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Attorneys for Defendant
CONNECTU, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

THE FACEBOOK, INC. and MARK
ZUCKERBERG,

Plaintiffs,

v.

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

Defendants.

**DECLARATION OF EVAN A. PARKE
IN SUPPORT OF CONNECTU, INC.'S
ADMINISTRATIVE MOTION TO FILE
UNDER SEAL**

**(1) CONNECTU, INC.'S OPPOSITION
TO PLAINTIFFS' OBJECTIONS TO
AND MOTION TO STRIKE EVIDENCE
SUBMITTED IN CONNECTU'S
OPPOSITION TO PLAINTIFFS'
CONFIDENTIAL MOTION; AND**

**(2) DECLARATION OF STEVEN C.
HOLTZMAN IN SUPPORT OF
CONNECTU'S OPPOSITION TO
PLAINTIFFS' OBJECTIONS TO AND
MOTION TO STRIKE EVIDENCE
SUBMITTED IN CONNECTU'S
OPPOSITION TO PLAINTIFFS'
CONFIDENTIAL MOTION**

1 I, Evan A. Parke, declare as follows:

2 1. I am an associate with the law firm of Boies, Schiller & Flexner LLP,
3 counsel to ConnectU, Inc. I am licensed to practice law in the District of Columbia and
4 in the State of Illinois and am appearing in this case per an order of the Court granting my
5 application to appear *pro hac vice*. I have personal knowledge of the facts and
6 circumstances set forth in this Declaration. I make this Declaration pursuant to Civil L.R.
7 7-11 and 79-5(b).

8 2. Good cause exists to file under seal (1) ConnectU, Inc.'s Opposition To
9 Plaintiffs' Objections To And Motion To Strike Evidence Submitted In ConnectU's
10 Opposition To Plaintiffs' Confidential Motion; and (2) Declaration Of Steven C.
11 Holtzman In Support Of ConnectU's Opposition To Plaintiffs' Objections To And
12 Motion To Strike Evidence Submitted In ConnectU's Opposition To Plaintiffs'
13 Confidential Motion to Strike Evidence Submitted in ConnectU's Opposition to
14 Confidential Motion. Plaintiffs have taken the position that their Confidential Motion
15 and all papers filed in support thereof contain confidential information that is subject to
16 the protection in the Stipulated Protective Order dated January 23, 2006. The materials
17 requested to be sealed in this motion contain the same or related information that
18 Plaintiffs contend is covered by that Protective Order and/or are alleged by Plaintiff to
19 implicate confidentiality provisions found in a purported agreement that is the subject of
20 dispute between the parties.¹

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

24 ///

25
26 _____
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.

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

/s/ Evan A. Parke

Evan A. Parke

