, overbroad
24 and ambiguous. Responding party objects to this interrogatory as irrelevant and not likely to lead to
25 the discovery of admissible evidence regarding personal jurisdiction. Information regarding
26 ConnectU.com can be located by visiting www.connectU.com.

27 12. Subject to the general objections and the objections to the definitions and instructions
28 incorporated herein, Responding party answers as follows. Responding party objects to this

1 interrogatory as overly burdensome, irrelevant, and not likely to lead to the discovery of admissible
2 evidence regarding personal jurisdiction.

3 13. Subject to the general objections and the objections to the definitions and instructions
4 incorporated herein, Responding party answers as follows. This interrogatory is vague and
5 overbroad. It is compound, complex and effectively represents at least eight separate interrogatories.
6 To the extent ConnectU has not already produced documents about its formation and maintenance,
7 all such non-privileged documents will be produced.

8 14. Subject to the general objections and the objections to the definitions and instructions
9 incorporated herein, Responding party answers as follows. This interrogatory also calls for
10 information regarding the "Winklevoss Companies", as identified in the definition section. As such,
11 this interrogatory seeks information that is irrelevant and not calculated to lead to the discovery of
12 admissible evidence concerning personal jurisdiction, and Responding party possesses no such
13 information. This interrogatory is vague and overbroad. It is compound, complex and effectively
14 represents at least six separate interrogatories. To the extent ConnectU has not already produced
15 documents regarding its directors, officers, agents, and employees, all such non-privileged
16 documents will be produced.

17 15. Subject to the general objections and the objections to the definitions and instructions
18 incorporated herein, Responding party answers as follows. Identifying and persons residing in
19 California is overly burdensome. Responding party cannot determine with accuracy, or at all,
20 whether any person resides in California. With respect to students, it is Facebook, Inc.'s position
21 that students are citizens of their home state. Responding party has no way of determining a
22 student's home state. This interrogatory also calls for information regarding the "Winklevoss
23 Companies", as identified in the definition section. As such, this interrogatory seeks information
24 that is irrelevant and not calculated to lead to the discovery of admissible evidence concerning
25 personal jurisdiction, and Responding party possesses no such information. To the extent ConnectU
26 has not already produced documents regarding its advertising, promotional and marketing activities,
27 all such non-privileged documents will be produced.

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1 16. Subject to the general objections and the objections to the definitions and instructions
2 incorporated herein, Responding party answers as follows. Identifying businesses currently or
3 formerly licensed, located, based, or incorporated in California, or with facilities in California, is
4 overly burdensome. Responding party cannot determine with accuracy, or at all, whether a business
5 is or was licensed, located, based, and/or incorporated in California, or has or had facilities there.
6 This interrogatory also calls for information regarding the “Winklevoss Companies”, as identified in
7 the definition section. As such, this interrogatory seeks information that is irrelevant and not
8 calculated to lead to the discovery of admissible evidence concerning personal jurisdiction, and
9 Responding party possesses no such information. Subject to such objections, Responding party
10 answers as follows: None.

11 17. Subject to the general objections and the objections to the definitions and instructions
12 incorporated herein, Responding party answers as follows. This contention interrogatory calls for a
13 legal conclusion. Some of the reasons why defending this lawsuit in California would be
14 burdensome include: none of the witnesses involving ConnectU’s activities are located in
15 California. Instead, most if not all such witnesses are located on the east coast of the United States.
16 As such, they are outside the subpoena power of California, making discovery nearly impossible and
17 quite expensive. All documents related to this action also are located on the east coast. In addition,
18 the cost of having to bring Responding party’s members to California is substantial. .

19 18. Subject to the general objections and the objections to the definitions and instructions
20 incorporated herein, Responding party answers as follows. This interrogatory also calls for
21 information regarding the “Winklevoss Companies”, as identified in the definition section. As such,
22 this interrogatory seeks information that is irrelevant and not calculated to lead to the discovery of
23 admissible evidence concerning personal jurisdiction, and Responding party possesses no such
24 information. To the extent ConnectU has not already produced documents regarding its ownership,
25 documents sufficient to identify such ownership will be produced.

26 19. Subject to the general objections and the objections to the definitions and instructions
27 incorporated herein, Responding party answers as follows. This interrogatory also calls for
28 information regarding the “Winklevoss Companies”, as identified in the definition section. As such,

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VERIFICATION

Cameron Winklevoss, states as follows:

I, Cameron Winklevoss, declare under penalty of perjury that the following statements are true and correct.

I am Co-founder of ConnectU, a Connecticut corporation, and as such officer, I make this verification for and on its behalf.

I have read the foregoing Responses and Objections to Plaintiffs First Set of Special Interrogatories (Nos. 1-23) and am informed and believe that the matters stated therein are true and correct.

Executed at Greenwich, Connecticut, this 1 day of December, 2005.



Cameron Winklevoss

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and Divya Narendra
8
9

10 SUPERIOR COURT OF THE STATE OF CALIFORNIA
11 COUNTY OF SANTA CLARA
12

13 THE FACEBOOK, INC.
14 Plaintiff,
15 v.
16 CONNECTU LLC, CAMERON WINKLEVOSS,
TYLER WINKLEVOSS, HOWARD
17 WINKLEVOSS, DIVYA NARENDRA, AND
DOES 1-25,
18 Defendants.
19

CASE NO. 105 CV 047381
**RESPONSE AND OBJECTIONS OF
DEFENDANT CAMERON
WINKLEVOSS TO PLAINTIFFS
FIRST SET OF SPECIAL
INTERROGATORIES (NOS. 1-23)**

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1 **PROPOUNDING PARTY:** **Plaintiff THEFACEBOOK, INC.**
2 **RESPONDING PARTY:** **Defendant CAMERON WINKLEVOSS**
3 **SET NO.:** **ONE (1)**
4

5 TO PLAINTIFF AND ITS ATTORNEYS OF RECORD:

6 The above-named party hereby responds, pursuant to California Code of Civil Procedure
7 Section 2030.210(a), to the first set of interrogatories as follows:

8 **GENERAL OBJECTIONS**

9 1. Responding party objects to each interrogatory and to the definitions and instructions to
10 the extent they seek to impose obligations that are broader than or inconsistent with the California
11 Rules of Civil Procedure and applicable Local Rules or court orders.

12 2. Responding party objects to each interrogatory, and to the definitions and instructions to
13 the extent they seek the disclosure of information protected by the attorney-client privilege, attorney
14 work-product doctrine, or any other applicable privilege or protection, as provided by any applicable
15 law. Responding party does not intend to produce such privileged or protected documents or
16 information, and the inadvertent disclosure of such is not to be deemed a waiver of any privilege.
17 Responding party expressly reserves the right to object to the introduction at trial or any other use of
18 such information that may be inadvertently disclosed. In addition, Responding party objects to the
19 interrogatories and all definitions and instructions to the extent they seek and/or require Responding
20 party to produce a privilege log for documents or information falling within the attorney-client
21 privilege or work-product doctrine, if such documents or information were created after the date that
22 this lawsuit was filed.

23 3. Responding party objects to each interrogatory and all other definitions and instructions
24 to the extent they are vague, overly broad, unduly burdensome, exceed the boundaries of
25 discoverable information, or fail to describe the information sought with the required reasonable
26 particularity.

27 4. Responding party objects to each interrogatory and all definitions and instructions to the
28 extent the burden or expense of the proposed discovery outweighs its likely benefit, given the needs

1 of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in
2 the litigation, and the importance of the proposed discovery in resolving the issues.

3 5. Responding party objects to each interrogatory and all other definitions and instructions
4 to the extent they seek information that is confidential financial, proprietary, trade secret or other
5 confidential or competitively sensitive business information relating to Responding party or any
6 third party. Responding party reserves the right to object that certain information is so confidential
7 and sensitive that it will not be produced even pursuant to a protective order.

8 6. Responding party objects to each interrogatory and all definitions and instructions to the
9 extent they seek information not in Responding Party's custody or control.

10 7. Responding party objects to the interrogatory and all other definitions and instructions to
11 the extent they seek information that is beyond the scope of this litigation, is not relevant, or that
12 falls outside the parameters of discoverable information under the California Code of Civil
13 Procedure.

14 8. Responding party has not yet completed its investigation, collection of information,
15 discovery, and analysis relating to this action. The following response is based on information
16 known and available to Responding party at this time. Responding party reserves the right to
17 modify, change, or supplement its response and to produce additional evidence at trial.

18 9. Responding party's agreement to furnish information in response to Plaintiff's
19 interrogatories shall not be deemed as an admission regarding the relevance of the requested
20 information, nor is it intended to waive any right to object the admissibility of such at trial.

21 10. Responding party objects to producing at this time documents unrelated to the issue
22 of personal jurisdiction over the individual Defendants.

23
24 **OBJECTIONS TO DEFINITIONS**

25 1. Responding party objects to all definitions to the extent they impose burdens on
26 responding different or greater than those provided in the California Code of Civil Procedure.

27 2. Responding party objects to all definitions to the extent that they are burdensome,
28 oppressive and unnecessary.

RESPONSES AND SPECIFIC OBJECTIONS

1
2 1. Subject to the general objections and the objections to the definitions and instructions
3 incorporated herein, Responding party answers as follows. This interrogatory is vague and
4 overbroad. It is compound, complex and effectively represents at least five separate interrogatories.
5 This interrogatory calls for responding party to provide information regarding communications
6 others have had, separate and apart from Responding party himself. As such, this interrogatory is
7 overly burdensome and oppressive. This interrogatory also calls for Responding party to speculate
8 as to the location, residence and/or domicile of persons or entities with whom Responding party has
9 communicated. This interrogatory would further require an unreasonable search taking an undue
10 amount of time to locate any communications occurring with individuals or entities in California.
11 This interrogatory also calls for information regarding the “Winklevoss Companies”, as identified in
12 the definition section. As such, this interrogatory seeks information that is irrelevant and not
13 calculated to lead to the discovery of admissible evidence concerning personal jurisdiction, and
14 Responding party possesses no such information. Responding party has no current recollection of
15 any significant personal or business communications with entities or individuals known to have been
16 located in California.

17 2. Subject to the general objections and the objections to the definitions and instructions
18 incorporated herein, Responding party answers as follows. Identifying users residing or domiciled
19 in California is overly burdensome. Responding party cannot determine with accuracy, or at all,
20 whether a any person resides or is domiciled in California. With respect to students, it is Facebook,
21 Inc.’s position that students are citizens of their home state. Responding party has no way of
22 determining a student’s home state. Responding party does not personally have such information.

23 3. Subject to the general objections and the objections to the definitions and instructions
24 incorporated herein, Responding party answers as follows. Identifying persons residing or domiciled
25 in California is overly burdensome. Responding party cannot determine with accuracy, or at all,
26 whether a any person resides or is domiciled in California. With respect to students, it is Facebook,
27 Inc.’s position that students are citizens of their home state. Responding party has no way of
28 determining a student’s home state. This interrogatory also calls for information regarding the

1 “Winklevoss Companies”, as identified in the definition section. As such, this interrogatory seeks
2 information that is irrelevant and not calculated to lead to the discovery of admissible evidence
3 concerning personal jurisdiction, and Responding party possesses no such information. Responding
4 party has no personal accounts receivable.

5 4. Subject to the general objections and the objections to the definitions and instructions
6 incorporated herein, Responding party answers as follows. This interrogatory also calls for
7 information regarding the “Winklevoss Companies”, as identified in the definition section. As such,
8 this interrogatory seeks information that is irrelevant and not calculated to lead to the discovery of
9 admissible evidence concerning personal jurisdiction, and Responding party possesses no such
10 information. Responding party resided in California between approximately 1982 and 1985. Since
11 1985, Responding party has been in California for a one week recreational vacation, in
12 approximately 2002.

13 5. Subject to the general objections and the objections to the definitions and instructions
14 incorporated herein, Responding party answers as follows. This interrogatory also calls for
15 information regarding the “Winklevoss Companies”, as identified in the definition section. As such,
16 this interrogatory seeks information that is irrelevant and not calculated to lead to the discovery of
17 admissible evidence concerning personal jurisdiction, and Responding party possesses no such
18 information. Responding party does not own any property in California.

19 6. Subject to the general objections and the objections to the definitions and instructions
20 incorporated herein, Responding party answers as follows. This interrogatory also calls for
21 information regarding the “Winklevoss Companies”, as identified in the definition section. As such,
22 this interrogatory seeks information that is irrelevant and not calculated to lead to the discovery of
23 admissible evidence concerning personal jurisdiction, and Responding party possesses no such
24 information. Responding party is not a party to any such contract or agreement.

25 7. Subject to the general objections and the objections to the definitions and instructions
26 incorporated herein, Responding party answers as follows. Responding party did not access
27 www.facebook.com in his personal capacity. To the extent there are records reflecting such access
28 by Responding party in his capacity with ConnectU L.L.C., Responding party is informed and

1 believes that subject to objections, ConnectU's responses to either Plaintiff's first set of
2 interrogatories, or First Request for Production of Documents may identify any such access.

3 8. Subject to the general objections and the objections to the definitions and instructions
4 incorporated herein, Responding party answers as follows. Identifying persons currently or formerly
5 residing, domiciled, or located in California is overly burdensome. Responding party cannot
6 determine with accuracy, or at all, whether any person currently resides (or resided) or is (or was)
7 domiciled or located in California. With respect to students, it is Facebook, Inc.'s position that
8 students are citizens of their home state. Responding party has no way of determining a student's
9 home state. Responding party had no contact with any registrants of Facebook in his personal
10 capacity. To the extent there are records reflecting such contacts by Responding party in his
11 capacity with ConnectU L.L.C., Responding party is informed and believes that subject to
12 objections, ConnectU's responses to either Plaintiff's First Set of Interrogatories, or First Request for
13 Production of Documents may identify any such contacts.

14 9. Subject to the general objections and the objections to the definitions and instructions
15 incorporated herein, Responding party answers as follows. This interrogatory also calls for
16 information regarding the "Winklevoss Companies", as identified in the definition section. As such,
17 this interrogatory seeks information that is irrelevant and not calculated to lead to the discovery of
18 admissible evidence concerning personal jurisdiction, and Responding party possesses no such
19 information. Responding party does not own any licenses or registrations regarding the ability to do
20 business in California.

21 10. Subject to the general objections and the objections to the definitions and instructions
22 incorporated herein, Responding party answers as follows: Responding party objects to the term
23 "located" as vague and ambiguous. Subject to such objection, Responding party responds as
24 follows: Fall 2004.

25 11. Subject to the general objections and the objections to the definitions and instructions
26 incorporated herein, Responding party answers as follows. This interrogatory is vague, overbroad,
27 and ambiguous. Responding party objects to this interrogatory as irrelevant and not likely to lead to
28

1 the discovery of admissible evidence regarding personal jurisdiction. Information regarding
2 ConnectU.com can be located by visiting www.connectU.com.

3 12. Subject to the general objections and the objections to the definitions and instructions
4 incorporated herein, Responding party answers as follows. Responding party objects to this
5 interrogatory as overly burdensome, irrelevant, and not likely to lead to the discovery of admissible
6 evidence regarding personal jurisdiction.

7 13. Subject to the general objections and the objections to the definitions and instructions
8 incorporated herein, Responding party answers as follows. This interrogatory is vague and
9 overbroad. It is compound, complex, and effectively represents at least eight separate
10 interrogatories. Responding party is informed and believes that subject to objections, ConnectU's
11 responses to either Plaintiff's First Set of Interrogatories, or First Request for Production of
12 Documents may include information about ConnectU L.L.C. and how it was formed and maintained.
13 To the extent such documents and/or responses include or involve Responding party, he incorporates
14 such by this reference.

15 14. Subject to the general objections and the objections to the definitions and instructions
16 incorporated herein, Responding party answers as follows. This interrogatory also calls for
17 information regarding the "Winklevoss Companies", as identified in the definition section. As such,
18 this interrogatory seeks information that is irrelevant and not calculated to lead to the discovery of
19 admissible evidence concerning personal jurisdiction, and Responding party possesses no such
20 information. This interrogatory is vague and overbroad. It is compound, complex, and effectively
21 represents at least six separate interrogatories. Responding party is informed and believes that
22 subject to objections, ConnectU's responses to either Plaintiff's First Set of Interrogatories, or First
23 Request for Production of Documents may include information about ConnectU L.L.C. and its
24 directors, officers and employees, to the extent it has them. To the extent such documents and/or
25 responses include or involve Responding party, he incorporates such by this reference.

26 15. Subject to the general objections and the objections to the definitions and instructions
27 incorporated herein, Responding party answers as follows. Identifying and persons residing in
28 California is overly burdensome. Responding party cannot determine with accuracy, or at all,

1 whether any person resides in California. With respect to students, it is Facebook, Inc.'s position
2 that students are citizens of their home state. Responding party has no way of determining a
3 student's home state. This interrogatory also calls for information regarding the "Winklevoss
4 Companies", as identified in the definition section. As such, this interrogatory seeks information
5 that is irrelevant and not calculated to lead to the discovery of admissible evidence concerning
6 personal jurisdiction, and Responding party possesses no such information. Responding party took
7 no action regarding advertising, promoting and/or marketing of ConnectU. To the extent any such
8 activities occurred and involved Responding party, they were taken in Responding party's capacity
9 with ConnectU L.L.C. Responding party is informed and believes that subject to objections,
10 ConnectU's responses to either Plaintiff's First Set of Interrogatories, or First Request for Production
11 of Documents may include information about ConnectU L.L.C. To the extent such responses or
12 documents concern Responding Party and ConnectU L.L.C.'s advertising, promoting and/or
13 marketing, Responding party incorporates such by this reference.

14 16. Subject to the general objections and the objections to the definitions and instructions
15 incorporated herein, Responding party answers as follows. Identifying businesses currently or
16 formerly licensed, located, based, or incorporated in California, or with facilities in California, is
17 overly burdensome. Responding party cannot determine with accuracy, or at all, whether a business
18 is or was licensed, located, based, and/or incorporated in California, or has or had facilities there.
19 This interrogatory also calls for information regarding the "Winklevoss Companies", as identified in
20 the definition section. As such, this interrogatory seeks information that is irrelevant and not
21 calculated to lead to the discovery of admissible evidence concerning personal jurisdiction, and
22 Responding party possesses no such information. Subject to such objections, Responding party
23 answers as follows: None.

24 17. Subject to the general objections and the objections to the definitions and instructions
25 incorporated herein, Responding party answers as follows. This contention interrogatory calls for a
26 legal conclusion. Some of the reasons why defending this lawsuit in California would be
27 burdensome include: none of the witnesses involving ConnectU's activities are located in
28 California. Instead, most if not all such witnesses are located on the east coast of the United States.

1 As such, they are outside the subpoena power of California, making discovery nearly impossible and
2 quite expensive. All documents related to this action also are located on the east coast. In addition,
3 the cost of having to come to California is substantial.

4 18. Subject to the general objections and the objections to the definitions and instructions
5 incorporated herein, Responding party answers as follows. This interrogatory also calls for
6 information regarding the "Winklevoss Companies", as identified in the definition section. As such,
7 this interrogatory seeks information that is irrelevant and not calculated to lead to the discovery of
8 admissible evidence concerning personal jurisdiction, and Responding party possesses no such
9 information. This interrogatory is irrelevant and not calculated to lead to the discovery of admissible
10 evidence regarding personal jurisdiction. Responding party is informed and believes that subject to
11 objections, ConnectU's responses to either Plaintiff's First Set of Interrogatories, or First Request for
12 Production of Documents may include information about ConnectU L.L.C.

13 19. Subject to the general objections and the objections to the definitions and instructions
14 incorporated herein, Responding party answers as follows. This interrogatory also calls for
15 information regarding the "Winklevoss Companies", as identified in the definition section. As such,
16 this interrogatory seeks information that is irrelevant and not calculated to lead to the discovery of
17 admissible evidence concerning personal jurisdiction, and Responding party possesses no such
18 information. This interrogatory is irrelevant and not calculated to lead to the discovery of admissible
19 evidence regarding personal jurisdiction. Responding party is informed and believes that subject to
20 objections, ConnectU's responses to either Plaintiff's First Set of Interrogatories, or First Request for
21 Production of Documents may include information about ConnectU L.L.C.'s offices and
22 server/equipment location.

23 20. Subject to the general objections and the objections to the definitions and instructions
24 incorporated herein, Responding party answers as follows. This interrogatory is irrelevant and not
25 calculated to lead to the discovery of admissible evidence regarding personal jurisdiction.
26 Notwithstanding this fact, Responding party answers as follows: none.

27 21. Subject to the general objections and the objections to the definitions and instructions
28 incorporated herein, Responding party answers as follows. This interrogatory is irrelevant and not

1 calculated to lead to the discovery of admissible evidence regarding personal jurisdiction.

2 Notwithstanding this fact, Responding party answers as follows: none.

3 22. See response to Interrogatory No. 1.

4 23. Subject to the general objections and the objections to the definitions and instructions
5 incorporated herein, Responding party answers as follows. This interrogatory is vague, ambiguous
6 and unintelligible. Responding party understands "actions" to mean filing a lawsuit. Responding
7 party understands that ConnectU has filed one such lawsuit in the District of Massachusetts, entitled
8 ConnectU LLC v. Mark Zuckerberg et al.

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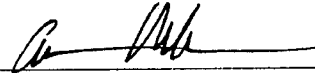
VERIFICATION

Cameron Winklevoss, states as follows:

I am one of the Defendants in the foregoing action. I have read the foregoing Response and Objections to Plaintiffs First Set of Special Interrogatories (Nos. 1-23) and know the contents thereof. The matters stated herein are true of my knowledge except as to the matters stated herein on information and belief, and as to those matters, I believe them to be true.

I declare under penalty of perjury that the foregoing is true and correct.

Executed at Greenwich, CT, this 1 day of December, 2005.



Cameron Winklevoss

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6 Attorneys for Defendants
Connectu LLC, Cameron Winklevoss,
7 Tyler Winklevoss, Howard Winklevoss,
and Divya Narendra
8
9

10 SUPERIOR COURT OF THE STATE OF CALIFORNIA
11 COUNTY OF SANTA CLARA
12

13 THE FACEBOOK, INC.
14 Plaintiff,
15 v.
16 CONNECTU LLC, CAMERON WINKLEVOSS,
17 TYLER WINKLEVOSS, HOWARD
WINKLEVOSS, DIVYA NARENDRA, AND
DOES 1-25,
18 Defendants.
19

CASE NO. 105 CV 047381
~~RESPONSE OF DEFENDANT TYLER
WINKLEVOSS TO PLAINTIFFS
FIRST SET OF SPECIAL
INTERROGATORIES (NOS. 1-23)~~

1 **PROPOUNDING PARTY:** Plaintiff THEFACEBOOK, INC.
2 **RESPONDING PARTY:** Defendant TYLER WINKLEVOSS
3 **SET NO.:** ONE (1)
4

5 TO PLAINTIFF AND ITS ATTORNEYS OF RECORD:

6 The above-named party hereby responds, pursuant to California Code of Civil Procedure
7 Section 2030.210(a), to the first set of interrogatories as follows:

8 **GENERAL OBJECTIONS**

9 1. Responding party objects to each interrogatory and to the definitions and instructions to
10 the extent they seek to impose obligations that are broader than or inconsistent with the California
11 Rules of Civil Procedure and applicable Local Rules or court orders.

12 2. Responding party objects to each interrogatory, and to the definitions and instructions to
13 the extent they seek the disclosure of information protected by the attorney-client privilege, attorney
14 ~~work-product doctrine, or any other applicable privilege or protection, as provided by any applicable~~
15 law. Responding party does not intend to produce such privileged or protected documents or
16 information, and the inadvertent disclosure of such is not to be deemed a waiver of any privilege.
17 Responding party expressly reserves the right to object to the introduction at trial or any other use of
18 such information that may be inadvertently disclosed. In addition, Responding party objects to the
19 interrogatories and all definitions and instructions to the extent they seek and/or require Responding
20 party to produce a privilege log for documents or information falling within the attorney-client
21 privilege or work-product doctrine, if such documents or information were created after the date that
22 this lawsuit was filed.

23 3. Responding party objects to each interrogatory and all other definitions and instructions
24 to the extent they are vague, overly broad, unduly burdensome, exceed the boundaries of
25 discoverable information, or fail to describe the information sought with the required reasonable
26 particularity.

27 4. Responding party objects to each interrogatory and all definitions and instructions to the
28 extent the burden or expense of the proposed discovery outweighs its likely benefit, given the needs

1 of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in
2 the litigation, and the importance of the proposed discovery in resolving the issues.

3 5. Responding party objects to each interrogatory and all other definitions and instructions
4 to the extent they seek information that is confidential financial, proprietary, trade secret or other
5 confidential or competitively sensitive business information relating to Responding party or any
6 third party. Responding party reserves the right to object that certain information is so confidential
7 and sensitive that it will not be produced even pursuant to a protective order.

8 6. Responding party objects to each interrogatory and all definitions and instructions to the
9 extent they seek information not in Responding Party's custody or control.

10 7. Responding party objects to the interrogatory and all other definitions and instructions to
11 the extent they seek information that is beyond the scope of this litigation, is not relevant, or that
12 falls outside the parameters of discoverable information under the California Code of Civil
13 Procedure.

14 ~~8. Responding party has not yet completed its investigation, collection of information,~~
15 ~~discovery, and analysis relating to this action. The following response is based on information~~
16 ~~known and available to Responding party at this time. Responding party reserves the right to~~
17 ~~modify, change, or supplement its response and to produce additional evidence at trial.~~

18 9. Responding party's agreement to furnish information in response to Plaintiff's
19 interrogatories shall not be deemed as an admission regarding the relevance of the requested
20 information, nor is it intended to waive any right to object the admissibility of such at trial.

21 10. Responding party objects to producing at this time documents unrelated to the issue
22 of personal jurisdiction over the individual Defendants.

23
24 **OBJECTIONS TO DEFINITIONS**

25 1. Responding party objects to all definitions to the extent they impose burdens on
26 responding different or greater than those provided in the California Code of Civil Procedure.

27 2. Responding party objects to all definitions to the extent that they are burdensome,
28 oppressive and unnecessary.

RESPONSES AND SPECIFIC OBJECTIONS

1
2 1. Subject to the general objections and the objections to the definitions and instructions
3 incorporated herein, Responding party answers as follows. This interrogatory is vague and
4 overbroad. It is compound, complex and effectively represents at least five separate interrogatories.
5 This interrogatory calls for responding party to provide information regarding communications
6 others have had, separate and apart from Responding party himself. As such, this interrogatory is
7 overly burdensome and oppressive. This interrogatory also calls for Responding party to speculate
8 as to the location, residence and/or domicile of persons or entities with whom Responding party has
9 communicated. This interrogatory would further require an unreasonable search taking an undue
10 amount of time to locate any communications occurring with individuals or entities in California.
11 This interrogatory also calls for information regarding the “Winklevoss Companies”, as identified in
12 the definition section. As such, this interrogatory seeks information that is irrelevant and not
13 calculated to lead to the discovery of admissible evidence concerning personal jurisdiction, and
14 Responding party possesses no such information. Responding party has no current recollection of
15 any significant personal or business communications with entities or individuals known to have been
16 located in California.

17 2. Subject to the general objections and the objections to the definitions and instructions
18 incorporated herein, Responding party answers as follows. Identifying users residing or domiciled
19 in California is overly burdensome. Responding party cannot determine with accuracy, or at all,
20 whether a any person resides or is domiciled in California. With respect to students, it is Facebook,
21 Inc.’s position that students are citizens of their home state. Responding party has no way of
22 determining a student’s home state. Responding party does not personally have such information.

23 3. Subject to the general objections and the objections to the definitions and instructions
24 incorporated herein, Responding party answers as follows. Identifying persons residing or domiciled
25 in California is overly burdensome. Responding party cannot determine with accuracy, or at all,
26 whether a any person resides or is domiciled in California. With respect to students, it is Facebook,
27 Inc.’s position that students are citizens of their home state. Responding party has no way of
28 determining a student’s home state. This interrogatory also calls for information regarding the

1 “Winklevoss Companies”, as identified in the definition section. As such, this interrogatory seeks
2 information that is irrelevant and not calculated to lead to the discovery of admissible evidence
3 concerning personal jurisdiction, and Responding party possesses no such information. Responding
4 party has no personal accounts receivable.

5 4. Subject to the general objections and the objections to the definitions and instructions
6 incorporated herein, Responding party answers as follows. This interrogatory also calls for
7 information regarding the “Winklevoss Companies”, as identified in the definition section. As such,
8 this interrogatory seeks information that is irrelevant and not calculated to lead to the discovery of
9 admissible evidence concerning personal jurisdiction, and Responding party possesses no such
10 information. Responding party resided in California between approximately 1982 and 1985. Since
11 1985, Responding party has been in California for a one week recreational vacation, in
12 approximately 2002.

13 5. Subject to the general objections and the objections to the definitions and instructions
14 incorporated herein, Responding party answers as follows. This interrogatory also calls for
15 information regarding the “Winklevoss Companies”, as identified in the definition section. As such,
16 this interrogatory seeks information that is irrelevant and not calculated to lead to the discovery of
17 admissible evidence concerning personal jurisdiction, and Responding party possesses no such
18 information. Responding party does not own any property in California.

19 6. Subject to the general objections and the objections to the definitions and instructions
20 incorporated herein, Responding party answers as follows. This interrogatory also calls for
21 information regarding the “Winklevoss Companies”, as identified in the definition section. As such,
22 this interrogatory seeks information that is irrelevant and not calculated to lead to the discovery of
23 admissible evidence concerning personal jurisdiction, and Responding party possesses no such
24 information. Responding party is not a party to any such contract or agreement.

25 7. Subject to the general objections and the objections to the definitions and instructions
26 incorporated herein, Responding party answers as follows. Responding party did not access
27 www.facebook.com in his personal capacity. To the extent there are records reflecting such access
28 by Responding party in his capacity with ConnectU L.L.C., Responding party is informed and

1 believes that subject to objections, ConnectU's responses to either Plaintiff's first set of
2 interrogatories, or First Request for Production of Documents may identify any such access.

3 8. Subject to the general objections and the objections to the definitions and instructions
4 incorporated herein, Responding party answers as follows. Identifying persons currently or formerly
5 residing, domiciled, or located in California is overly burdensome. Responding party cannot
6 determine with accuracy, or at all, whether any person currently resides (or resided) or is (or was)
7 domiciled or located in California. With respect to students, it is Facebook, Inc.'s position that
8 students are citizens of their home state. Responding party has no way of determining a student's
9 home state. Responding party had no contact with any registrants of Facebook in his personal
10 capacity. To the extent there are records reflecting such contacts by Responding party in his
11 capacity with ConnectU L.L.C., Responding party is informed and believes that subject to
12 objections, ConnectU's responses to either Plaintiff's First Set of Interrogatories, or First Request for
13 Production of Documents may identify any such contacts.

14 9. Subject to the general objections and the objections to the definitions and instructions
15 incorporated herein, Responding party answers as follows. This interrogatory also calls for
16 information regarding the "Winklevoss Companies", as identified in the definition section. As such,
17 this interrogatory seeks information that is irrelevant and not calculated to lead to the discovery of
18 admissible evidence concerning personal jurisdiction, and Responding party possesses no such
19 information. Responding party does not own any licenses or registrations regarding the ability to do
20 business in California.

21 10. Subject to the general objections and the objections to the definitions and instructions
22 incorporated herein, Responding party answers as follows: Responding party objects to the term
23 "located" as vague and ambiguous. Subject to such objection, Responding party responds as
24 follows: Fall 2004.

25 11. Subject to the general objections and the objections to the definitions and instructions
26 incorporated herein, Responding party answers as follows. This interrogatory is vague, overbroad,
27 and ambiguous. Responding party objects to this interrogatory as irrelevant and not likely to lead to
28

1 the discovery of admissible evidence regarding personal jurisdiction. Information regarding
2 ConnectU.com can be located by visiting www.connectU.com.

3 12. Subject to the general objections and the objections to the definitions and instructions
4 incorporated herein, Responding party answers as follows. Responding party objects to this
5 interrogatory as overly burdensome, irrelevant, and not likely to lead to the discovery of admissible
6 evidence regarding personal jurisdiction.

7 13. Subject to the general objections and the objections to the definitions and instructions
8 incorporated herein, Responding party answers as follows. This interrogatory is vague and
9 overbroad. It is compound, complex, and effectively represents at least eight separate
10 interrogatories. Responding party is informed and believes that subject to objections, ConnectU's
11 responses to either Plaintiff's First Set of Interrogatories, or First Request for Production of
12 Documents may include information about ConnectU L.L.C. and how it was formed and maintained.
13 To the extent such documents and/or responses include or involve Responding party, he incorporates
14 such by this reference.

15 14. Subject to the general objections and the objections to the definitions and instructions
16 incorporated herein, Responding party answers as follows. This interrogatory also calls for
17 information regarding the "Winklevoss Companies", as identified in the definition section. As such,
18 this interrogatory seeks information that is irrelevant and not calculated to lead to the discovery of
19 admissible evidence concerning personal jurisdiction, and Responding party possesses no such
20 information. This interrogatory is vague and overbroad. It is compound, complex, and effectively
21 represents at least six separate interrogatories. Responding party is informed and believes that
22 subject to objections, ConnectU's responses to either Plaintiff's First Set of Interrogatories, or First
23 Request for Production of Documents may include information about ConnectU L.L.C. and its
24 directors, officers and employees, to the extent it has them. To the extent such documents and/or
25 responses include or involve Responding party, he incorporates such by this reference.

26 15. Subject to the general objections and the objections to the definitions and instructions
27 incorporated herein, Responding party answers as follows. Identifying and persons residing in
28 California is overly burdensome. Responding party cannot determine with accuracy, or at all,

1 whether any person resides in California. With respect to students, it is Facebook, Inc.'s position
2 that students are citizens of their home state. Responding party has no way of determining a
3 student's home state. This interrogatory also calls for information regarding the "Winklevoss
4 Companies", as identified in the definition section. As such, this interrogatory seeks information
5 that is irrelevant and not calculated to lead to the discovery of admissible evidence concerning
6 personal jurisdiction, and Responding party possesses no such information. Responding party took
7 no action regarding advertising, promoting and/or marketing of ConnectU. To the extent any such
8 activities occurred and involved Responding party, they were taken in Responding party's capacity
9 with ConnectU L.L.C. Responding party is informed and believes that subject to objections,
10 ConnectU's responses to either Plaintiff's First Set of Interrogatories, or First Request for Production
11 of Documents may include information about ConnectU L.L.C. To the extent such responses or
12 documents concern Responding Party and ConnectU L.L.C.'s advertising, promoting and/or
13 marketing, Responding party incorporates such by this reference.

14 16. Subject to the general objections and the objections to the definitions and instructions
15 incorporated herein, Responding party answers as follows. Identifying businesses currently or
16 formerly licensed, located, based, or incorporated in California, or with facilities in California, is
17 overly burdensome. Responding party cannot determine with accuracy, or at all, whether a business
18 is or was licensed, located, based, and/or incorporated in California, or has or had facilities there.
19 This interrogatory also calls for information regarding the "Winklevoss Companies", as identified in
20 the definition section. As such, this interrogatory seeks information that is irrelevant and not
21 calculated to lead to the discovery of admissible evidence concerning personal jurisdiction, and
22 Responding party possesses no such information. Subject to such objections, Responding party
23 answers as follows: None.

24 17. Subject to the general objections and the objections to the definitions and instructions
25 incorporated herein, Responding party answers as follows. This contention interrogatory calls for a
26 legal conclusion. Some of the reasons why defending this lawsuit in California would be
27 burdensome include: none of the witnesses involving ConnectU's activities are located in
28 California. Instead, most if not all such witnesses are located on the east coast of the United States.

1 As such, they are outside the subpoena power of California, making discovery nearly impossible and
2 quite expensive. All documents related to this action also are located on the east coast. In addition,
3 the cost of having to come to California is substantial.

4 18. Subject to the general objections and the objections to the definitions and instructions
5 incorporated herein, Responding party answers as follows. This interrogatory also calls for
6 information regarding the "Winklevoss Companies", as identified in the definition section. As such,
7 this interrogatory seeks information that is irrelevant and not calculated to lead to the discovery of
8 admissible evidence concerning personal jurisdiction, and Responding party possesses no such
9 information. This interrogatory is irrelevant and not calculated to lead to the discovery of admissible
10 evidence regarding personal jurisdiction. Responding party is informed and believes that subject to
11 objections, ConnectU's responses to either Plaintiff's First Set of Interrogatories, or First Request for
12 Production of Documents may include information about ConnectU L.L.C.

13 19. Subject to the general objections and the objections to the definitions and instructions
14 incorporated herein, Responding party answers as follows. This interrogatory also calls for
15 information regarding the "Winklevoss Companies", as identified in the definition section. As such,
16 this interrogatory seeks information that is irrelevant and not calculated to lead to the discovery of
17 admissible evidence concerning personal jurisdiction, and Responding party possesses no such
18 information. This interrogatory is irrelevant and not calculated to lead to the discovery of admissible
19 evidence regarding personal jurisdiction. Responding party is informed and believes that subject to
20 objections, ConnectU's responses to either Plaintiff's First Set of Interrogatories, or First Request for
21 Production of Documents may include information about ConnectU L.L.C.'s offices and
22 server/equipment location.

23 20. Subject to the general objections and the objections to the definitions and instructions
24 incorporated herein, Responding party answers as follows. This interrogatory is irrelevant and not
25 calculated to lead to the discovery of admissible evidence regarding personal jurisdiction.
26 Notwithstanding this fact, Responding party answers as follows: none.

27 21. Subject to the general objections and the objections to the definitions and instructions
28 incorporated herein, Responding party answers as follows. This interrogatory is irrelevant and not

1 calculated to lead to the discovery of admissible evidence regarding personal jurisdiction.

2 Notwithstanding this fact, Responding party answers as follows: none.

3 22. See response to Interrogatory No. 1.

4 23. Subject to the general objections and the objections to the definitions and instructions
5 incorporated herein, Responding party answers as follows. This interrogatory is vague, ambiguous
6 and unintelligible. Responding party understands "actions" to mean filing a lawsuit. Responding
7 party understands that ConnectU has filed one such lawsuit in the District of Massachusetts, entitled
8 ConnectU LLC v. Mark Zuckerberg et al.

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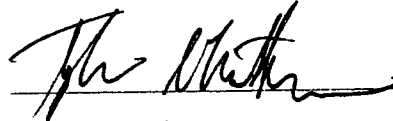
VERIFICATION

Tyler Winklevoss, states as follows:

I am one of the Defendants in the foregoing action. I have read the foregoing Response and Objections to Plaintiffs First Set of Special Interrogatories (Nos. 1-23) and know the contents thereof. The matters stated herein are true of my knowledge except as to the matters stated herein on information and belief, and as to those matters, I believe them to be true.

I declare under penalty of perjury that the foregoing is true and correct.

Executed at Greenwich, CT this 1 day of December, 2005.



Tyler Winklevoss

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7 Winklevoss, Howard Winklevoss,
and Divya Narendra
8
9

10 SUPERIOR COURT OF THE STATE OF CALIFORNIA
11 COUNTY OF SANTA CLARA
12

13 THE FACEBOOK, INC.
14 Plaintiff,
15 v.
16 CONNECTU LLC, CAMERON WINKLEVOSS,
TYLER WINKLEVOSS, HOWARD
17 WINKLEVOSS, DIVYA NARENDRA, AND
DOES 1-25,
18 Defendants.
19

CASE NO. 105 CV 047381
CERTIFICATE OF SERVICE

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CERTIFICATE OF SERVICE

I am a citizen of the United States, over the age of 18 years, and not a party to this action.

My place of employment and business address is 700 Hansen Way, Palo Alto, California 94304-1016. On December 5, 2005, I caused a copy of the attached;

- **RESPONSES AND OBJECTIONS OF DEFENDANT TYLER WINKLEVOSS TO PLAINTIFFS' FIRST SET OF REQUEST FOR PRODUCTION OF DOCUMENTS (1-24)**
- **RESPONSES AND OBJECTIONS OF DEFENDANT CAMERON WINKLEVOSS TO PLAINTIFFS' FIRST SET OF REQUEST FOR PRODUCTION OF DOCUMENTS (1-24)**
- **RESPONSES AND OBJECTIONS OF DEFENDANT HOWARD WINKLEVOSS TO PLAINTIFFS' FIRST SET OF REQUEST FOR PRODUCTION OF DOCUMENTS (1-24)**
- **RESPONSES AND OBJECTIONS OF DEFENDANT DIVYA NARENDRA TO PLAINTIFFS' FIRST SET OF REQUEST FOR PRODUCTION OF DOCUMENTS (1-24)**
- **RESPONSES AND OBJECTIONS OF DEFENDANT CONNECTU TO PLAINTIFFS' FIRST SET OF REQUEST FOR PRODUCTION OF DOCUMENTS (1-24)**
- **RESPONSES AND OBJECTIONS OF DEFENDANT TYLER WINKLEVOSS TO PLAINTIFFS' FIRST SET OF SPECIAL INTERROGATORIES (1-23)**
- **RESPONSES AND OBJECTIONS OF DEFENDANT CAMERON WINKLEVOSS TO PLAINTIFFS' FIRST SET OF SPECIAL INTERROGATORIES (1-23)**
- **RESPONSES AND OBJECTIONS OF DEFENDANT HOWARD WINKLEVOSS TO PLAINTIFFS' FIRST SET OF SPECIAL INTERROGATORIES (1-23)**
- **RESPONSES AND OBJECTIONS OF DEFENDANT DIVYA NARENDRA TO PLAINTIFFS' FIRST SET OF SPECIAL INTERROGATORIES (1-23)**
- **RESPONSES OF DEFENDANT CONNECTU TO PLAINTIFFS' FIRST SET OF SPECIAL INTERROGATORIES (1-23)**

to be served on all parties as follows:

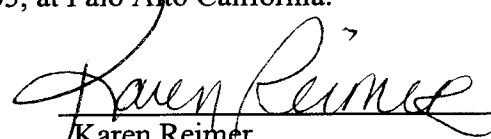
Attorneys for Plaintiff
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Telephone: 650.614.7400
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- Via First Class Mail
- Via Hand Delivery
- Via Overnight Courier
- Via Facsimile

I am readily familiar with my firm's practice for collection and processing correspondence for mailing with the United States Postal Service, to wit, that correspondence be deposited with the United States Postal Service this same day in the ordinary course of business. I sealed said envelope

1 and placed it for collection and mailing at our business offices on December 5, 2005, following
2 ordinary business practice.

3 I declare under penalty of perjury under the laws of the State of California that the foregoing
4 is true and correct. Executed on December 5, 2005, at Palo Alto California.

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6 Karen Reimer

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