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9 Attorneys for Plaintiffs  
 FACEBOOK, INC. and MARK ZUCKERBERG

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

14 FACEBOOK, INC. and MARK  
 ZUCKERBERG,

15 Plaintiffs,

16 v.

17 CONNECTU, INC. (formerly known as  
 18 CONNECTU, LLC), PACIFIC  
 NORTHWEST SOFTWARE, INC.,  
 19 WINSTON WILLIAMS, and WAYNE  
 CHANG,

20 Defendants.

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

**DECLARATION OF THERESA A.  
 SUTTON PURSUANT TO CIVIL  
 LOCAL RULE 7-11 AND 79-5(B) IN  
 SUPPORT OF PLAINTIFFS'  
 ADMINISTRATIVE MOTION TO  
 SEAL**

**(1) PLAINTIFFS' REPLY IN SUPPORT  
 OF CONFIDENTIAL MOTION;**

**(2) DECLARATION OF I. NEEL  
 CHATTERJEE AND EXHIBITS IN  
 SUPPORT THEREOF;**

**(3) DECLARATION OF ATULYA  
 SARIN, PH.D. AND EXHIBITS IN  
 SUPPORT THEREOF;**

**(4) DECLARATION OF TED WANG  
 IN SUPPORT THEREOF;**

**(5) PLAINTIFFS' OBJECTIONS TO  
 AND MOTION TO STRIKE  
 EVIDENCE SUBMITTED IN  
 CONNECTU'S OPPOSITION TO  
 PLAINTIFFS' CONFIDENTIAL  
 MOTION.**

1 I, Theresa A. Sutton, declare as follows:

2 1. I am an associate with the law firm of Orrick, Herrington & Sutcliffe LLP, counsel  
3 to Plaintiffs Facebook, Inc. and Mark Zuckerberg. I am licensed to practice law in the State of  
4 California. I have personal knowledge of the facts and circumstances set forth in this Declaration.  
5 If called as a witness, I could and would testify competently to the matters set forth herein. I  
6 make this Declaration pursuant to Civil L.R. 7-11 and 79-5(b).

7 2. Good cause exists for sealing (1) Plaintiffs' Reply in Support of Confidential  
8 Motion; (2) Declaration of I. Neel Chatterjee and Exhibits in Support Thereof; (3) Declaration of  
9 Atulya Sarin, PhD. and Exhibits in Support Thereof; (4) Declaration of Ted Wang in Support  
10 Thereof; and (5) Plaintiffs' Objections to and Motion to Strike Evidence Submitted in  
11 ConnectU's Opposition to Plaintiffs' Confidential Motion.

12 3. Plaintiffs' Reply in Support of Confidential Motion, all documents filed in support  
13 thereof, and Plaintiffs' Objections to and Motion to Strike Evidence Submitted in ConnectU's  
14 Opposition to Plaintiffs' Confidential Motion, contain confidential information that is subject to  
15 the protection in the Stipulated Protective Order dated January 23, 2006. In light of the high  
16 profile nature of this case, and the parties' desire to keep the details of these documents private,  
17 Plaintiffs request that this Reply in Support of Confidential Motion, all documents filed in  
18 support thereof, and Plaintiffs' Objections to and Motion to Strike Evidence Submitted in  
19 ConnectU's Opposition to Plaintiffs' Confidential Motion remain sealed. The subject matter  
20 discussed in these papers contains commercially sensitive and confidential information that, if  
21 released to the general public, will adversely affect the parties to this litigation.

22 4. This Administrative Motion is being made pursuant to Civil L.R. 79-5, which  
23 requires a Court order to seal documents and does not permit sealing by stipulation.

24 I declare under penalty of perjury that the foregoing is true and correct to the best of my  
25 knowledge. Executed this 9th day of June, 2008, at Menlo Park, California.

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/s/ Theresa A. Sutton /s/  
Theresa A. Sutton

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**CERTIFICATE OF SERVICE**

I hereby certify that this document(s) filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non registered participants on June 9, 2008.

Dated: June 9, 2008.

Respectfully submitted,

\_\_\_\_\_  
/s/ Theresa A. Sutton /s/  
Theresa A. Sutton