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 FACEBOOK, INC. and MARK ZUCKERBERG

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UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN JOSE DIVISION

FACEBOOK, INC. and MARK  
 ZUCKERBERG,  
 Plaintiffs,  
 v.  
 CONNECTU, INC. (formerly known as  
 CONNECTU, LLC), PACIFIC  
 NORTHWEST SOFTWARE, INC.,  
 WINSTON WILLIAMS, WAYNE CHANG,  
 and DAVID GUCWA AND DOES 1-25,  
 Defendants.

Case No. 5:07-CV-01389-RS  
**PLAINTIFFS' MOTION TO SEAL  
 EXHIBITS K, L-1, AND M-1 TO THE  
 DECLARATION OF THERESA  
 SUTTON IN SUPPORT OF  
 PLAINTIFFS' RESPONSE TO  
 FINNEGAN'S MOTION TO  
 WITHDRAW AS COUNSEL FOR  
 DEFENDANT WINSTON WILLIAMS**  
 Date: January 28, 2007  
 Time: 9:30 A.M.  
 Judge: Honorable Richard Seeborg

1 Pursuant to Civil L.R. 7-11 and 79-5 (d), Plaintiffs respectfully submit this motion asking  
2 the Court to file under seal Exhibits K, L-1 and M-1 to the Declaration of Theresa Sutton In  
3 Support of Plaintiffs' Response to Finnegan's Motion to Withdraw as Counsel for Defendant  
4 Winston Williams.

5 The parties entered into, and the California Superior Court issued, a Stipulated Protective  
6 Order on January 23, 2006, which prohibits either party from filing in the public record any  
7 documents that have been designated as "Confidential" or "Highly Confidential" pursuant to the  
8 Protective Order.

9 **Exhibit K** to the Declaration of Theresa Sutton is a document produced by Pacific  
10 Northwest Software in this litigation. It has been marked Highly Confidential by PNS pursuant to  
11 the Protective Order entered in this matter, and hence is subject to Local Civil Rule 79-5(d).  
12 Facebook takes no position as to whether the deposition testimony of Winston Williams is  
13 confidential.

14 **Exhibit L-1** to the Declaration of Theresa Sutton is a copy of relevant excerpts from  
15 ConnectU's January 16, 2006, 30(b)(6) deposition. This transcript has been marked Highly  
16 Confidential by PNS pursuant to the Protective Order entered in that matter, and hence is subject  
17 to Local Civil Rule 79-5(d). Facebook takes no position as to whether this document is  
18 confidential.

19 **Exhibit M-1** to the Declaration of Theresa Sutton is a copy of relevant excerpts from  
20 Pacific Northwest Software's January 29, 2007, 30(b)(6) deposition. This transcript has been  
21 marked Highly Confidential by PNS pursuant to the Protective Order entered in that matter, and  
22 hence is subject to Local Civil Rule 79-5(d). Facebook takes no position as to whether this  
23 document is confidential.

24 Dated: January 2, 2008

Orrick, Herrington & Sutcliffe LLP

25 \_\_\_\_\_  
26 /s/ Theresa A. Sutton /s/

27 Theresa A. Sutton  
28 Attorneys for Plaintiffs  
FACEBOOK, INC. AND MARK ZUCKERBERG

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**CERTIFICATE OF SERVICE**

I hereby certify that this document(s) filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non registered participants on January 2, 2008.

Dated: January 2, 2008.

Respectfully submitted,

\_\_\_\_\_  
/s/ Theresa A. Sutton /s/  
Theresa A. Sutton