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Attorneys for Plaintiff  
 FACEBOOK, INC.

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA

FACEBOOK, INC. ,

Plaintiff,

v.

LAMEBOOK, INC.,

Defendant.

Case No. 3:10-CV-05048-RS

**DECLARATION OF JEFFREY T. NORBERG  
 IN SUPPORT OF FACEBOOK, INC.'S  
 OPPOSITION TO DEFENDANT'S MOTION  
 TO DISMISS**

I, Jeffrey T. Norberg, declare as follows:

1. I am an attorney licensed to practice law in the State of California, and I am an associate at the law firm of Cooley LLP, counsel of record for plaintiff Facebook, Inc. ("Facebook"). I make this declaration in support of Facebook, Inc.'s Opposition to Defendant's Motion to Dismiss. I have personal knowledge of the facts contained within this declaration, and if called as a witness, could testify competently to the matters contained herein.

2. Attached hereto as Exhibit 1 is a true and correct copy of the Declaration of Gavin L. Charlston in Support of Defendant Facebook, Inc's Motion to Dismiss Complaint for Declaratory Judgment ("Charlston Declaration") and exhibits B through I. To avoid

1 overburdening the Court, Exhibits A and J are not being submitted with this declaration. Exhibit  
2 A is a copy of the Complaint and exhibits, which is available as docket entry number 1 in this  
3 action. Exhibit J is a cd-rom recording of a voicemail that has been transcribed and attached as  
4 Exhibit E to the Charleston Declaration. The Charleston Declaration was submitted in the  
5 *Lamebook, LLC v. Facebook, Inc.*, Civil Action No. 1:10-cv-00833-SS matter that is in the  
6 United States District Court in Western District of Texas.

7       **3.** Attached hereto as Exhibit 2 is a true and correct copy of the Declaration of  
8 Kathleen E. Johnston in Support of Defendant Facebook, Inc.'s Motion to Dismiss Complaint for  
9 Declaration Judgment submitted in the *Lamebook, LLC v. Facebook, Inc.*, Civil Action No. 1:10-  
10 cv-00833-SS matter that is in the United States District Court in Western District of Texas.

11       **4.** Attached hereto as Exhibit 3 is a true and correct copy of the Declaration of  
12 Christen M.R. Dubois in Support of Defendant Facebook, Inc.'s Motion to Dismiss Complaint for  
13 Declaration Judgment submitted in the *Lamebook, LLC v. Facebook, Inc.*, Civil Action No. 1:10-  
14 cv-00833-SS matter that is in the United States District Court in Western District of Texas.

15       **5.** I am an attorney of record for Facebook in the declaratory relief action filed by  
16 Lamebook against Facebook in the Western District of Texas. *See Lamebook, LLC v. Facebook,*  
17 *Inc.*, Civil Action No. 1:10-cv-00833-SS (the "Texas Action"). On January 24, 2011, Facebook  
18 filed a motion to dismiss the Texas Action based on the anticipatory suit doctrine. That motion  
19 has now been fully briefed and set for argument in Texas on March 25, 2011. *See Texas Action*  
20 *Docket Entries 19; 21-22 and 25.*

21 Executed this 10th day of March, 2011, at Palo Alto, California.

22  
23 /s/ Jeffrey T. Norberg  
Jeffrey T. Norberg