

IN THE UNITED STATES DISTRICT COURT FOR THE  
EASTERN DISTRICT OF VIRGINIA  
ALEXANDRIA DIVISION

PRAGMATIUS AV, LLC,

Plaintiff,

v.

FACEBOOK, INC., YOUTUBE, LLC,  
LINKEDIN CORPORATION, and  
PHOTOBUCKET.COM, INC.,

Defendants.

Civil Action No. 1:10-cv-1288 (LMB/JFA)

**DEFENDANT YOUTUBE, LLC'S RULE 12(b)(6) MOTION TO DISMISS OR, IN THE  
ALTERNATIVE, FOR A MORE DEFINITE STATEMENT**

Defendant YouTube, LLC ("YouTube") hereby moves the Court for an Order dismissing Plaintiff's Complaint for failure to state a claim upon which relief may be granted pursuant to Federal Rule of Civil Procedure 12(b)(6) or, in the alternative, for a more definite statement pursuant to Federal Rule of Civil Procedure 12(e).

Dated: January 6, 2011

Respectfully submitted,

/s/ Veronica S. Ascarrunz

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**ATTORNEYS FOR YOUTUBE, LLC**

## CERTIFICATE OF SERVICE

I certify that on the 6th day of January 2011, I will electronically file the foregoing DEFENDANT YOUTUBE, LLC'S RULE 12(B)(6) MOTION TO DISMISS OR, IN THE ALTERNATIVE, FOR A MORE DEFINITE STATEMENT AND PROPOSED ORDER with the Clerk of Court using the CM/ECF system, which will then send a notification of such filing (NEF) to the following:

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