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9 Attorneys for Defendant
CONNECTU, INC.

10
11 UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
12 SAN JOSE DIVISION

13 THE FACEBOOK, INC. and MARK
14 ZUCKERBERG,

15 Plaintiffs,

16 v.

17 CONNECTU, INC. (formerly known as
CONNECTU, LLC), PACIFIC NORTHWEST
18 SOFTWARE, INC., WINSTON WILLIAMS,
and WAYNE CHANG,

19 Defendants.
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Case No. 5:07-CV-01389-JW

**DECLARATION OF STEVEN C.
HOLTZMAN IN SUPPORT OF
CONNECTU'S ADMINISTRATIVE
MOTION TO SEAL**

**(1) CONNECTU, INC.'S OPPOSITION
TO FACEBOOK'S ADMINISTRATIVE
REQUEST FOR LEAVE TO FILE
REPLY TO, AND MOTION TO STRIKE
PORTIONS OF, CONNECTU'S
OPPOSITION TO PLAINTIFFS'
ADMINISTRATIVE REQUEST
PURSUANT TO CIVIL L.R. 7-11; AND**

**(2) [PROPOSED] ORDER DENYING
PLAINTIFFS' ADMIN REQUEST FOR
LEAVE TO FILE REPLY TO, AND
MOTION TO STRIKE PORTIONS OF,
CONNECTU'S OPPOSITION TO
PLAINTIFFS' ADMINISTRATIVE
REQUEST PURSUANT TO CIVIL L.R.
7-11.**

1 I, Steven C. Holtzman, declare as follows:

2 1. I am a partner with the law firm of Boies, Schiller & Flexner LLP, counsel
3 to ConnectU, Inc. I am licensed to practice law in the State of California and have
4 entered my appearance in this case. I have personal knowledge of the facts and
5 circumstances set forth in this Declaration. I make this Declaration pursuant to Civil L.R.
6 7-11 and 79-5(b).

7 2. Good cause exists for sealing (1) ConnectU's Opposition To Facebook's
8 Administrative Request For Leave To File Reply To, And Motion To Strike Portions Of,
9 ConnectU's Opposition To Plaintiffs' Administrative Request Pursuant To Civil L.R. 7-
10 11; and (2) [Proposed] Order Denying Plaintiffs' Admin Request For Leave To File
11 Reply To, And Motion To Strike Portions Of, ConnectU's Opposition To Plaintiffs'
12 Administrative Request Pursuant To Civil L.R. 7-11. Plaintiffs have taken the position
13 that their Administrative Request and all papers filed in support thereof contain
14 confidential information that is subject to the protection in the Stipulated Protective Order
15 dated January 23, 2006. The materials requested to be sealed in this motion contain the
16 same or related information that Plaintiffs contend is covered by that Protective Order
17 and/or are alleged by Plaintiff to implicate confidentiality provisions found in a purported
18 agreement that is the subject of dispute between the parties.¹

19 3. This Administrative Motion is being made pursuant to Civil L.R. 79-5,
20 which requires a Court order to seal documents and does not permit sealing by
21 stipulation.

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27 ¹ By filing this declaration, ConnectU does not waive any arguments or rights as to (i) the admissibility or
28 inadmissibility of evidence surrounding the purported agreement, (ii) the confidentiality or non-
confidentiality of information relating to the purported agreement, or (iii) the enforceability or
unenforceability of the purported agreement.

1 I declare under penalty of perjury that the foregoing is true and correct to the best
2 of my knowledge. Executed this 20th day of May, 2008.

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4 /s/ Steven C. Holtzman

5 Steven C. Holtzman
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