

**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,)	
LINKEDIN CORPORATION, and)	
PHOTOBUCKET.COM, INC.,)	
)	
Defendants.)	
)	

**SUPPLEMENTAL DECLARATION OF SCOTT A. COLE IN SUPPORT OF
DEFENDANTS’ REPLY IN SUPPORT OF THEIR JOINT MOTION TO
TRANSFER VENUE PURSUANT TO 28 U.S.C. § 1404(a)**

I, Scott A. Cole, hereby declare and state as follows:

1. I am an attorney licensed to practice in the Commonwealth of Virginia, where I am an associate at the law firm of Cooley LLP, counsel in the above-captioned matter for Defendant Facebook, Inc. (“Facebook”). This declaration is based on my own personal knowledge. If called upon to testify, I could and would testify competently thereto.
2. Attached as Exhibit 15 is a true and correct copy of a January 25, 2011 Data Inquiry from the Commonwealth of Virginia’s State Corporation Commission regarding Pragmatius VOD LLC.
3. Attached as Exhibit 16 is a true and correct copy of the Complaint from *Pragmatius VOD LLC v. Bright House Networks, LLC, et al.*, Case No. 1:11-cv-00070-UNA (D. Del. Jan. 20, 2011).

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct and that this declaration was executed by me on this 25th day of January 2011 at Reston, Virginia.

/s/ Scott A. Cole

Scott A. Cole

CERTIFICATE OF SERVICE

I certify that on the 25th day of January 2011, I will electronically file the foregoing SUPPLEMENTAL DECLARATION OF SCOTT A. COLE IN SUPPORT OF DEFENDANTS' REPLY IN SUPPORT OF THEIR JOINT MOTION TO TRANSFER VENUE PURSUANT TO 28 U.S.C. § 1404(a) 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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