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6 **Attorneys for Defendant**  
 7 **Yao Wei Yeo**

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

13 **DANIEL M. MILLER,**

14 Plaintiff,

15 v.

16 **FACEBOOK, INC. and YAO WEI**  
 17 **YEO,**

18 Defendants.

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

**REQUEST FOR JUDICIAL NOTICE IN**  
**OPPOSITION TO PLAINTIFF DANIEL**  
**M. MILLER'S MOTION FOR ENTRY**  
**OF DEFAULT**

Date: June 9, 2011  
 Time: 2:00 p.m.  
 Courtroom: 9, 19<sup>th</sup> Floor  
 Judge: Hon. William Alsup

19 Defendant Yao Wei Yeo requests pursuant to Rule 201 of the Federal Rules of Evidence  
 20 that this court take judicial notice of the fact of the filing of and the contentions made in  
 21 the Declaration of David Crane In Support of Facebook Inc.'s Motion For Summary Judgment  
 22 re Contributory Copyright Infringement, on or about March 3, 2011, in this matter in  
 23 connection with said defendant's contention that he has a meritorious defense to the plaintiff's  
 24 claims asserted the complaint on file herein. A true and correct copy of said declaration is  
 25 attached hereto, marked Exhibit A, for the convenience of the court.

26 Dated: May 19, 2011.

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**THOITS, LOVE,  
HERSHBERGER & McLEAN**

By s/ Andrew P. Holland  
**Andrew P. Holland**  
**Attorneys for Defendant**  
**Yao Wei Yeo**