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7 Attorneys for Defendant  
 FACEBOOK, INC.

9 UNITED STATES DISTRICT COURT  
 10 NORTHERN DISTRICT OF CALIFORNIA  
 11 SAN FRANCISCO DIVISION

13 DANIEL M. MILLER,  
 14 Plaintiff,  
 15 v.  
 16 FACEBOOK, INC. and YAO WEI YEO,  
 17 Defendants.

Case No. 3:10-CV-00264 (WHA)

**DECLARATION OF MORVARID  
 METANAT IN SUPPORT OF  
 FACEBOOK INC.'S MOTION FOR  
 ADMINISTRATIVE RELIEF TO  
 FILE UNDER SEAL CERTAIN  
 PORTIONS OF THE HOLT  
 DECLARATION PURSUANT TO  
 GENERAL ORDER 62 AND CIVIL  
 LOCAL RULE 79-5(B) AND (C)**

Court: Courtroom 9, 19th Floor  
 Judge: Honorable William Alsup

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1 I, Morvarid Metanat, declare:

2 I am an attorney with the law firm of Orrick, Herrington & Sutcliffe LLP and counsel for  
3 Defendant Facebook, Inc., I make this declaration in support of Facebook’s Administrative  
4 Motion, pursuant to General Order 62 and Civil Local Rule 79-5(b) and 79-5(c), to file portions  
5 of the March 3, 2011 Declaration of Krista Holt in Support of Facebook’s Motion for Summary  
6 Judgment re Breach of Contract Counterclaim (“Holt Declaration”) and Exhibits B, C, and D,  
7 attached thereto. I make this Declaration based on facts made known to me, unless otherwise  
8 stated.

9 1. The Holt Declaration and its attached exhibits have been designated HIGHLY-  
10 CONFIDENTIAL—ATTORNEYS EYES ONLY pursuant to the Parties’ Protective Order, dated  
11 November 23, 2010.

12 2. Facebook seeks to seal portions of the Holt Declaration and Exhibits B, C, and D,  
13 because they contain both Facebook’s and its outside counsel’s confidential business information.  
14 Specifically, the Declaration and its attachments discuss confidential billing rates for Facebook’s  
15 outside counsel—Orrick, Herrington & Sutcliffe LLP. Orrick’s billing rates for its attorneys and  
16 paralegals are highly confidential financial information, not generally known to the public.  
17 Similarly, Facebook, a private company, does not disclose its attorneys’ fees and expenses  
18 publicly because it considers such information highly sensitive. Both portions of the Holt  
19 Declaration and its Exhibits B, C, and D specifically refer to Orrick’s private billing rates, fees  
20 and/or computations based on such figures, as well as details of its work product. Harm to  
21 Facebook and Orrick could result if this information is not protected from disclosure through  
22 public filing. Specifically, public disclosure of Facebook’s private financial matters could affect  
23 its ability to effectively negotiate private financial and business deals. As for Orrick, it does not  
24 disclose its attorney rates, expenses or work product publicly and, if forced to do so, its  
25 competitive advantage in the legal market place could be adversely affected, including with  
26 respect to other clients and/or matters for which it is or may be retained. For these reasons,  
27 Facebook respectfully requests that the specific monetary and hourly figures contained in  
28 Paragraphs 10, 11, 13, and 15, as well as Footnote 1, of the Holt Declaration and exhibits B, C,

1 and D thereto be sealed from the public record.

2 I declare under penalty of perjury under the laws of the United States that the foregoing is  
3 true and correct.

4 Executed this 3rd day of March, 2011 at Menlo Park, California.

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*/s/ Morvarid Metanat*

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Morvarid Metanat

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ORRICK, HERRINGTON & SUTCLIFFE LLP

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Morvarid Metanat  
Attorneys for Defendant  
FACEBOOK, INC.

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