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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 EVAN A. PARKE
IN SUPPORT OF CONNECTU, INC.'S
MOTION PURSUANT TO
CIVIL L.R. 6-3 TO SHORTEN TIME**

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PARKE DECLARATION IN SUPPORT OF
ADMINISTRATIVE MOTION TO SHORTEN TIME
5:07-CV-01389-JW

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 for ConnectU, Inc. ("ConnectU"). I am licensed to practice law in the State of
4 Illinois and in the District of Columbia and am appearing in this case per an order of the
5 Court granting my application to appear *pro hac vice*. I have personal knowledge of the
6 facts and circumstances in this Declaration.

7 2. The underlying motion is ConnectU's Motion to Stay Execution of
8 Judgment Pending Appeal. This motion seeks an immediate stay of the execution of the
9 Judgment to protect ConnectU's appeal rights and avoid related harm, including harm to
10 its malpractice claims against its former counsel Quinn Emmanuel and harm to its third
11 party guarantor, Howard Winklevoss, who guaranteed payment of Quinn's fees if
12 ConnectU does not pay them.

13 3. By its terms, the Judgment requires the parties to provide dismissals of all
14 cases and deposit the cash and stock required to be exchanged under the provisions of the
15 Term Sheet & Settlement Agreement with a Special Master by August 4, 2008. Docket
16 No. 476 at 1-4. On July 25, 2008, Neel Chatterjee, counsel for Facebook, sent an email
17 to Mike Underhill, counsel for ConnectU, representing that "Facebook intends to seek
18 release of the [ConnectU] shares once the consideration is in the hands of the Special
19 Master." An accurate copy of this email is attached as Exhibit A to this declaration.

20 4. There would be substantial harm or prejudice to ConnectU if the Court did
21 not shorten the time for the hearing on the motion to stay. Facebook has made clear that,
22 if the shares are transferred, it will seek to obtain them; this has the potential to impact,
23 among other things, ConnectU's appeal rights and its malpractice claim against its former
24 counsel, Quinn Emmanuel. A shortened time period is needed to address these issues and
25 avoid any protracted period of noncompliance of the Judgment by ConnectU in an effort
26 to preserve its appeal rights and avoid other harm.

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 July 31, 2008.

Dated: July 31, 2008

/s/ Evan A. Parke

Evan A. Parke