CASE NO. C-07-03404 HRL

FILED 1 SEP 28 2007 2 RICHARD W. WIEKING 3 CLERK, U.S. DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA 4 5 HONORABLE HOWARD R. LLOYD 6 7 8 UNITED STATES DISTRICT COURT 9 NORTHERN DISTRICT OF CALIFORNIA 10 SAN JOSE DIVISION 11 12 FACEBOOK, INC., a Delaware 13 Case No. C-07-03404 HRL corporation, 14 Plaintiff, LETTER ROGATORY 15 16 JOHN DOES 1-10, individuals; and JOHN DOES 11-20, corporations, 17 Defendants. 18 19 FROM THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF 20 CALIFORNIA, UNITED STATES OF AMERICA, TO THE APPROPRIATE JUDICIAL 21 AUTHORITY IN THE PROVINCE OF ONTARIO, CANADA. 22 The above civil action is pending in the United States District Court for the Northern 23 District of California. Justice cannot be done between the parties without the assistance described 24 herein. It is necessary for, and in the interest of Justice to obtain documents and information 25 from, Look Communications Inc, 8250 Lawson Road, Milton, Ontario, L9T 5C6, within your 26 jurisdiction. 27 28 LETTER ROGATORY

The civil action in this Court involves a dispute regarding individuals using Internet Protocol Address ("IP Address") 207.136.118.110. These individuals are alleged to be responsible for, or have first hand knowledge of, computer fraud and abuse perpetrated against Facebook, Inc. ("Facebook"). Facebook alleges that the individuals using this IP Address gained unauthorized access to its Web site and accessed more than 200,000 separate proprietary Facebook Web pages and gathered private and proprietary information about Facebook users such as usernames, passwords, network affiliations, and email addresses. Facebook identified the server that was used to access its site for this unauthorized access, and obtained a court order authorizing it to obtain relevant information from the responsible Internet Service Provider. The logs obtained from that server indicate that the IP address referenced above was used to send commands through that server to carry out the above referenced unauthorized activities on Facebook's Web sites. Look Communications Inc. is the Internet Service Provider that services IP Address 207.136.118.110. Based on its correspondence with Look Communications, Facebook understands that Look possesses records, such as server logs, billing histories, and contact information for the users of IP Address 207.136.118.110 that is necessary in order to identify the proper defendants in this case. Facebook sent a letter to Look Communications asking that it preserve any and all information regarding this IP Address, including, but not limited to, the identity of the individuals using it and/or paying for its use. Look Communications responded to Facebook that it indeed had the information requested, but could not disclose it without a valid Canadian court order or Canadian law enforcement request. Facebook anticipates that this information will be used as evidence at the trial of this action.

THEREFORE, we request that, in the interest of Justice, you cause Look Communications Inc. by your proper and usual process to produce the documents and things identified in Exhibit A hereto.

WE SHALL be ready and willing to do the same for you in a similar case when requested.

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1	The fees and costs incurred in execution of the letters rogatory, including any costs	
2	incurred or demanded by your authority, shall be borne by the plaintiff unless you, in the normal	
3	course of your jurisprudence, require such costs to be borne by the producing party or defendant.	
	course or your jurisprudence, require s	den costs to be come by the producing party of defendant.
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5	DATED: September 20, 2007	PERKINS COIE LLP
6 7	,	
8		By: /s/ Lisa D. Olle
9		Attorneys for Plaintiff FACEBOOK, INC.
10		FACEBOOK, INC.
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	LETTER ROGATORY	-3-
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EXHIBIT A 1 **REOUEST FOR PRODUCTION NO. 1:** Please produce all server logs related to Internet 2 Protocol Address ("IP Address") 207.136.118.110 between May 1, 2007 and June 30, 2007 3 including, but not limited to, dates and times of use, Web sites visited, IP Addresses logged, 4 bandwidth usage, and any other information about the specific activities of users of this IP 5 Address during the specified dates. 6 REQUEST FOR PRODUCTION NO. 2: Please produce all documents and information related 7 to the identity and contact information for users and/or parties paying for use of IP Address 8 207.136.118.110 between May 1, 2007 and June 30, 2007. 9 REQUEST FOR PRODUCTION NO. 3: Please produce all documents related to the sale of 10 service for, use of, and payment for use of IP Address 207.136.118.110 between May 1, 2007 and 11 June 30, 2007 including, but not limited to, service contracts, billing statements, service change 12 notices, and/or correspondence between the user and/or paying party and Look Communications 13 Inc. 14 15 111 111 16 17 /// 18 111 19 /// 20 111 21 /// 22 III23 /// 24 /// 25 111 26 /// 27 /// 28 - 4 -LETTER ROGATORY

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WITNESS the Honorable Judge Howard R. Lloyd, Magistrate as Judge of the United States District Court for the Northern District of California on September 28 Howard R. Lløyd Magistrate Judge 60406-0014/LEGAL13565017.1 - 5 -LETTER ROGATORY

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