1 2 3 4 5 6 7 8	I. NEEL CHATTERJEE (STATE BAR NO. 1 nchatterjee@orrick.com THOMAS GRAY (STATE BAR NO. 191411) tgray@orrick.com JULIO C. AVALOS (STATE BAR NO. 25533 javalos@orrick.com ORRICK, HERRINGTON & SUTCLIFFE LL 1000 Marsh Road Menlo Park, CA 94025 Telephone: 650-614-7400 Facsimile: 650-614-7401 Attorneys for Defendant FACEBOOK, INC.) 50) .P		
9	UNITED STATES DISTRICT COURT			
10	NORTHERN DISTRICT OF CALIFORNIA			
11	SAN FRANCISCO DIVISION			
12			5 10 CM 00024 (MHLA)	
13	DANIEL M. MILLER,		Case No. 5:10-CV-00264 (WHA)	
14	Plaintiff,	[PROPOSED] ORDER GRANTING FACEBOOK INC.'S MOTION TO		
15	v. FACEBOOK, INC. and YAO WEI YEO,	DISMISS SECOND AMENDED COMPLAINT		
16		Date:	August 5, 2010	
17 18	Defendants.	Time: Court: Judge:	8:00 A.M. Courtroom 9, 19th Floor Honorable William Alsup	
19		Judge.	Honorable william Alsup	
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		[Pro	POSED] ORDER GRANTING FACEBOOK'S MOTION TO DISMISS 5:10-CV-00264 (WHA)	

1	The Motion of Facebook, Inc. to dismiss the Plaintiff's second amended complaint came			
2	on for hearing on August 5, 2010, before the Honorable William H. Alsup;			
3	The Court, having considered the papers filed in support of and in opposition to the			
4	motions, the arguments presented at the hearing and other matters relevant to the determination of			
5	these motions			
6	Hereby finds and ORDERS			
7	1. Complaint is dismissed in its entirety as to Defendant Facebook;			
8	2. Plaintiff Miller is to file an amended complaint removing Facebook from the caption.			
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10	IT IS SO ORDERED.			
11	Dated:			
12	Honorable William H. Alsup			
13	United States District Judge			
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	[PROPOSED] ORDER GRANTING FACEBOOK'S MOTION TO - 1 - DISMISS 5:10-CV-00264 (WHA)			