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 23 CONNECTU, INC.

24 UNITED STATES DISTRICT COURT
 25 NORTHERN DISTRICT OF CALIFORNIA
 26 SAN JOSE DIVISION

27 THE FACEBOOK, INC. and MARK
 28 ZUCKERBERG,

Plaintiffs,

v.

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

Defendants.

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

**DEFENDANTS' ADMINISTRATIVE
 MOTION TO SEAL:**

**CONFIDENTIAL EXHIBITS
 (EXHIBITS A, F, H, I, J, K, AND N)
 TO DECLARATION OF
 EVAN A. PARKE IN SUPPORT OF
 DEFENDANTS' RESPONSE TO ORDER
 TO SHOW CAUSE**

1 Pursuant to Civil L.R. 7-11 and 79-5, Defendants respectfully submit this
2 administrative motion asking the Court to file under seal the “Confidential Exhibits
3 (Exhibits A, F, H, I, J, K, and N) to Declaration of Evan A. Parke in Support of
4 Defendants’ Response to Order to Show Cause” (“Defendants’ Confidential Exhibits”).

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

9 Defendants’ Confidential Exhibits contain (i) information that the Court has
10 Ordered should be sealed, including the financial terms of the purported settlement
11 between Plaintiffs and Defendants (*see* Order conditionally granting CNET’s request to
12 unseal, at Dkt. No. 473); (ii) information that has been designated by Plaintiffs as
13 Confidential or Highly Confidential and covered by the Protective Order; (iii)
14 information that the Master has designated as confidential in prior filings (*see* Dkt. No.
15 632); and/or (iv) information alleged by Plaintiffs to implicate confidentiality provisions
16 found in a purported settlement agreement which is the subject of dispute between the
17 parties.¹

18 Defendants’ respectfully request that Defendants’ Confidential Exhibits remain
19 sealed.

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¹ By filing this request to seal, Defendants do not waive any arguments or rights as to the admissibility or
28 inadmissibility of evidence surrounding the purported agreement, nor do they waive any arguments or
rights as to the enforceability or unenforceability of the purported agreement.

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October 14, 2008

Respectfully submitted,

/s/Steven C. Holtzman
Steven C. Holtzman
BOIES, SCHILLER & FLEXNER LLP
Attorneys for Defendant ConnectU, Inc.

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 October 14, 2008.

Dated: October 14, 2008

/s/ Steven C. Holtzman
Steven C. Holtzman
Attorney for Defendant ConnectU, Inc.