

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

PRAGMATIUS AV, LLC.)	
)	
Plaintiff,)	
)	Case No.: 1:10-cv-1288 (LMB/JFA)
v.)	
)	
FACEBOOK, INC.; YOUTUBE, LLC;)	
LINKED IN CORPORATION; and)	JURY TRIAL DEMANDED
PHOTOBUCKET.COM, INC.,)	
)	
Defendants.)	

**[PROPOSED] ORDER GRANTING DEFENDANT PHOTOBUCKET.COM, INC.’S
RULE 12(B)(6) MOTION TO DISMISS, OR, IN THE ALTERNATIVE,
FOR A MORE DEFINITE STATEMENT**

The above having come before the Court on Photobucket.com, Inc.’s (“Photobucket”) Rule 12(b)(6) Motion to Dismiss, or in the Alternative, for a More Definite Statement, and the Court having considered the motion and arguments in support thereof and any opposition thereto, it is

ORDERED and ADJUDGED as follows:

1. The Plaintiff’s allegations of direct infringement against Photobucket (Complaint ¶¶ 48, 52, 56) are hereby DISMISSED for failure to state a claim upon which relief can be granted.
2. The Plaintiff’s allegations of induced infringement against Photobucket (Complaint ¶¶ 49, 53, 57) are hereby DISMISSED for failure to state a claim upon which relief can be granted.

3. The Plaintiff's allegations of contributory infringement against Photobucket (Complaint ¶¶ 49, 53, 57) are hereby DISMISSED for failure to state a claim upon which relief can be granted.

SO ORDERED this ____ day of _____, 2011.

The Honorable Leonie M. Brinkema
United States District Court Judge