

1 D. GILL SPERLEIN (172887)
 2 THE LAW OFFICE OF D. GILL SPERLEIN
 3 584 Castro Street, Suite 879
 4 San Francisco, California 94114
 5 Telephone: (415) 404-6615
 6 Facsimile: (415) 404-6616
 7 gill@sperleinlaw.com

8 DOUGLAS L. BRIDGES (*pro hac vice*)
 9 HENINGER GARRISON DAVIS, LLC
 10 1 Glenlake Parkway, Suite 700
 11 Atlanta, Georgia 30328
 12 Telephone: (678) 638-6309
 13 Facsimile: (678) 638-6142
 14 dbridges@hgdllawfirm.com

15 TIMOTHY C. DAVIS (*pro hac vice*)
 16 BRIAN D. HANCOCK (*pro hac vice*)
 17 HENINGER GARRISON DAVIS, LLC
 18 2224 1st Avenue North
 19 Birmingham, Alabama 35203
 20 Telephone: (205) 326-3336
 21 Facsimile: (205) 326-3332
 22 bdhancock@hgdllawfirm.com

23 Attorneys for Plaintiff,
 24 DANIEL M. MILLER

25 **UNITED STATES DISTRICT COURT**
 26 **NORTHERN DISTRICT OF CALIFORNIA**
 27 **SAN FRANCISCO DIVISION**

28 DANIEL M. MILLER,

Plaintiff,

vs.

FACEBOOK, INC. and YAO WEI YEO,

Defendants.

)
) **CASE NO.: CV-10-264 (WHA)**
)
) **PROPOSED ORDER GRANTING**
) **PLAINTIFF'S MOTION FOR SUMMARY**
) **JUDGMENT**
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IT IS SO ORDERED, after a full and fair consideration of all briefings, exhibits, and arguments of the parties as to the Plaintiff's Motion for Summary Judgment ("Plaintiff's Motion"), that the Plaintiff's Motion is due to be granted, and that Defendant Facebook, Inc.'s First, Second, and Third Counterclaims asserted against the Plaintiff (Dkt. No. 71) shall be dismissed with prejudice.

Dated: _____

WILLIAM ALSUP
UNITED STATES DISTRICT JUDGE