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E-FILED 5/9/07

6 Attorneys for Defendants
 Winston Williams and Pacific
 7 Northwest Software, Inc.

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

13 FACEBOOK, INC.

14 Plaintiff,

15 v.

16 CONNECTU LLC, (now known as CONNECTU
 INC.) PACIFIC NORTHWEST SOFTWARE,
 17 INC., WINSTON WILLIAMS, AND DOES 1-25,

18 Defendants.

CASE NO. C 07-01389 RS

**DECLARATION OF SCOTT R.
 MOSKO IN SUPPORT OF
 PLAINTIFFS' ADMINISTRATIVE
 MOTION FOR FILING UNDER SEAL;
 19 [PROPOSED] ORDER**

Date: May 16, 2007
 Time: 9:30 a.m.
 Dept.: 4
 Judge: Hon. Richard Seeborg

1 I, Scott R. Mosko, declare as follows:

2 1. I am a partner with the law firm of Finnegan, Henderson, Farabow, Garrett & Dunner,
3 L.L.P., counsel of record for Defendants Winston Williams and Pacific Northwest Software, Inc. in
4 the above-captioned matter. This declaration is based on my personal knowledge and, if called as a
5 witness, could and would competently testify thereto.

6 2. The following materials designated in Plaintiff's Administrative Motion for Filing
7 Under Seal are highly confidential and sealable in their entirety:

- 8 • Exhibits E and I to the Declaration of Theresa A. Sutton in Support of
9 Facebook's Reply Memorandum for Expedited Discovery re Personal Jurisdiction
10 contain excerpts from depositions taken in the related matter of *Facebook, Inc. v.*
11 *ConnectU*, Superior Court of California, Case No. 1 05 CV 0473281.

12 This deposition transcript was designated as Highly Confidential by Defendants under the Stipulated
13 Protective Order issued in the state court case on January 23, 2006.

- 14 • Exhibit H to the Declaration of Theresa A. Sutton in Support of Facebook's
15 Reply Memorandum for Expedited Discovery re Personal Jurisdiction was lodged
16 under seal on January 31, 2006, pending ConnectU's Motion to Seal in the related
17 matter of *Facebook, Inc. v. ConnectU*, Superior Court of California, Case No. 1 05
18 CV 0473281.

19 The confidential portions of Exhibit H have been redacted for Plaintiffs submission under seal.

20 3. I declare under penalty of perjury under the laws of the United States of America, that
21 the foregoing is true and correct. Executed on May 9, 2007, at Palo Alto, California

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Respectfully submitted,

Dated: May 9, 2007

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

By: /s/ Scott R. Mosko
Scott R. Mosko
Attorneys for Defendants Winston Williams and
Pacific Northwest Software, Inc.

1 ~~PROPOSED~~ ORDER

2 Upon good cause shown, IT IS HEREBY ORDERED that the following documents remain
3 filed under seal: Exhibits E, H, and I to the Declaration of Theresa A. Sutton in Support of
4 Facebook's Reply Memorandum for Expedited Discovery re Personal Jurisdiction.

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6 IT IS SO ORDERED

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8 Dated: May 9, 2007 _____



9 _____
Magistrate Judge ~~XXXXXXXXXXXX~~
Richard Seeborg