

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

PRAGMATUS AV, LLC,)	Civil Action No. 1:10-cv-1288
)	(LMB/JFA)
Plaintiff)	
)	
v.)	
)	
FACEBOOK, INC., YOUTUBE, LLC,)	JURY TRIAL DEMANDED
LINKEDIN CORPORATION, and)	
PHOTOBUCKET.COM, INC.,)	
)	
Defendants.		

**DECLARATION OF AVERY MOON IN SUPPORT OF
DEFENDANTS FACEBOOK INC.'S, YOUTUBE LLC'S, AND LINKEDIN
CORPORATION'S JOINT MOTION TO TRANSFER VENUE
PURSUANT TO 28 U.S.C. § 1404(a)**

Pursuant to 28 U.S.C. § 1746, and under penalty of perjury under the laws of the United States of America, I declare that the following statements are true to the best of my knowledge, information, and belief, formed after reasonable inquiry under the circumstances:

1. I am Director of Engineering at LinkedIn Corporation (“LinkedIn”). As a result of that position, I have personal experience with and knowledge of LinkedIn’s products, services and operations.

2. LinkedIn is a Delaware corporation with its principal place of business in Mountain View, California, which is located within the Northern District of California. LinkedIn has maintained its principal place of business within the Northern District of California for more than seven years.

3. I understand that, in the above captioned litigation, Pragmatius AV, LLC has accused LinkedIn’s “social network services that include video upload and linking features” of

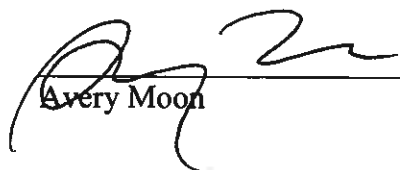
infringing two United States Patents. Although I cannot specifically identify the services and features Pragmatus intends to accuse, to the extent LinkedIn has any such “social network services” and “video upload and linking features” the vast majority of employees with knowledge of their development, implementation, and operation are located at LinkedIn’s Mountain View headquarters.

4. The overwhelming majority of likely sources of proof regarding the features Pragmatus may be accusing, including documentation for LinkedIn’s services, are also located at (or are readily accessible from) LinkedIn’s headquarters in Mountain View, California.

5. LinkedIn’s U.S. based teams responsible for marketing and finance are led by personnel located in Mountain View, California. LinkedIn’s U.S. based teams responsible for sales are led by personnel located in Mountain View, California, San Francisco, California, and Chicago, Illinois.

6. LinkedIn does not have any offices in Virginia and has only one technical employee (out of the hundreds that it employs) who works in Virginia – and that employee works part time in Virginia and part time in Mountain View, California.

I declare under penalty of perjury under the laws of the United States of America that the forgoing is true and correct. Signed at Mountain View, California this 6th day of January, 2011.


Avery Moon