

# **EXHIBIT IV**

Endorsed

FILED

DEC - 5 2005

KIRI TORRE  
Chief Executive Officer/Clerk  
Superior Court of CA County of Santa Clara  
BY ~~E. Lauron~~ DEPUTY

1 Scott R. Mosko (State Bar No. 106070)  
2 FINNEGAN, HENDERSON, FARABOW,  
3 GARRETT & DUNNER, L.L.P.  
4 Stanford Research Park  
5 3300 Hillview Avenue  
6 Palo Alto, California 94304  
7 Telephone: (650) 849-6600  
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6 Attorneys for Defendants  
7 Cameron Winklevoss, Tyler  
8 Winklevoss, Howard Winklevoss,  
9 and Divya Narendra

9 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
10 COUNTY OF SANTA CLARA

13 THE FACEBOOK, INC.

14 Plaintiff,

15 v.

16 CONNECTU LLC, CAMERON WINKLEVOSS,  
17 TYLER WINKLEVOSS, HOWARD  
18 WINKLEVOSS, DIVYA NARENDRA, AND  
19 DOES 1-25,

20 Defendants.

CASE NO. 105 CV 047381

**DECLARATION OF SCOTT MOSKO  
IN SUPPORT OF DEFENDANTS'  
CONNECTU LLC, CAMERON  
WINKLEVOSS, TYLER  
WINKLEVOSS, HOWARD  
WINKLEVOSS, AND DIVYA  
NARENDRA'S OPPOSITION TO  
PLAINTIFF'S MOTION TO COMPEL  
LIMITED DEPOSITIONS ON THE  
SUBJECT OF PERSONAL  
JURISDICTION AND MOTION FOR  
PROTECTIVE ORDER**

Date: December 8, 2005  
Time: 3:00 p.m.  
Dept. 14  
Judge: Honorable Derek Woodhouse

1 I, Scott R. Mosko, declare as follows:

2 1. I am an attorney admitted to practice in the State of California and the United States  
3 District Court for the Northern District of California, and a member of the Finnegan, Henderson,  
4 Farabow, Garrett & Dunner, LLP firm, attorneys of record for Defendants ConnectU LLC, Cameron  
5 Winklevoss, Tyler Winklevoss, Howard Winklevoss, and Divya Narendra in the above-identified  
6 matter. The matters referred to in this declaration are based on my personal knowledge and if called  
7 as a witness I could, and would, testify competently thereto.

8 2. Attached hereto as Exhibit A is a true and correct copy of Defendant ConnectU  
9 LLC's Demurrer filed October 25, 2005.

10 3. Attached hereto as Exhibit B is a true and correct copy of Defendants' Motion to  
11 Quash Service of Complaint and Summons for Lack of personal Jurisdiction filed October 25, 2005.

12 4. Attached hereto as Exhibit C is a true and correct copy of Defendant Cameron  
13 Winklevoss's Declaration in Support of Motion to Quash Service of Complaint and Summons for  
14 Lack of Personal Jurisdiction; Defendant Tyler Winklevoss's Declaration in Support of Motion to  
15 Quash Service of Complaint and Summons for Lack of Personal Jurisdiction; Defendant Howard  
16 Winklevoss's Declaration in Support of Motion to Quash Service of Complaint and Summons for  
17 Lack of Personal Jurisdiction; Defendant Divya Narendra's Declaration in Support of Motion to  
18 Quash Service of Complaint and Summons for Lack of Personal Jurisdiction.

19 5. ConnectU has sued FaceBook and its owners in the district court in Massachusetts.  
20 In the course of the Massachusetts case, FaceBook has propounded document requests to which  
21 ConnectU has responded. To date, ConnectU has produced over 11,000 pages of documents and  
22 numerous CD ROMs containing Harvard Connection and Connectu source code. In the current  
23 California litigation, to date the Defendants collectively have responded to:

- 24 a. 345 interrogatories (the first set comprising 230 separate interrogatories, the  
25 second set comprising 115)  
26 b. 120 Requests for Production  
27 c. 125 Requests for Admission

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1           6.       The documents already produced by Defendants and documents that will shortly be  
2 produced will reveal most if not all of the email addresses Plaintiff accuses Defendants of  
3 misappropriating, to the extent defendants understand Plaintiff's allegations.

4           I declare under penalty of perjury under the laws of the state of California that the foregoing  
5 is true and correct and that this declaration was executed on the 5 day of December, 2005 at Palo  
6 Alto, California.

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9 Scott Mosko

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