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8  
 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. 5:10-CV-00264 (WHA)

**DECLARATION OF JULIO C.  
 AVALOS IN SUPPORT OF  
 FACEBOOK INC.'S REPLY TO  
 MOTION TO DISMISS**

Date: September 16, 2010  
 Time: 8:00 A.M.  
 Court: Courtroom 9, 19th Floor  
 Judge: Honorable William Alsup

