

# **EXHIBIT A**

1 GARY E. WEISS (STATE BAR NO. 122962)  
gweiss@orrick.com  
2 I. NEEL CHATTERJEE (STATE BAR NO. 173985)  
nchatterjee@orrick.com  
3 JULIO C. AVALOS (STATE BAR NO. 255350)  
javalos@orrick.com  
4 ORRICK, HERRINGTON & SUTCLIFFE LLP  
1000 Marsh Road  
5 Menlo Park, CA 94025  
Telephone: +1-650-614-7400  
6 Facsimile: +1-650-614-7401

7 WARRINGTON S. PARKER (STATE BAR NO. 148003)  
wparker@orrick.com  
8 ORRICK, HERRINGTON & SUTCLIFFE LLP  
The Orrick Building  
9 405 Howard Street  
San Francisco, CA 94105-2669  
10 Telephone: +1-415-773-5700  
Facsimile: +1-415-773-5759

11 Attorneys for Plaintiff  
12 FACEBOOK, INC.

13 UNITED STATES DISTRICT COURT  
14 NORTHERN DISTRICT OF CALIFORNIA  
15 SAN JOSE DIVISION

17 FACEBOOK, INC.,

18 Plaintiff,

19 v.

20 STUDIVZ LTD., VERLAGSGRUPPE  
21 GEORG VON HOLTZBRINCK GmBH,  
HOTLZBRINCK NETWORKS GmBH,  
22 HOLTZBRINCK VENTURES GmBH, and  
DOES 1-25,

23 Defendants.  
24

Case No. 5:08-cv-03468 JF

**FACEBOOK, INC.'S FIRST SET OF  
REQUESTS FOR PRODUCTION TO  
DEFENDANT HOTLZBRINCK  
NETWORKS GmBH RELATING TO  
PERSONAL JURISDICTION**

25 YOU ARE HEREBY REQUESTED, pursuant to Rule 34 of the Federal Rules of  
26 Civil Procedure, to respond to the following requests for production separately and fully, in  
27 writing, and under penalty of perjury, within thirty (30) days after service or whatever date is  
28 ordered by the Court, whichever is sooner.

**DEFINITIONS**

1  
2           A.       “ANY” shall be understood to include and encompass “ALL.” As used herein, the  
3 singular shall always include the plural and the present tense shall also include the past tense.  
4 The words “AND” as well as “OR” shall be construed disjunctively or conjunctively as necessary  
5 to bring within the scope of this request ALL DOCUMENTS or things that might otherwise be  
6 construed to be outside its scope.

7           B.       The terms “PERSON” and “PERSONS” mean both natural persons and legal  
8 entities, including without limitation, corporations, companies, firms, partnerships, joint ventures,  
9 proprietorships, associations, and governmental bodies or agencies. Unless noted otherwise,  
10 references to any person, entity or party herein include its, his, or her agents, attorneys,  
11 employees, employers, officers, directors, or others acting on or purporting to act on behalf of  
12 said person, entity, or party.

13           C.       “EVIDENCE” or any variant thereof, including but not limited to  
14 “EVIDENCING,” when used in connection with any document, shall be understood to apply if  
15 the document directly or indirectly mentions, discusses, constitutes, concerns, supports  
16 contradicts, relates to, refers to, or in any other way deals with the subject matter described in the  
17 request in which the term appears.

18           D.       “REFER TO” or “RELATE TO” as used herein mean pertaining to, relevant to,  
19 material to, evidencing, affecting, comprising, discussing, dealing with, considering or otherwise  
20 concerning in any manner whatsoever the subject matter of the inquiry.

21           E.       As used herein, the term “DOCUMENT” means the original and each non-  
22 identical copy of any written, printed, typed, recorded, computerized, electronic, taped, graphic,  
23 or other matter, in whatever form, whether in final or draft, including but not limited to all  
24 materials that constitute “writings” or “recordings” or “photographs” within the broadest meaning  
25 of Rule 34 of the Federal Rules of Civil Procedure. The word “Document” includes, without  
26 limitation, printed matter, electronic mail, materials stored on computer hard drives, diskettes,  
27 tapes, any other computer media, recorded voice mail messages and any other information stored  
28 magnetically, optically or electronically.

1 F. "COMMUNICATION" as used herein means any contact, oral or documentary,  
2 formal or informal, at any place or under any circumstances whatsoever whereby information of  
3 any nature is transmitted or transferred, including without limitation, any note, memorandum or  
4 other record thereof, or a single person seeing or hearing any information by any means.

5 G. "HOTLZBRINCK NETWORKS GmbH," "YOU," "YOUR," means defendant  
6 Holtzbrinck Networks GmbH and its directors, officers, parents, subsidiaries, predecessors,  
7 successors, assigns, agents, servants, employees, investigators, attorneys, AND ALL other  
8 persons and entities representing it acting on its behalf, OR purporting to act on its behalf.

9 H. "STUDIVZ" means defendant StudiVZ, Ltd. and its directors, officers, parents,  
10 subsidiaries, predecessors, successors, assigns, agents, servants, employees, investigators,  
11 attorneys, AND ALL other persons and entities representing it acting on its behalf, OR purporting  
12 to act on its behalf, including without limitation, Ehassan Dariani and Dennis Bemann.

13 I. "FACEBOOK" means, without limitation, Facebook, Inc. (formerly  
14 TheFacebook, Inc.), its past and present parents, subsidiaries, affiliates, predecessors, divisions,  
15 officers, directors, trustees, employees, staff members, agents, counsel, representatives,  
16 consultants, AND ALL PERSONS acting or purporting to act on its behalf.

17 J. "USERS OF STUDIVZ" means, without limitation, PERSONS registered to use  
18 the services provided by STUDIVZ, including without limitation, those provided at the  
19 [www.studivz.net](http://www.studivz.net) website, the [www.meinvz.net](http://www.meinvz.net) website, the [www.studiqg.fr](http://www.studiqg.fr) website,  
20 [www.studiln.it](http://www.studiln.it) website, the [www.estudiln.net](http://www.estudiln.net) website, the [www.studentix.pl](http://www.studentix.pl) website, and the  
21 [www.schuelervz.net](http://www.schuelervz.net) website.

22 K. "USERS OF FACEBOOK" means, without limitation, PERSONS registered to  
23 use the services provided by FACEBOOK at [www.facebook.com](http://www.facebook.com) and, previously,  
24 [www.thefacebook.com](http://www.thefacebook.com).

25 L. "COMPUTER CODE" means scripts, programs, or other code that YOU use or  
26 used or developed or in any way participated or assisted in the development thereof, in any  
27 computer language (such as "PHP" or "Perl").  
28

1 **INSTRUCTIONS**

2 A. In responding to the following requests, you are required to provide ALL  
3 DOCUMENTS that are available to YOU or within YOUR control, including DOCUMENTS in  
4 the possession of YOUR attorneys, investigators, employees, agents, representatives, and  
5 guardians or any other person acting on YOUR behalf, and not merely DOCUMENTS from  
6 YOUR own personal files.

7 B. If YOU object to any of the requests, YOU must state the grounds for any  
8 objection(s). If YOU object to only part of a request, YOU must state the objection and the  
9 grounds for any objection(s) and respond to the remainder of the request.

10 C. If YOU object to the production of any document on the grounds that it is  
11 protected from disclosure by the attorney-client privilege, work-product doctrine, or any other  
12 privilege, YOU are requested to identify each document for which the privilege is claimed and  
13 give ALL information required by applicable case law, including but not limited to the following:

- 14 a. the name of the writer, sender, or initiator of each copy of  
15 the document;
- 16 b. the name of the recipient, addressee, or party to whom any  
17 copy of the document was sent;
- 18 c. the date of each copy of the document, if any, or an estimate  
19 of its date;
- 20 d. a statement of the basis for the claim of privilege; and
- 21 e. description of the document sufficient for the Court to rule  
22 on the applicability and appropriateness of the claimed privilege.

23 **REQUESTS FOR PRODUCTION**

24 **REQUEST FOR PRODUCTION NO. 1:**

25 ALL DOCUMENTS that RELATE TO ANY contracts OR agreements between YOU  
26 AND ANY business licensed, located, based, OR incorporated in California OR ANY PERSON  
27 currently OR formerly residing OR domiciled in California.

28 **REQUEST FOR PRODUCTION NO. 2:**

ALL DOCUMENTS that RELATE TO ANY USER OF STUDIVZ residing OR  
domiciled in California, including ALL COMMUNICATIONS.

1 **REQUEST FOR PRODUCTION NO. 3**

2 ALL DOCUMENTS that RELATE TO ANY COMMUNICATION between YOU AND  
3 FACEBOOK.

4 **REQUEST FOR PRODUCTION NO. 4**

5 DOCUMENTS sufficient to IDENTIFY the number AND amount of sales of goods AND  
6 services sold OR provided by YOU to current OR former California residents, including  
7 PERSONS, businesses, AND USERS of STUDIVZ.

8 **REQUEST FOR PRODUCTION NO. 5**

9 DOCUMENTS THAT RELATE TO the relationship of VERLAGSGRUPPE GEORG  
10 VON HOLTZBRINCK GmbH, HOTLZBRINCK NETWORKS GmbH, AND HOLTZBRINCK  
11 VENTURES GmbH to OR with STUDIVZ, including without limitation, the investments of  
12 VERLAGSGRUPPE GEORG VON HOLTZBRINCK GmbH, HOTLZBRINCK NETWORKS  
13 GmbH, AND HOLTZBRINCK VENTURES GmbH, in, AND control OR influence over  
14 STUDIVZ.

15 **REQUEST FOR PRODUCTION NO. 6**

16 DOCUMENTS sufficient to describe in detail the organizational structure of  
17 HOTLZBRINCK NETWORKS GmbH from its creation until the present, including  
18 DOCUMENTS sufficient to identify ALL shareholders, officers, employees, investors, AND  
19 directors.

20 **REQUEST FOR PRODUCTION NO. 7**

21 DOCUMENTS that RELATE TO HOTLZBRINCK NETWORKS GmbH's business OR  
22 corporate records, including without limitation, meeting minutes, Articles of Incorporation,  
23 operating agreements, stock agreements, AND ANY DOCUMENTS that RELATE TO  
24 HOTLZBRINCK NETWORKS GmbH's observance of corporate formalities, as well as Units,  
25 Capital Accounts, AND Management Reports

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1 **REQUEST FOR PRODUCTION NO. 8**

2 DOCUMENTS that RELATE TO HOTLZBRINCK NETWORKS GmbH's financial  
3 history, including without limitation, financial reports, profit/loss statements, budgets, financial  
4 planning DOCUMENTS, accounts payable, accounts receivable, AND loan DOCUMENTS, as  
5 well as Financial Reports, Capital Accounts, AND Adjusted Capital Accounts.

6 **REQUEST FOR PRODUCTION NO. 9**

7 DOCUMENTS that RELATE TO ANY contacts OR COMMUNICATIONS YOU have  
8 had with PERSONS currently OR formerly residing OR domiciled in California; businesses  
9 (including without limitation, Internet search engines providers such as Google Inc. AND Yahoo!  
10 Inc., server providers, advertising agencies, advertisers, Internet service providers, computer  
11 equipment providers, YOUR licensors AND licensees) currently OR formerly located, licensed,  
12 based, OR incorporated in California; AND universities, colleges, high schools located in  
13 California, including without limitation, letters, emails, advertising materials, business  
14 solicitations, business contacts, telephonic conversations, facsimile transmissions, AND trips to  
15 California.

16 **REQUEST FOR PRODUCTION NO. 10**

17 DOCUMENTS sufficient to show, on a monthly basis, how many USERS OF STUDIVZ  
18 have been registered on [www.studivz.net](http://www.studivz.net), [www.meinvz.net](http://www.meinvz.net), [www.studiqq.fr](http://www.studiqq.fr), [www.studiln.it](http://www.studiln.it),  
19 [www.estudiln.net](http://www.estudiln.net), [www.studentix.pl](http://www.studentix.pl), AND [www.schuelervz.net](http://www.schuelervz.net) since October 2005, AND how  
20 many of those USERS OF STUDIVZ are residents of California.

21 **REQUEST FOR PRODUCTION NO. 11**

22 DOCUMENTS sufficient to show the number AND amount of accounts receivable owed  
23 YOU by California residents, including PERSONS AND entities, as well as the goods AND  
24 services for which the individual accounts receivable are owed to.

25 **REQUEST FOR PRODUCTION NO. 12**

26 DOCUMENTS sufficient to show ALL of YOUR current AND former personal OR real  
27 property currently OR previously located in California.

1 **REQUEST FOR PRODUCTION NO. 13**

2 ALL contracts involving YOU in which California law governs.

3 **REQUEST FOR PRODUCTION NO. 14**

4 ALL DOCUMENTS RELATED TO instances when YOU accessed FACEBOOK  
5 website, [www.facebook.com](http://www.facebook.com) OR [www.thefacebook.com](http://www.thefacebook.com).

6 **REQUEST FOR PRODUCTION NO. 15**

7 IDENTIFY ALL of YOUR licenses OR registrations regarding the ability to do business  
8 in California.

9 **REQUEST FOR PRODUCTION NO. 16**

10 ALL DOCUMENTS RELATED TO the services provided by [www.studivz.net](http://www.studivz.net),  
11 [www.meinvz.net](http://www.meinvz.net), [www.studiqq.fr](http://www.studiqq.fr), [www.studiln.it](http://www.studiln.it), [www.estudiln.net](http://www.estudiln.net), [www.studentix.pl](http://www.studentix.pl), AND  
12 [www.schuelervz.net](http://www.schuelervz.net) to USERS OF STUDIVZ, including how they are provided.

13 **REQUEST FOR PRODUCTION NO. 17**

14 ALL DOCUMENTS RELATED TO ANY transaction OR transactions whereby  
15 HOTLZBRINCK NETWORKS GmbH invested in, gave money to, OR obtained an interest in  
16 STUDIVZ, including filings AND communications.

17 **REQUEST FOR PRODUCTION NO. 18**

18 ALL DOCUMENTS RELATED TO current AND former directors, officers, employees,  
19 AND agents of HOTLZBRINCK NETWORKS GmbH, including DOCUMENTS RELATED  
20 TO dates in these positions, duties, authorities, AND responsibilities.

21 **REQUEST FOR PRODUCTION NO. 19**

22 ALL DOCUMENTS RELATED TO YOUR promotions AND marketing activities  
23 directed, at least in part, at California residents.

24 **REQUEST FOR PRODUCTION NO. 20**

25 DOCUMENTS sufficient to identify ALL of YOUR business relationships with, OR  
26 financial interests in, businesses incorporated, located, based, OR with facilities OR offices  
27 located in California, including the nature of each relationship, including the name of each  
28 business, whether each business is incorporated, located, based OR has facilities OR offices

1 located in California, AND the nature of the relationship, including ANY goods OR services  
2 provided.

3 **REQUEST FOR PRODUCTION NO. 21**

4 DOCUMENTS sufficient to show the ownership of STUDIVZ, including without  
5 limitation PERSON'S names, amounts they contributed OR invested, AND their percent  
6 ownership OR control on a by-PERSON basis.

7 **REQUEST FOR PRODUCTION NO. 22**

8 ALL DOCUMENTS RELATED TO universities, colleges, high schools, AND institutes  
9 of higher learning located in California at which STUDIVZ provides OR provided services  
10 including without limitation access to [www.studivz.net](http://www.studivz.net), [www.meinvz.net](http://www.meinvz.net), [www.studiqq.fr](http://www.studiqq.fr),  
11 [www.studiln.it](http://www.studiln.it), [www.estudiln.net](http://www.estudiln.net), [www.studentix.pl](http://www.studentix.pl), AND [www.schuelervz.net](http://www.schuelervz.net), including  
12 without limitation University of California (ALL campuses), California State University (ALL  
13 campuses), as well as the USERS OF STUDIVZ using email domains (*e.g.*, name@[stanford.edu](http://stanford.edu))  
14 from those universities, colleges, high schools, AND institutes of higher learning.

15 **REQUEST FOR PRODUCTION NO. 23**

16 ALL versions of COMPUTER CODE YOU wrote, programmed OR helped develop that  
17 RELATES TO [www.studivz.net](http://www.studivz.net), [www.meinvz.net](http://www.meinvz.net), [www.studiqq.fr](http://www.studiqq.fr), [www.studiln.it](http://www.studiln.it),  
18 [www.estudiln.net](http://www.estudiln.net), [www.studentix.pl](http://www.studentix.pl), AND [www.schuelervz.net](http://www.schuelervz.net)

19 **REQUEST FOR PRODUCTION NO. 24**

20 A copy of ALL executable versions of COMPUTER CODE YOU use, used, developed  
21 OR helped develop that RELATES TO [www.studivz.net](http://www.studivz.net), [www.meinvz.net](http://www.meinvz.net), [www.studiqq.fr](http://www.studiqq.fr),  
22 [www.studiln.it](http://www.studiln.it), [www.estudiln.net](http://www.estudiln.net), [www.studentix.pl](http://www.studentix.pl), AND [www.schuelervz.net](http://www.schuelervz.net).

23 **REQUEST FOR PRODUCTION NO. 25**

24 ALL COMMUNICATIONS that RELATES TO FACEBOOK, its website, OR the servers  
25 it uses, used, accesses OR accessed.

26 **REQUEST FOR PRODUCTION NO. 26**

27 ALL COMMUNICATIONS that RELATES TO OR REFERS TO FACEBOOK.  
28

1 **REQUEST FOR PRODUCTION NO. 27**

2 A copy of ALL versions of COMPUTER CODE (including, without limitation, source  
3 code, object code and scripts) YOU wrote, which YOU used, OR use OR for which YOU paid  
4 that was designed to extract information from any website, including thefacebook.com OR  
5 facebook.com.

6 **REQUEST FOR PRODUCTION NO. 28**

7 ALL DOCUMENTS related to any account YOU created to access any Facebook website,  
8 including thefacebook.com AND facebook.com.

9 **REQUEST FOR PRODUCTION NO. 29**

10 ALL COMMUNICATIONS OR DOCUMENTS concerning or that RELATE TO the use  
11 of any server, including proxy server, to access FACEBOOK's server(s) OR website(s).

12 **REQUEST FOR PRODUCTION NO. 30**

13 ALL DOCUMENTS reflecting, associated with, OR that RELATE TO any of YOUR  
14 responses to Interrogatories in this action.

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16 Dated: September 9, 2008

ORRICK, HERRINGTON & SUTCLIFFE LLP

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I. NEEL CHATTERJEE  
Attorneys for Plaintiff  
FACEBOOK, INC.

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11 Attorneys for Plaintiff  
12 FACEBOOK, INC.

13 UNITED STATES DISTRICT COURT  
14 NORTHERN DISTRICT OF CALIFORNIA  
15 SAN JOSE DIVISION

17 FACEBOOK, INC.,

18 Plaintiff,

19 v.

20 STUDIVZ LTD., VERLAGSGRUPPE  
21 GEORG VON HOLTZBRINCK GmBH,  
HOTLZBRINCK NETWORKS GmBH,  
22 HOLTZBRINCK VENTURES GmBH, and  
DOES 1-25,

23 Defendants.  
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Case No. 5:08-cv-03468 JF

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28 ordered by the Court, whichever is sooner.

1 **DEFINITIONS**

2 A. "ANY" shall be understood to include and encompass "ALL." As used herein, the  
3 singular shall always include the plural and the present tense shall also include the past tense.  
4 The words "AND" as well as "OR" shall be construed disjunctively or conjunctively as necessary  
5 to bring within the scope of this request ALL DOCUMENTS or things that might otherwise be  
6 construed to be outside its scope.

7 B. The terms "PERSON" and "PERSONS" mean both natural persons and legal  
8 entities, including without limitation, corporations, companies, firms, partnerships, joint ventures,  
9 proprietorships, associations, and governmental bodies or agencies. Unless noted otherwise,  
10 references to any person, entity or party herein include its, his, or her agents, attorneys,  
11 employees, employers, officers, directors, or others acting on or purporting to act on behalf of  
12 said person, entity, or party.

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14 "EVIDENCING," when used in connection with any document, shall be understood to apply if  
15 the document directly or indirectly mentions, discusses, constitutes, concerns, supports  
16 contradicts, relates to, refers to, or in any other way deals with the subject matter described in the  
17 request in which the term appears.

18 D. "REFER TO" or "RELATE TO" as used herein mean pertaining to, relevant to,  
19 material to, evidencing, affecting, comprising, discussing, dealing with, considering or otherwise  
20 concerning in any manner whatsoever the subject matter of the inquiry.

21 E. As used herein, the term "DOCUMENT" means the original and each non-  
22 identical copy of any written, printed, typed, recorded, computerized, electronic, taped, graphic,  
23 or other matter, in whatever form, whether in final or draft, including but not limited to all  
24 materials that constitute "writings" or "recordings" or "photographs" within the broadest meaning  
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26 limitation, printed matter, electronic mail, materials stored on computer hard drives, diskettes,  
27 tapes, any other computer media, recorded voice mail messages and any other information stored  
28 magnetically, optically or electronically.

1 F. "COMMUNICATION" as used herein means any contact, oral or documentary,  
2 formal or informal, at any place or under any circumstances whatsoever whereby information of  
3 any nature is transmitted or transferred, including without limitation, any note, memorandum or  
4 other record thereof, or a single person seeing or hearing any information by any means.

5 G. "HOLTZBRINCK VENTURES GmbH," "YOU," "YOUR," means defendant  
6 Holtzbrinck Ventures GmbH and its directors, officers, parents, subsidiaries, predecessors,  
7 successors, assigns, agents, servants, employees, investigators, attorneys, AND ALL other  
8 persons and entities representing it acting on its behalf, OR purporting to act on its behalf.

9 H. "STUDIVZ" means defendant StudiVZ, Ltd. and its directors, officers, parents,  
10 subsidiaries, predecessors, successors, assigns, agents, servants, employees, investigators,  
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15 officers, directors, trustees, employees, staff members, agents, counsel, representatives,  
16 consultants, AND ALL PERSONS acting or purporting to act on its behalf.

17 J. "USERS OF STUDIVZ" means, without limitation, PERSONS registered to use  
18 the services provided by STUDIVZ, including without limitation, those provided at the  
19 [www.studivz.net](http://www.studivz.net) website, the [www.meinvz.net](http://www.meinvz.net) website, the [www.studiqg.fr](http://www.studiqg.fr) website,  
20 [www.studiln.it](http://www.studiln.it) website, the [www.estudiln.net](http://www.estudiln.net) website, the [www.studentix.pl](http://www.studentix.pl) website and the  
21 [www.schuelervz.net](http://www.schuelervz.net) website.

22 K. "USERS OF FACEBOOK" means, without limitation, PERSONS registered to  
23 use the services provided by FACEBOOK at [www.facebook.com](http://www.facebook.com) and, previously,  
24 [www.thefacebook.com](http://www.thefacebook.com).

25 L. "COMPUTER CODE" means scripts, programs, or other code that YOU use or  
26 used or developed or in any way participated or assisted in the development thereof, in any  
27 computer language (such as "PHP" or "Perl").  
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1 **INSTRUCTIONS**

2 A. In responding to the following requests, you are required to provide ALL  
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5 guardians or any other person acting on YOUR behalf, and not merely DOCUMENTS from  
6 YOUR own personal files.

7 B. If YOU object to any of the requests, YOU must state the grounds for any  
8 objection(s). If YOU object to only part of a request, YOU must state the objection and the  
9 grounds for any objection(s) and respond to the remainder of the request.

10 C. If YOU object to the production of any document on the grounds that it is  
11 protected from disclosure by the attorney-client privilege, work-product doctrine, or any other  
12 privilege, YOU are requested to identify each document for which the privilege is claimed and  
13 give ALL information required by applicable case law, including but not limited to the following:

- 14 a. the name of the writer, sender, or initiator of each copy of  
15 the document;
- 16 b. the name of the recipient, addressee, or party to whom any  
17 copy of the document was sent;
- 18 c. the date of each copy of the document, if any, or an estimate  
19 of its date;
- 20 d. a statement of the basis for the claim of privilege; and
- 21 e. description of the document sufficient for the Court to rule  
22 on the applicability and appropriateness of the claimed privilege.

23 **REQUESTS FOR PRODUCTION**

24 **REQUEST FOR PRODUCTION NO. 1:**

25 ALL DOCUMENTS that RELATE TO ANY contracts OR agreements between YOU  
26 AND ANY business licensed, located, based, OR incorporated in California OR ANY PERSON  
27 currently OR formerly residing OR domiciled in California.

28 **REQUEST FOR PRODUCTION NO. 2:**

ALL DOCUMENTS that RELATE TO ANY USER OF STUDIVZ residing OR  
domiciled in California, including ALL COMMUNICATIONS.

1 **REQUEST FOR PRODUCTION NO. 3**

2 ALL DOCUMENTS that RELATE TO ANY COMMUNICATION between YOU AND  
3 FACEBOOK.

4 **REQUEST FOR PRODUCTION NO. 4**

5 DOCUMENTS sufficient to IDENTIFY the number AND amount of sales of goods AND  
6 services sold OR provided by YOU to current OR former California residents, including  
7 PERSONS, businesses, AND USERS of STUDIVZ.

8 **REQUEST FOR PRODUCTION NO. 5**

9 DOCUMENTS THAT RELATE TO the relationship of VERLAGSGRUPPE GEORG  
10 VON HOLTZBRINCK GmbH, HOTLZBRINCK NETWORKS GmbH, AND HOLTZBRINCK  
11 VENTURES GmbH to OR with STUDIVZ, including without limitation, the investments of  
12 VERLAGSGRUPPE GEORG VON HOLTZBRINCK GmbH, HOTLZBRINCK NETWORKS  
13 GmbH, AND HOLTZBRINCK VENTURES GmbH, in, AND control OR influence over  
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15 **REQUEST FOR PRODUCTION NO. 6**

16 DOCUMENTS sufficient to describe in detail the organizational structure of  
17 HOLTZBRINCK VENTURES GmbH from its creation until the present, including  
18 DOCUMENTS sufficient to identify ALL shareholders, officers, employees, investors, AND  
19 directors.

20 **REQUEST FOR PRODUCTION NO. 7**

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22 corporate records, including without limitation, meeting minutes, Articles of Incorporation,  
23 operating agreements, stock agreements, AND ANY DOCUMENTS that RELATE TO  
24 HOLTZBRINCK VENTURES GmbH's observance of corporate formalities, as well as Units,  
25 Capital Accounts, AND Management Reports

1 **REQUEST FOR PRODUCTION NO. 8**

2 DOCUMENTS that RELATE TO HOLTZBRINCK VENTURES GmbH's financial  
3 history, including without limitation, financial reports, profit/loss statements, budgets, financial  
4 planning DOCUMENTS, accounts payable, accounts receivable, AND loan DOCUMENTS, as  
5 well as Financial Reports, Capital Accounts, AND Adjusted Capital Accounts.

6 **REQUEST FOR PRODUCTION NO. 9**

7 DOCUMENTS that RELATE TO ANY contacts OR COMMUNICATIONS YOU have  
8 had with PERSONS currently OR formerly residing OR domiciled in California; businesses  
9 (including without limitation, Internet search engines providers such as Google Inc. AND Yahoo!  
10 Inc., server providers, advertising agencies, advertisers, Internet service providers, computer  
11 equipment providers, YOUR licensors AND licensees) currently OR formerly located, licensed,  
12 based, OR incorporated in California; AND universities, colleges, high schools located in  
13 California, including without limitation, letters, emails, advertising materials, business  
14 solicitations, business contacts, telephonic conversations, facsimile transmissions, AND trips to  
15 California.

16 **REQUEST FOR PRODUCTION NO. 10**

17 DOCUMENTS sufficient to show, on a monthly basis, how many USERS OF STUDIVZ  
18 have been registered on [www.studivz.net](http://www.studivz.net), [www.meinvz.net](http://www.meinvz.net), [www.studiqq.fr](http://www.studiqq.fr), [www.studiln.it](http://www.studiln.it),  
19 [www.estudiln.net](http://www.estudiln.net), [www.studentix.pl](http://www.studentix.pl) AND [www.schuelervz.net](http://www.schuelervz.net) since October 2005, AND how  
20 many of those USERS OF STUDIVZ are residents of California.

21 **REQUEST FOR PRODUCTION NO. 11**

22 DOCUMENTS sufficient to show the number AND amount of accounts receivable owed  
23 YOU by California residents, including PERSONS AND entities, as well as the goods AND  
24 services for which the individual accounts receivable are owed to.

25 **REQUEST FOR PRODUCTION NO. 12**

26 DOCUMENTS sufficient to show ALL of YOUR current AND former personal OR real  
27 property currently OR previously located in California.

1 **REQUEST FOR PRODUCTION NO. 13**

2 ALL contracts involving YOU in which California law governs.

3 **REQUEST FOR PRODUCTION NO. 14**

4 ALL DOCUMENTS RELATED TO instances when YOU accessed FACEBOOK  
5 website, [www.facebook.com](http://www.facebook.com) OR [www.thefacebook.com](http://www.thefacebook.com).

6 **REQUEST FOR PRODUCTION NO. 15**

7 IDENTIFY ALL of YOUR licenses OR registrations regarding the ability to do business  
8 in California.

9 **REQUEST FOR PRODUCTION NO. 16**

10 ALL DOCUMENTS RELATED TO the services provided by [www.studivz.net](http://www.studivz.net),  
11 [www.meinvz.net](http://www.meinvz.net), [www.studigg.fr](http://www.studigg.fr), [www.studiln.it](http://www.studiln.it), [www.estudiln.net](http://www.estudiln.net), [www.studentix.pl](http://www.studentix.pl) AND  
12 [www.schuelervz.net](http://www.schuelervz.net) to USERS OF STUDIVZ, including how they are provided.

13 **REQUEST FOR PRODUCTION NO. 17**

14 ALL DOCUMENTS RELATED TO ANY transaction OR transactions whereby  
15 HOLTZBRINCK VENTURES GmbH invested in, gave money to, OR obtained an interest in  
16 STUDIVZ, including filings AND communications.

17 **REQUEST FOR PRODUCTION NO. 18**

18 ALL DOCUMENTS RELATED TO current AND former directors, officers, employees,  
19 AND agents of HOLTZBRINCK VENTURES GmbH, including DOCUMENTS RELATED TO  
20 dates in these positions, duties, authorities, AND responsibilities.

21 **REQUEST FOR PRODUCTION NO. 19**

22 ALL DOCUMENTS RELATED TO YOUR promotions AND marketing activities  
23 directed, at least in part, at California residents.

24 **REQUEST FOR PRODUCTION NO. 20**

25 DOCUMENTS sufficient to identify ALL of YOUR business relationships with, OR  
26 financial interests in, businesses incorporated, located, based, OR with facilities OR offices  
27 located in California, including the nature of each relationship, including the name of each  
28 business, whether each business is incorporated, located, based OR has facilities OR offices

1 located in California, AND the nature of the relationship, including ANY goods OR services  
2 provided.

3 **REQUEST FOR PRODUCTION NO. 21**

4 DOCUMENTS sufficient to show the ownership of STUDIVZ, including without  
5 limitation PERSON'S names, amounts they contributed OR invested, AND their percent  
6 ownership OR control on a by-PERSON basis.

7 **REQUEST FOR PRODUCTION NO. 22**

8 ALL DOCUMENTS RELATED TO universities, colleges, high schools, AND institutes  
9 of higher learning located in California at which STUDIVZ provides OR provided services  
10 including without limitation access to [www.studivz.net](http://www.studivz.net), [www.meinvz.net](http://www.meinvz.net), [www.studiqq.fr](http://www.studiqq.fr),  
11 [www.studiln.it](http://www.studiln.it), [www.estudiln.net](http://www.estudiln.net), [www.studentix.pl](http://www.studentix.pl) AND [www.schuelervz.net](http://www.schuelervz.net), including  
12 without limitation University of California (ALL campuses), California State University (ALL  
13 campuses), as well as the USERS OF STUDIVZ using email domains (*e.g.*, name@[stanford.edu](http://stanford.edu))  
14 from those universities, colleges, high schools, AND institutes of higher learning.

15 **REQUEST FOR PRODUCTION NO. 23**

16 ALL versions of COMPUTER CODE YOU wrote, programmed OR helped develop that  
17 RELATES TO [www.studivz.net](http://www.studivz.net), [www.schuelervz.net](http://www.schuelervz.net), [www.meinvz.net](http://www.meinvz.net), [www.studiqq.fr](http://www.studiqq.fr),  
18 [www.studiln.it](http://www.studiln.it), [www.estudiln.net](http://www.estudiln.net), [www.studentix.pl](http://www.studentix.pl) AND [www.schuelervz.net](http://www.schuelervz.net).

19 **REQUEST FOR PRODUCTION NO. 24**

20 A copy of ALL executable versions of COMPUTER CODE YOU use, used, developed  
21 OR helped develop that RELATES TO [www.studivz.net](http://www.studivz.net), [www.meinvz.net](http://www.meinvz.net), [www.studiqq.fr](http://www.studiqq.fr),  
22 [www.studiln.it](http://www.studiln.it), [www.estudiln.net](http://www.estudiln.net), [www.studentix.pl](http://www.studentix.pl) AND [www.schuelervz.net](http://www.schuelervz.net).

23 **REQUEST FOR PRODUCTION NO. 25**

24 ALL COMMUNICATIONS that RELATES TO FACEBOOK, its website, OR the servers  
25 it uses, used, accesses OR accessed.

26 **REQUEST FOR PRODUCTION NO. 26**

27 ALL COMMUNICATIONS that RELATES TO OR REFERS TO FACEBOOK.  
28

1 **REQUEST FOR PRODUCTION NO. 27**

2 A copy of ALL versions of COMPUTER CODE (including, without limitation, source  
3 code, object code and scripts) YOU wrote, which YOU used, OR use OR for which YOU paid  
4 that was designed to extract information from any website, including thefacebook.com OR  
5 facebook.com.

6 **REQUEST FOR PRODUCTION NO. 28**

7 ALL DOCUMENTS related to any account YOU created to access any Facebook website,  
8 including thefacebook.com AND facebook.com.

9 **REQUEST FOR PRODUCTION NO. 29**

10 ALL COMMUNICATIONS OR DOCUMENTS concerning or that RELATE TO the use  
11 of any server, including proxy server, to access FACEBOOK's server(s) OR website(s).

12 **REQUEST FOR PRODUCTION NO. 30**

13 ALL DOCUMENTS reflecting, associated with, OR that RELATE TO any of YOUR  
14 responses to Interrogatories in this action.

15

16

17 Dated: September 9, 2008

ORRICK, HERRINGTON & SUTCLIFFE LLP

18

19

20

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I. NEEL CHATTERJEE  
Attorneys for Plaintiff  
FACEBOOK, INC.

21

22

23

24

25

26

27

28

1 GARY E. WEISS (STATE BAR NO. 122962)  
gweiss@orrick.com  
2 I. NEEL CHATTERJEE (STATE BAR NO. 173985)  
nchatterjee@orrick.com  
3 JULIO C. AVALOS (STATE BAR NO. 255350)  
javalos@orrick.com  
4 ORRICK, HERRINGTON & SUTCLIFFE LLP  
1000 Marsh Road  
5 Menlo Park, CA 94025  
Telephone: +1-650-614-7400  
6 Facsimile: +1-650-614-7401

7 WARRINGTON S. PARKER (STATE BAR NO. 148003)  
wparker@orrick.com  
8 ORRICK, HERRINGTON & SUTCLIFFE LLP  
The Orrick Building  
9 405 Howard Street  
San Francisco, CA 94105-2669  
10 Telephone: +1-415-773-5700  
Facsimile: +1-415-773-5759

11 Attorneys for Plaintiff  
12 FACEBOOK, INC.

13 UNITED STATES DISTRICT COURT  
14 NORTHERN DISTRICT OF CALIFORNIA  
15 SAN JOSE DIVISION

17 FACEBOOK, INC.,

18 Plaintiff,

19 v.

20 STUDIVZ LTD., VERLAGSGRUPPE  
21 GEORG VON HOLTZBRINCK GmBH,  
HOTLZBRINCK NETWORKS GmBH,  
22 HOLTZBRINCK VENTURES GmBH, and  
DOES 1-25,

23 Defendant.  
24

Case No. 5:08-cv-03468 JF

**FACEBOOK, INC.'S FIRST SET OF  
REQUESTS FOR PRODUCTION TO  
DEFENDANT STUDIVZ LTD.  
RELATING TO PERSONAL  
JURISDICTION**

25 YOU ARE HEREBY REQUESTED, pursuant to Rule 34 of the Federal Rules of  
26 Civil Procedure, to respond to the following requests for production separately and fully, in  
27 writing, and under penalty of perjury, within thirty (30) days after service or whatever date is  
28 ordered by the Court, whichever is sooner.

**DEFINITIONS**

1  
2           A.       “ANY” shall be understood to include and encompass “ALL.” As used herein, the  
3 singular shall always include the plural and the present tense shall also include the past tense.  
4 The words “AND” as well as “OR” shall be construed disjunctively or conjunctively as necessary  
5 to bring within the scope of this request ALL DOCUMENTS or things that might otherwise be  
6 construed to be outside its scope.

7           B.       The terms “PERSON” and “PERSONS” mean both natural persons and legal  
8 entities, including without limitation, corporations, companies, firms, partnerships, joint ventures,  
9 proprietorships, associations, and governmental bodies or agencies. Unless noted otherwise,  
10 references to any person, entity or party herein include its, his, or her agents, attorneys,  
11 employees, employers, officers, directors, or others acting on or purporting to act on behalf of  
12 said person, entity, or party.

13           C.       “EVIDENCE” or any variant thereof, including but not limited to  
14 “EVIDENCING,” when used in connection with any document, shall be understood to apply if  
15 the document directly or indirectly mentions, discusses, constitutes, concerns, supports  
16 contradicts, relates to, refers to, or in any other way deals with the subject matter described in the  
17 request in which the term appears.

18           D.       “REFER TO” or “RELATE TO” as used herein mean pertaining to, relevant to,  
19 material to, evidencing, affecting, comprising, discussing, dealing with, considering or otherwise  
20 concerning in any manner whatsoever the subject matter of the inquiry.

21           E.       As used herein, the term “DOCUMENT” means the original and each non-  
22 identical copy of any written, printed, typed, recorded, computerized, electronic, taped, graphic,  
23 or other matter, in whatever form, whether in final or draft, including but not limited to all  
24 materials that constitute “writings” or “recordings” or “photographs” within the broadest meaning  
25 of Rule 34 of the Federal Rules of Civil Procedure. The word “Document” includes, without  
26 limitation, printed matter, electronic mail, materials stored on computer hard drives, diskettes,  
27 tapes, any other computer media, recorded voice mail messages and any other information stored  
28 magnetically, optically or electronically.

1 F. "COMMUNICATION" as used herein means any contact, oral or documentary,  
2 formal or informal, at any place or under any circumstances whatsoever whereby information of  
3 any nature is transmitted or transferred, including without limitation, any note, memorandum or  
4 other record thereof, or a single person seeing or hearing any information by any means.

5 G. "STUDIVZ," "YOU," "YOUR," means defendant StudiVZ, Ltd. and its directors,  
6 officers, parents, subsidiaries, predecessors, successors, assigns, agents, servants, employees,  
7 investigators, attorneys, AND ALL other persons and entities representing it acting on its behalf,  
8 OR purporting to act on its behalf, including without limitation, Ehasan Dariani and Dennis  
9 Bemann.

10 H. "FACEBOOK" means, without limitation, Facebook, Inc. (formerly  
11 TheFacebook, Inc.), its past and present parents, subsidiaries, affiliates, predecessors, divisions,  
12 officers, directors, trustees, employees, staff members, agents, counsel, representatives,  
13 consultants, AND ALL PERSONS acting or purporting to act on its behalf.

14 I. "USERS OF STUDIVZ" means, without limitation, PERSONS registered to use  
15 the services provided by STUDIVZ, including without limitation, those provided at the  
16 [www.studivz.net](http://www.studivz.net) website, the [www.meinvz.net](http://www.meinvz.net) website, the [www.studiqq.fr](http://www.studiqq.fr) website,  
17 [www.studiln.it](http://www.studiln.it) website, the [www.estudiln.net](http://www.estudiln.net) website, the [www.studentix.pl](http://www.studentix.pl) website, and the  
18 [www.schuelervz.net](http://www.schuelervz.net) website.

19 J. "USERS OF FACEBOOK" means, without limitation, PERSONS registered to  
20 use the services provided by FACEBOOK at [www.facebook.com](http://www.facebook.com) and, previously,  
21 [www.thefacebook.com](http://www.thefacebook.com).

22 K. "COMPUTER CODE" means scripts, programs, or other code that YOU use or  
23 used or developed or in any way participated or assisted in the development thereof, in any  
24 computer language (such as "PHP" or "Perl").

### 25 **INSTRUCTIONS**

26 A. In responding to the following requests, you are required to provide ALL  
27 DOCUMENTS that are available to YOU or within YOUR control, including DOCUMENTS in  
28 the possession of YOUR attorneys, investigators, employees, agents, representatives, and

1 guardians or any other person acting on YOUR behalf, and not merely DOCUMENTS from  
2 YOUR own personal files.

3 B. If YOU object to any of the requests, YOU must state the grounds for any  
4 objection(s). If YOU object to only part of a request, YOU must state the objection and the  
5 grounds for any objection(s) and respond to the remainder of the request.

6 C. If YOU object to the production of any document on the grounds that it is  
7 protected from disclosure by the attorney-client privilege, work-product doctrine, or any other  
8 privilege, YOU are requested to identify each document for which the privilege is claimed and  
9 give ALL information required by applicable case law, including but not limited to the following:

10 a. the name of the writer, sender, or initiator of each copy of  
11 the document;

12 b. the name of the recipient, addressee, or party to whom any  
13 copy of the document was sent;

14 c. the date of each copy of the document, if any, or an estimate  
15 of its date;

16 d. a statement of the basis for the claim of privilege; and

17 e. description of the document sufficient for the Court to rule  
18 on the applicability and appropriateness of the claimed privilege.

### 19 **REQUESTS FOR PRODUCTION**

#### 20 **REQUEST FOR PRODUCTION NO. 1:**

21 ALL DOCUMENTS that RELATE TO ANY contracts OR agreements between YOU  
22 AND ANY business licensed, located, based, OR incorporated in California OR ANY PERSON  
23 currently OR formerly residing OR domiciled in California.

#### 24 **REQUEST FOR PRODUCTION NO. 2:**

25 ALL DOCUMENTS that RELATE TO ANY USER OF STUDIVZ residing OR  
26 domiciled in California, including ALL COMMUNICATIONS.

#### 27 **REQUEST FOR PRODUCTION NO. 3**

28 ALL DOCUMENTS that RELATE TO ANY COMMUNICATION between YOU AND  
FACEBOOK.

1 **REQUEST FOR PRODUCTION NO. 4**

2 DOCUMENTS sufficient to IDENTIFY the number AND amount of sales of goods AND  
3 services sold OR provided by YOU to current OR former California residents, including  
4 PERSONS, businesses, AND USERS of STUDIVZ.

5 **REQUEST FOR PRODUCTION NO. 5**

6 DOCUMENTS THAT RELATED TO the relationship of VERLAGSGRUPPE GEORG  
7 VON HOLTZBRINCK GmBH, HOTLZBRINCK NETWORKS GmBH, AND HOLTZBRINCK  
8 VENTURES GmBH to OR with STUDIVZ, including without limitation, the investments of  
9 VERLAGSGRUPPE GEORG VON HOLTZBRINCK GmBH, HOTLZBRINCK NETWORKS  
10 GmBH, AND HOLTZBRINCK VENTURES GmBH, in, AND control OR influence over  
11 STUDIVZ.

12 **REQUEST FOR PRODUCTION NO. 6**

13 DOCUMENTS sufficient to describe in detail the organizational structure of STUDIVZ  
14 from their creation until the present, including DOCUMENTS sufficient to identify ALL  
15 shareholders, officers, employees, investors, AND directors.

16 **REQUEST FOR PRODUCTION NO. 7**

17 DOCUMENTS that RELATE TO STUDIVZ's business OR corporate records, including  
18 without limitation, meeting minutes, Articles of Incorporation, operating agreements, stock  
19 agreements, AND ANY DOCUMENTS that RELATE TO STUDIVZ's observance of corporate  
20 formalities, as well as Units, Capital Accounts, AND Management Reports

21 **REQUEST FOR PRODUCTION NO. 8**

22 DOCUMENTS that RELATE TO STUDIVZ's financial history, including without  
23 limitation, financial reports, profit/loss statements, budgets, financial planning DOCUMENTS,  
24 accounts payable, accounts receivable, AND loan DOCUMENTS, as well as Financial Reports,  
25 Capital Accounts, AND Adjusted Capital Accounts.

26 **REQUEST FOR PRODUCTION NO. 9**

27 DOCUMENTS that RELATE TO ANY contacts OR COMMUNICATIONS YOU have  
28 had with PERSONS currently OR formerly residing OR domiciled in California; businesses

1 (including without limitation, Internet search engines providers such as Google Inc. AND Yahoo!  
2 Inc., server providers, advertising agencies, advertisers, Internet service providers, computer  
3 equipment providers, YOUR licensors AND licensees) currently OR formerly located, licensed,  
4 based, OR incorporated in California; AND universities, colleges, high schools located in  
5 California, including without limitation, letters, emails, advertising materials, business  
6 solicitations, business contacts, telephonic conversations, facsimile transmissions, AND trips to  
7 California.

8 **REQUEST FOR PRODUCTION NO. 10**

9 DOCUMENTS sufficient to show, on a monthly basis, how many USERS OF STUDIVZ  
10 have been registered on [www.studivz.net](http://www.studivz.net), [www.meinvz.net](http://www.meinvz.net), [www.studiqq.fr](http://www.studiqq.fr), [www.studiln.it](http://www.studiln.it),  
11 [www.estudiln.net](http://www.estudiln.net), [www.studentix.pl](http://www.studentix.pl), AND [www.schuelervz.net](http://www.schuelervz.net) since October 2005, AND how  
12 many of those USERS OF STUDIVZ are residents of California.

13 **REQUEST FOR PRODUCTION NO. 11**

14 DOCUMENTS sufficient to show the number AND amount of accounts receivable owed  
15 YOU by California residents, including PERSONS AND entities, as well as the goods AND  
16 services for which the individual accounts receivable are owed to.

17 **REQUEST FOR PRODUCTION NO. 12**

18 DOCUMENTS sufficient to show ALL of YOUR current AND former personal OR real  
19 property currently OR previously located in California.

20 **REQUEST FOR PRODUCTION NO. 13**

21 ALL contracts involving YOU in which California law governs.

22 **REQUEST FOR PRODUCTION NO. 14**

23 ALL DOCUMENTS RELATED TO instances when YOU accessed FACEBOOK  
24 website, [www.facebook.com](http://www.facebook.com) OR [www.thefacebook.com](http://www.thefacebook.com).

25 **REQUEST FOR PRODUCTION NO. 15**

26 IDENTIFY ALL of YOUR licenses OR registrations regarding the ability to do business  
27 in California.

1 **REQUEST FOR PRODUCTION NO. 16**

2 ALL DOCUMENTS RELATED TO the services provided by [www.studivz.net](http://www.studivz.net),  
3 [www.meinvz.net](http://www.meinvz.net), [www.studigg.fr](http://www.studigg.fr), [www.studiln.it](http://www.studiln.it), [www.estudiln.net](http://www.estudiln.net), [www.studentix.pl](http://www.studentix.pl), AND  
4 [www.schuelervz.net](http://www.schuelervz.net) to USERS OF STUDIVZ, including how they are provided.

5 **REQUEST FOR PRODUCTION NO. 17**

6 ALL DOCUMENTS RELATED TO the circumstances surrounding the formation of  
7 STUDIVZ as a company, including filings, investments, communications, capitalization,  
8 directors, officers, attorneys, investors, AND reasons for the formation.

9 **REQUEST FOR PRODUCTION NO. 18**

10 ALL DOCUMENTS RELATED TO current AND former directors, officers, employees,  
11 AND agents of STUDIVZ, including DOCUMENTS RELATED TO dates in these positions,  
12 duties, authorities, AND responsibilities.

13 **REQUEST FOR PRODUCTION NO. 19**

14 ALL DOCUMENTS RELATED TO YOUR promotions AND marketing activities  
15 directed, at least in part, at California residents.

16 **REQUEST FOR PRODUCTION NO. 20**

17 DOCUMENTS sufficient to identify ALL of YOUR business relationships with, OR  
18 financial interests in, businesses incorporated, located, based, OR with facilities OR offices  
19 located in California, including the nature of each relationship, including the name of each  
20 business, whether each business is incorporated, located, based OR has facilities OR offices  
21 located in California, AND the nature of the relationship, including ANY goods OR services  
22 provided.

23 **REQUEST FOR PRODUCTION NO. 21**

24 DOCUMENTS sufficient to show the ownership of STUDIVZ, including without  
25 limitation PERSON'S names, amounts they contributed OR invested, AND their percent  
26 ownership OR control on a by-PERSON basis.

27 **REQUEST FOR PRODUCTION NO. 22**

28 ALL DOCUMENTS RELATED TO universities, colleges, high schools, AND institutes

1 of higher learning located in California at which STUDIVZ provides OR provided services  
2 including without limitation access to [www.studivz.net](http://www.studivz.net), [www.meinvz.net](http://www.meinvz.net), [www.studiqq.fr](http://www.studiqq.fr),  
3 [www.studiln.it](http://www.studiln.it), [www.estudiln.net](http://www.estudiln.net), [www.studentix.pl](http://www.studentix.pl), AND [www.schuelervz.net](http://www.schuelervz.net), including  
4 without limitation University of California (ALL campuses), California State University (ALL  
5 campuses), as well as the USERS OF STUDIVZ using email domains (e.g., name@[stanford.edu](http://stanford.edu))  
6 from those universities, colleges, high schools, AND institutes of higher learning.

7 **REQUEST FOR PRODUCTION NO. 23**

8 ALL versions of COMPUTER CODE YOU wrote, programmed OR helped develop that  
9 RELATES TO [www.studivz.net](http://www.studivz.net), [www.meinvz.net](http://www.meinvz.net), [www.studiqq.fr](http://www.studiqq.fr), [www.studiln.it](http://www.studiln.it),  
10 [www.estudiln.net](http://www.estudiln.net), [www.studentix.pl](http://www.studentix.pl), AND [www.schuelervz.net](http://www.schuelervz.net).

11 **REQUEST FOR PRODUCTION NO. 24**

12 A copy of ALL executable versions of COMPUTER CODE YOU use, used, developed  
13 OR helped develop that RELATES TO [www.studivz.net](http://www.studivz.net), [www.meinvz.net](http://www.meinvz.net), [www.studiqq.fr](http://www.studiqq.fr),  
14 [www.studiln.it](http://www.studiln.it), [www.estudiln.net](http://www.estudiln.net), [www.studentix.pl](http://www.studentix.pl), AND [www.schuelervz.net](http://www.schuelervz.net).

15 **REQUEST FOR PRODUCTION NO. 25**

16 ALL COMMUNICATIONS that RELATES TO FACEBOOK, its website, OR the servers  
17 it uses, used, accesses OR accessed.

18 **REQUEST FOR PRODUCTION NO. 26**

19 ALL COMMUNICATIONS that RELATES TO OR REFERS TO FACEBOOK.

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23 that was designed to extract information from any website, including thefacebook.com OR  
24 facebook.com.

25 **REQUEST FOR PRODUCTION NO. 28**

26 ALL DOCUMENTS related to any account YOU created to access any Facebook website,  
27 including thefacebook.com AND facebook.com.

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**REQUEST FOR PRODUCTION NO. 29**

ALL COMMUNICATIONS OR DOCUMENTS concerning or that RELATE TO the use of any server, including proxy server, to access FACEBOOK's server(s) OR website(s).

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Dated: September 9, 2008

ORRICK, HERRINGTON & SUTCLIFFE LLP

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I. NEEL CHATTERJEE  
Attorneys for Plaintiff  
FACEBOOK, INC.

1 GARY E. WEISS (STATE BAR NO. 122962)  
gweiss@orrick.com  
2 I. NEEL CHATTERJEE (STATE BAR NO. 173985)  
nchatterjee@orrick.com  
3 JULIO C. AVALOS (STATE BAR NO. 255350)  
javalos@orrick.com  
4 ORRICK, HERRINGTON & SUTCLIFFE LLP  
1000 Marsh Road  
5 Menlo Park, CA 94025  
Telephone: +1-650-614-7400  
6 Facsimile: +1-650-614-7401

7 WARRINGTON S. PARKER (STATE BAR NO. 148003)  
wparker@orrick.com  
8 ORRICK, HERRINGTON & SUTCLIFFE LLP  
The Orrick Building  
9 405 Howard Street  
San Francisco, CA 94105-2669  
10 Telephone: +1-415-773-5700  
Facsimile: +1-415-773-5759

11 Attorneys for Plaintiff  
12 FACEBOOK, INC.

13 UNITED STATES DISTRICT COURT  
14 NORTHERN DISTRICT OF CALIFORNIA  
15 SAN JOSE DIVISION

17 FACEBOOK, INC.,

18 Plaintiff,

19 v.

20 STUDIVZ LTD., VERLAGSGRUPPE  
21 GEORG VON HOLTZBRINCK GmBH,  
HOTLZBRINCK NETWORKS GmBH,  
22 HOLTZBRINCK VENTURES GmBH, and  
DOES 1-25,

23 Defendants.  
24

Case No. 5:08-cv-03468 JF

**FACEBOOK, INC.'S FIRST SET OF  
REQUESTS FOR PRODUCTION TO  
DEFENDANT VERLAGSGRUPPE  
GEORG VON HOLTZBRINCK  
GmBH RELATING TO PERSONAL  
JURISDICTION**

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7 B. The terms "PERSON" and "PERSONS" mean both natural persons and legal  
8 entities, including without limitation, corporations, companies, firms, partnerships, joint ventures,  
9 proprietorships, associations, and governmental bodies or agencies. Unless noted otherwise,  
10 references to any person, entity or party herein include its, his, or her agents, attorneys,  
11 employees, employers, officers, directors, or others acting on or purporting to act on behalf of  
12 said person, entity, or party.

13 C. "EVIDENCE" or any variant thereof, including but not limited to  
14 "EVIDENCING," when used in connection with any document, shall be understood to apply if  
15 the document directly or indirectly mentions, discusses, constitutes, concerns, supports  
16 contradicts, relates to, refers to, or in any other way deals with the subject matter described in the  
17 request in which the term appears.

18 D. "REFER TO" or "RELATE TO" as used herein mean pertaining to, relevant to,  
19 material to, evidencing, affecting, comprising, discussing, dealing with, considering or otherwise  
20 concerning in any manner whatsoever the subject matter of the inquiry.

21 E. As used herein, the term "DOCUMENT" means the original and each non-  
22 identical copy of any written, printed, typed, recorded, computerized, electronic, taped, graphic,  
23 or other matter, in whatever form, whether in final or draft, including but not limited to all  
24 materials that constitute "writings" or "recordings" or "photographs" within the broadest meaning  
25 of Rule 34 of the Federal Rules of Civil Procedure. The word "Document" includes, without  
26 limitation, printed matter, electronic mail, materials stored on computer hard drives, diskettes,  
27 tapes, any other computer media, recorded voice mail messages and any other information stored  
28 magnetically, optically or electronically.

1 F. "COMMUNICATION" as used herein means any contact, oral or documentary,  
2 formal or informal, at any place or under any circumstances whatsoever whereby information of  
3 any nature is transmitted or transferred, including without limitation, any note, memorandum or  
4 other record thereof, or a single person seeing or hearing any information by any means.

5 G. "VERLAGSGRUPPE GEORG VON HOLTZBRINCK GmbH," "YOU,"  
6 "YOUR," means defendant Verlasgruppe Georg Von Holtzbrinck GmbH and its directors,  
7 officers, parents, subsidiaries, predecessors, successors, assigns, agents, servants, employees,  
8 investigators, attorneys, AND ALL other persons and entities representing it acting on its behalf,  
9 OR purporting to act on its behalf.

10 H. "STUDIVZ" means defendant StudiVZ, Ltd. and its directors, officers, parents,  
11 subsidiaries, predecessors, successors, assigns, agents, servants, employees, investigators,  
12 attorneys, AND ALL other persons and entities representing it acting on its behalf, OR purporting  
13 to act on its behalf, including without limitation, Ehassan Dariani and Dennis Bemann.

14 I. "FACEBOOK" means, without limitation, Facebook, Inc. (formerly  
15 TheFacebook, Inc.), its past and present parents, subsidiaries, affiliates, predecessors, divisions,  
16 officers, directors, trustees, employees, staff members, agents, counsel, representatives,  
17 consultants, AND ALL PERSONS acting or purporting to act on its behalf.

18 J. "USERS OF STUDIVZ" means, without limitation, PERSONS registered to use  
19 the services provided by STUDIVZ, including without limitation, those provided at the  
20 [www.studivz.net](http://www.studivz.net) website, the [www.meinvz.net](http://www.meinvz.net) website, the [www.schuelervz.net](http://www.schuelervz.net), the  
21 [www.studiqq.fr](http://www.studiqq.fr) website, [www.studiln.it](http://www.studiln.it) website, the [www.estudiln.net](http://www.estudiln.net) website, the  
22 [www.studentix.pl](http://www.studentix.pl) website, and the [www.schuelervz.net](http://www.schuelervz.net) website.

23 K. "USERS OF FACEBOOK" means, without limitation, PERSONS registered to  
24 use the services provided by FACEBOOK at [www.facebook.com](http://www.facebook.com) and, previously,  
25 [www.thefacebook.com](http://www.thefacebook.com).

26 L. "COMPUTER CODE" means scripts, programs, or other code that YOU use or  
27 used or developed or in any way participated or assisted in the development thereof, in any  
28 computer language (such as "PHP" or "Perl).

1 **INSTRUCTIONS**

2 A. In responding to the following requests, you are required to provide ALL  
3 DOCUMENTS that are available to YOU or within YOUR control, including DOCUMENTS in  
4 the possession of YOUR attorneys, investigators, employees, agents, representatives, and  
5 guardians or any other person acting on YOUR behalf, and not merely DOCUMENTS from  
6 YOUR own personal files.

7 B. If YOU object to any of the requests, YOU must state the grounds for any  
8 objection(s). If YOU object to only part of a request, YOU must state the objection and the  
9 grounds for any objection(s) and respond to the remainder of the request.

10 C. If YOU object to the production of any document on the grounds that it is  
11 protected from disclosure by the attorney-client privilege, work-product doctrine, or any other  
12 privilege, YOU are requested to identify each document for which the privilege is claimed and  
13 give ALL information required by applicable case law, including but not limited to the following:

- 14 a. the name of the writer, sender, or initiator of each copy of  
15 the document;
- 16 b. the name of the recipient, addressee, or party to whom any  
17 copy of the document was sent;
- 18 c. the date of each copy of the document, if any, or an estimate  
19 of its date;
- 20 d. a statement of the basis for the claim of privilege; and
- 21 e. description of the document sufficient for the Court to rule  
22 on the applicability and appropriateness of the claimed privilege.

23 **REQUESTS FOR PRODUCTION**

24 **REQUEST FOR PRODUCTION NO. 1:**

25 ALL DOCUMENTS that RELATE TO ANY contracts OR agreements between YOU  
26 AND ANY business licensed, located, based, OR incorporated in California OR ANY PERSON  
27 currently OR formerly residing OR domiciled in California.

28 **REQUEST FOR PRODUCTION NO. 2:**

ALL DOCUMENTS that RELATE TO ANY USER OF STUDIVZ residing OR  
domiciled in California, including ALL COMMUNICATIONS.

1 **REQUEST FOR PRODUCTION NO. 3**

2 ALL DOCUMENTS that RELATE TO ANY COMMUNICATION between YOU AND  
3 FACEBOOK.

4 **REQUEST FOR PRODUCTION NO. 4**

5 DOCUMENTS sufficient to IDENTIFY the number AND amount of sales of goods AND  
6 services sold OR provided by YOU to current OR former California residents, including  
7 PERSONS, businesses, AND USERS of STUDIVZ.

8 **REQUEST FOR PRODUCTION NO. 5**

9 DOCUMENTS THAT RELATE TO the relationship of VERLAGSGRUPPE GEORG  
10 VON HOLTZBRINCK GmbH, HOTLZBRINCK NETWORKS GmbH, AND HOLTZBRINCK  
11 VENTURES GmbH to OR with STUDIVZ, including without limitation, the investments of  
12 VERLAGSGRUPPE GEORG VON HOLTZBRINCK GmbH, HOTLZBRINCK NETWORKS  
13 GmbH, AND HOLTZBRINCK VENTURES GmbH, in, AND control OR influence over  
14 STUDIVZ.

15 **REQUEST FOR PRODUCTION NO. 6**

16 DOCUMENTS sufficient to describe in detail the organizational structure of  
17 VERLAGSGRUPPE GEORG VON HOLTZBRINCK GmbH from its creation until the present,  
18 including DOCUMENTS sufficient to identify ALL shareholders, officers, employees, investors,  
19 AND directors.

20 **REQUEST FOR PRODUCTION NO. 7**

21 DOCUMENTS that RELATE TO VERLAGSGRUPPE GEORG VON HOLTZBRINCK  
22 GmbH 's business OR corporate records, including without limitation, meeting minutes, Articles  
23 of Incorporation, operating agreements, stock agreements, AND ANY DOCUMENTS that  
24 RELATE TO VERLAGSGRUPPE GEORG VON HOLTZBRINCK GmbH's observance of  
25 corporate formalities, as well as Units, Capital Accounts, AND Management Reports  
26  
27  
28

1 **REQUEST FOR PRODUCTION NO. 8**

2 DOCUMENTS that RELATE TO VERLAGSGRUPPE GEORG VON HOLTZBRINCK  
3 GmbH 's financial history, including without limitation, financial reports, profit/loss statements,  
4 budgets, financial planning DOCUMENTS, accounts payable, accounts receivable, AND loan  
5 DOCUMENTS, as well as Financial Reports, Capital Accounts, AND Adjusted Capital Accounts.

6 **REQUEST FOR PRODUCTION NO. 9**

7 DOCUMENTS that RELATE TO ANY contacts OR COMMUNICATIONS YOU have  
8 had with PERSONS currently OR formerly residing OR domiciled in California; businesses  
9 (including without limitation, Internet search engines providers such as Google Inc. AND Yahoo!  
10 Inc., server providers, advertising agencies, advertisers, Internet service providers, computer  
11 equipment providers, YOUR licensors AND licensees) currently OR formerly located, licensed,  
12 based, OR incorporated in California; AND universities, colleges, high schools located in  
13 California, including without limitation, letters, emails, advertising materials, business  
14 solicitations, business contacts, telephonic conversations, facsimile transmissions, AND trips to  
15 California.

16 **REQUEST FOR PRODUCTION NO. 10**

17 DOCUMENTS sufficient to show, on a monthly basis, how many USERS OF STUDIVZ  
18 have been registered on [www.studivz.net](http://www.studivz.net), [www.meinvz.net](http://www.meinvz.net), [www.studigg.fr](http://www.studigg.fr), [www.studiln.it](http://www.studiln.it),  
19 [www.estudiln.net](http://www.estudiln.net), [www.studentix.pl](http://www.studentix.pl), AND [www.schuelervz.net](http://www.schuelervz.net) since October 2005, AND how  
20 many of those USERS OF STUDIVZ are residents of California.

21 **REQUEST FOR PRODUCTION NO. 11**

22 DOCUMENTS sufficient to show the number AND amount of accounts receivable owed  
23 YOU by California residents, including PERSONS AND entities, as well as the goods AND  
24 services for which the individual accounts receivable are owed to.

25 **REQUEST FOR PRODUCTION NO. 12**

26 DOCUMENTS sufficient to show ALL of YOUR current AND former personal OR real  
27 property currently OR previously located in California.

1 **REQUEST FOR PRODUCTION NO. 13**

2 ALL contracts involving YOU in which California law governs.

3 **REQUEST FOR PRODUCTION NO. 14**

4 ALL DOCUMENTS RELATED TO instances when YOU accessed FACEBOOK  
5 website, [www.facebook.com](http://www.facebook.com) OR [www.thefacebook.com](http://www.thefacebook.com).

6 **REQUEST FOR PRODUCTION NO. 15**

7 IDENTIFY ALL of YOUR licenses OR registrations regarding the ability to do business  
8 in California.

9 **REQUEST FOR PRODUCTION NO. 16**

10 ALL DOCUMENTS RELATED TO the services provided by [www.studivz.net](http://www.studivz.net),  
11 [www.meinvz.net](http://www.meinvz.net), [www.studiqq.fr](http://www.studiqq.fr), [www.studiln.it](http://www.studiln.it), [www.estudiln.net](http://www.estudiln.net), [www.studentix.pl](http://www.studentix.pl) AND  
12 [www.schuelervz.net](http://www.schuelervz.net) to USERS OF STUDIVZ, including how they are provided.

13 **REQUEST FOR PRODUCTION NO. 17**

14 ALL DOCUMENTS RELATED TO ANY transaction OR transactions whereby  
15 VERLAGSGRUPPE GEORG VON HOLTZBRINCK GmbH invested in, gave money to, OR  
16 obtained an interest in STUDIVZ, including filings AND communications.

17 **REQUEST FOR PRODUCTION NO. 18**

18 ALL DOCUMENTS RELATED TO current AND former directors, officers, employees,  
19 AND agents of VERLAGSGRUPPE GEORG VON HOLTZBRINCK GmbH, including  
20 DOCUMENTS RELATED TO dates in these positions, duties, authorities, AND responsibilities.

21 **REQUEST FOR PRODUCTION NO. 19**

22 ALL DOCUMENTS RELATED TO YOUR promotions AND marketing activities  
23 directed, at least in part, at California residents.

24 **REQUEST FOR PRODUCTION NO. 20**

25 DOCUMENTS sufficient to identify ALL of YOUR business relationships with, OR  
26 financial interests in, businesses incorporated, located, based, OR with facilities OR offices  
27 located in California, including the nature of each relationship, including the name of each  
28 business, whether each business is incorporated, located, based OR has facilities OR offices

1 located in California, AND the nature of the relationship, including ANY goods OR services  
2 provided.

3 **REQUEST FOR PRODUCTION NO. 21**

4 DOCUMENTS sufficient to show the ownership of STUDIVZ, including without  
5 limitation PERSON'S names, amounts they contributed OR invested, AND their percent  
6 ownership OR control on a by-PERSON basis.

7 **REQUEST FOR PRODUCTION NO. 22**

8 ALL DOCUMENTS RELATED TO universities, colleges, high schools, AND institutes  
9 of higher learning located in California at which STUDIVZ provides OR provided services  
10 including without limitation access to [www.studivz.net](http://www.studivz.net), [www.meinvz.net](http://www.meinvz.net), [www.studiqq.fr](http://www.studiqq.fr),  
11 [www.studiln.it](http://www.studiln.it), [www.estudiln.net](http://www.estudiln.net), [www.studentix.pl](http://www.studentix.pl) AND [www.schuelervz.net](http://www.schuelervz.net), including  
12 without limitation University of California (ALL campuses), California State University (ALL  
13 campuses), as well as the USERS OF STUDIVZ using email domains (*e.g.*, name@[stanford.edu](http://stanford.edu))  
14 from those universities, colleges, high schools, AND institutes of higher learning.

15 **REQUEST FOR PRODUCTION NO. 23**

16 ALL versions of COMPUTER CODE YOU wrote, programmed OR helped that  
17 RELATES TO [www.studivz.net](http://www.studivz.net), [www.meinvz.net](http://www.meinvz.net), [www.studiqq.fr](http://www.studiqq.fr), [www.studiln.it](http://www.studiln.it),  
18 [www.estudiln.net](http://www.estudiln.net), [www.studentix.pl](http://www.studentix.pl), AND [www.schuelervz.net](http://www.schuelervz.net).

19 **REQUEST FOR PRODUCTION NO. 24**

20 A copy of ALL executable versions of COMPUTER CODE YOU use, used, developed  
21 OR helped develop that RELATES TO [www.studivz.net](http://www.studivz.net), [www.meinvz.net](http://www.meinvz.net), [www.studiqq.fr](http://www.studiqq.fr),  
22 [www.studiln.it](http://www.studiln.it), [www.estudiln.net](http://www.estudiln.net), [www.studentix.pl](http://www.studentix.pl), AND [schuelervz.net](http://www.schuelervz.net).

23 **REQUEST FOR PRODUCTION NO. 25**

24 ALL COMMUNICATIONS that RELATES TO FACEBOOK, its website, OR the servers  
25 it uses, used, accesses OR accessed.

26 **REQUEST FOR PRODUCTION NO. 26**

27 ALL COMMUNICATIONS that RELATES TO OR REFERS TO FACEBOOK.  
28

1 **REQUEST FOR PRODUCTION NO. 27**

2 A copy of ALL versions of COMPUTER CODE (including, without limitation, source  
3 code, object code and scripts) YOU wrote, which YOU used, OR use OR for which YOU paid  
4 that was designed to extract information from any website, including thefacebook.com OR  
5 facebook.com.

6 **REQUEST FOR PRODUCTION NO. 28**

7 ALL DOCUMENTS related to any account YOU created to access any Facebook website,  
8 including thefacebook.com AND facebook.com.

9 **REQUEST FOR PRODUCTION NO. 29**

10 ALL COMMUNICATIONS OR DOCUMENTS concerning or that RELATE TO the use  
11 of any server, including proxy server, to access FACEBOOK's server(s) OR website(s).

12 **REQUEST FOR PRODUCTION NO. 30**

13 ALL DOCUMENTS reflecting, associated with, OR that RELATE TO any of YOUR  
14 responses to Interrogatories in this action.

15  
16 Dated: September 9, 2008

ORRICK, HERRINGTON & SUTCLIFFE LLP

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19 \_\_\_\_\_  
I. NEEL CHATTERJEE  
Attorneys for Plaintiff  
FACEBOOK, INC.  
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27  
28

1 GARY E. WEISS (STATE BAR NO. 122962)  
gweiss@orrick.com  
2 I. NEEL CHATTERJEE (STATE BAR NO. 173985)  
nchatterjee@orrick.com  
3 JULIO C. AVALOS (STATE BAR NO. 255350)  
javalos@orrick.com  
4 ORRICK, HERRINGTON & SUTCLIFFE LLP  
1000 Marsh Road  
5 Menlo Park, CA 94025  
Telephone: +1-650-614-7400  
6 Facsimile: +1-650-614-7401

7 WARRINGTON S. PARKER (STATE BAR NO. 148003)  
wparker@orrick.com  
8 ORRICK, HERRINGTON & SUTCLIFFE LLP  
The Orrick Building  
9 405 Howard Street  
San Francisco, CA 94105-2669  
10 Telephone: +1-415-773-5700  
Facsimile: +1-415-773-5759

11 Attorneys for Plaintiff  
12 FACEBOOK, INC.

13 UNITED STATES DISTRICT COURT  
14 NORTHERN DISTRICT OF CALIFORNIA  
15 SAN JOSE DIVISION

16  
17 FACEBOOK, INC.,

18 Plaintiff,

19 v.

20 STUDIVZ LTD., VERLAGSGRUPPE  
21 GEORG VON HOLTZBRINCK GmBH,  
HOTLZBRINCK NETWORKS GmBH,  
22 HOLTZBRINCK VENTURES GmBH, and  
DOES 1-25,

23 Defendants.  
24

Case No. 5:08-cv-03468 JF

**FACEBOOK, INC.’S FIRST SET OF  
SPECIAL INTERROGATORIES TO  
DEFENDANT HOTLZBRINCK  
NETWORKS GmBH RELATING TO  
PERSONAL JURISDICTION**

25 Pursuant to Federal Rule of Civil Procedure 33, Plaintiff Facebook, Inc. (“Facebook”)  
26 hereby propounds the following interrogatories to be answered, under oath, by an officer or agent  
27 of Defendant Holtzbrinck Networks GmBH, within 30 days after service of these interrogatories,  
28 or whatever date is ordered by the Court, whichever is sooner, as required by Federal Rule of

1 Civil Procedure 33.

2 **DEFINITIONS**

3 A. "ANY" shall be understood to include and encompass "ALL." As used herein, the  
4 singular shall always include the plural and the present tense shall also include the past tense.  
5 The words "AND" as well as "OR" shall be construed disjunctively or conjunctively as necessary  
6 to bring within the scope of this request all documents or things that might otherwise be construed  
7 to be outside its scope.

8 B. The terms "PERSON" and "PERSONS" mean both natural persons and legal  
9 entities, including without limitation, corporations, companies, firms, partnerships, joint ventures,  
10 proprietorships, associations, and governmental bodies or agencies. Unless noted otherwise,  
11 references to any person, entity or party herein include its, his, or her agents, attorneys,  
12 employees, employers, officers, directors, or others acting on or purporting to act on behalf of  
13 said person, entity, or party.

14 C. "EVIDENCE" or any variant thereof, including but not limited to  
15 "EVIDENCING," when used in connection with any document, shall be understood to apply if  
16 the document directly or indirectly mentions, discusses, constitutes, concerns, supports  
17 contradicts, relates to, refers to, or in any other way deals with the subject matter described in the  
18 request in which the term appears.

19 D. "REFER TO" or "RELATE TO" as used herein mean pertaining to, relevant to,  
20 material to, evidencing, affecting, comprising, discussing, dealing with, considering or otherwise  
21 concerning in any manner whatsoever the subject matter of the inquiry.

22 E. The term "DOCUMENT" means the original and each non-identical copy of ANY  
23 written, printed, typed, recorded, computerized, electronic, taped, graphic, or other matter, in  
24 whatever form, whether in final or draft, including but not limited to, ALL materials that  
25 constitute "writings" or "recordings" or "photographs" within the broadest meaning of the term  
26 "Writing" as defined in California Code of Evidence sections 250, 255, and 260, AND ALL  
27 materials that constitute "documents" within the broadest meaning of Rule 34 of the Federal  
28 Rules of Civil Procedure. DOCUMENT includes, without limitation, printed matter, electronic

1 mail, materials stored on computer hard drives, diskettes, tapes, ANY other computer media,  
2 recorded voice mail messages and ANY other information stored magnetically, optically or  
3 electronically.

4 F. "COMMUNICATION" as used herein means any contact, oral or documentary,  
5 formal or informal, at any place or under any circumstances whatsoever whereby information of  
6 any nature is transmitted or transferred, including without limitation, any note, memorandum or  
7 other record thereof, or a single person seeing or hearing any information by any means.

8 G. "COMMUNICATION" as used herein means any contact, oral or documentary,  
9 formal or informal, at any place or under any circumstances whatsoever whereby information of  
10 any nature is transmitted or transferred, including without limitation, any note, memorandum or  
11 other record thereof, or a single person seeing or hearing any information by any means.

12 H. "HOTLZBRINCK NETWORKS GmbH," "YOU," "YOUR," means defendant  
13 Verlagsgruppe Georg Von Holtzbrinck GmbH and its directors, officers, parents, subsidiaries,  
14 predecessors, successors, assigns, agents, servants, employees, investigators, attorneys, AND  
15 ALL other persons and entities representing it acting on its behalf, OR purporting to act on its  
16 behalf, including without limitation, Ehasan Dariani and Dennis Bemmann.

17 I. "FACEBOOK" means, without limitation, Facebook, Inc. (formerly  
18 TheFacebook, Inc.), its past and present parents, subsidiaries, affiliates, predecessors, divisions,  
19 officers, directors, trustees, employees, staff members, agents, counsel, representatives,  
20 consultants, AND ALL PERSONS acting or purporting to act on its behalf.

21 J. "USERS OF STUDIVZ" means, without limitation, PERSONS registered to use  
22 the services provided by STUDIVZ, including without limitation, those provided at the  
23 [www.studivz.net](http://www.studivz.net) website, the [www.meinvz.net](http://www.meinvz.net) website, the [www.schuelervz.net](http://www.schuelervz.net), the  
24 [www.studiqq.fr](http://www.studiqq.fr) website, [www.studiln.it](http://www.studiln.it) website, the [www.estudiln.net](http://www.estudiln.net) website, the  
25 [www.studentix.pl](http://www.studentix.pl) website and the [www.schuelervz.net](http://www.schuelervz.net) website.

26 K. "USERS OF FACEBOOK" means, without limitation, PERSONS registered to  
27 use the services provided by FACEBOOK at [www.facebook.com](http://www.facebook.com) and, previously,  
28 [www.thefacebook.com](http://www.thefacebook.com).

1 **INSTRUCTIONS**

2 1. If YOU object to any of the interrogatories herein on privilege grounds, state the  
3 privilege claimed and describe the facts giving rise to the privilege claim in sufficient detail so  
4 that the Court can adjudicate the validity of the claim.

5 2. "IDENTIFY," when used with respect to a natural person, means state the name,  
6 current telephone number and current home or business address of the person(s). If current  
7 information is not available, please provide the last available information regarding the person(s).

8 3. "IDENTIFY," and all variants including "IDENTITY" when used with respect to  
9 any entity, means state the name, place and date of incorporation or organization, principal place  
10 of business, and the identity of all natural persons having knowledge of the matter with respect to  
11 which it is named in an answer to an interrogatory.

12 4. To "IDENTIFY" a document means:

13 a. to refer to the document's identification or exhibit number if the document  
14 has been previously produced or used in discovery or to attach a true copy of the document to the  
15 interrogatory answers and to state the document's title and date, or if unknown, the approximate  
16 date of creation;

17 b. to identify each person who signed or participated in the preparation of the  
18 document;

19 c. to identify each person who is an addressee, including each person to  
20 whom a copy was to be sent or who received a copy of the document;

21 d. to summarize the subject matter of the document;

22 e. to provide the present location of the document and the identity of the  
23 custodian of the original and each copy thereof; and

24 f. if the document no longer exists, to give the date on which it was  
25 destroyed, the identity of the person who destroyed it, and the person under whose authority it  
26 was destroyed.



1 Google Inc. AND Yahoo! Inc., server providers, advertising agencies, advertisers, Internet service  
2 providers, computer equipment providers, YOUR licensors AND licensees) currently OR  
3 formerly located, licensed, based, OR incorporated in California. In doing so, IDENTIFY the  
4 PERSONS contacted, the location AND time where any such contact OR event occurred, AND  
5 the subject matter of the contact OR COMMUNICATION.

6 **INTERROGATORY NO. 3:**

7 Describe in detail AND IDENTIFY ALL contacts AND COMMUNICATIONS YOU  
8 have had with universities AND colleges located in California, including without limitation,  
9 letters, emails, advertising materials, business solicitations, business contacts, telephonic  
10 conversations, facsimile transmissions. In doing so, IDENTIFY the PERSONS contacted, the  
11 location AND time where any such contact OR event occurred, AND the subject matter of the  
12 contact OR COMMUNICATION.

13 **INTERROGATORY NO. 4:**

14 Describe in detail AND IDENTIFY ALL of YOUR trips to California. In doing so,  
15 IDENTIFY the PERSONS contacted, the location AND time where any such contact OR event  
16 occurred, AND the subject matter of the contact OR COMMUNICATION.

17 **INTERROGATORY NO. 5:**

18 IDENTIFY, on a monthly basis, how many USERS OF STUDIVZ have been registered at  
19 the [www.studivz.net](http://www.studivz.net) website, the [www.meinvz.net](http://www.meinvz.net) website, the [www.studiqq.fr](http://www.studiqq.fr) website,  
20 [www.studiln.it](http://www.studiln.it) website, the [www.estudiln.net](http://www.estudiln.net) website, the [www.studentix.pl](http://www.studentix.pl) website AND the  
21 [www.schuelervz.net](http://www.schuelervz.net) website since October 2005, AND how many of those USERS OF  
22 STUDIVZ are residents of, OR PERSONS domiciled in, California.

23 **INTERROGATORY NO. 6:**

24 IDENTIFY the number AND amount of accounts receivable owed YOU by PERSONS  
25 that, OR who, are California residents OR PERSONS domiciled in California. In doing so,  
26 IDENTIFY the goods AND services for which the individual accounts receivable are owed.

27 **INTERROGATORY NO. 7:**

28 IDENTIFY ALL instances in which YOU have been in California, including without

1 limitation, business, trips, OR recreational trips; living, residing OR domiciling in California;  
2 AND flying OR driving to OR through California. In doing so, IDENTIFY the dates of ALL  
3 occurrences AND the length of the stay in California.

4 **INTERROGATORY NO. 8:**

5 IDENTIFY ALL of YOUR current AND former personal OR real property currently OR  
6 previously located in California.

7 **INTERROGATORY NO. 9:**

8 IDENTIFY ALL contracts AND agreements involving YOU in which California law  
9 governs AND/OR in which the parties to the contract OR agreement agreed as to the jurisdiction  
10 of California state courts AND/OR United States federal courts located in California.

11 **INTERROGATORY NO. 10:**

12 IDENTIFY occurrences when YOU AND/OR ANY PERSON on YOUR behalf,  
13 including without limitation, Ehssan Dariani and Dennis Bemman, accessed the website,  
14 [www.facebook.com](http://www.facebook.com) OR [www.thefacebook.com](http://www.thefacebook.com), AND the purposes of each access, including  
15 without limitation, ANY COMMUNICATIONS that RELATE TO ANY of the occurrences AND  
16 IDENTIFY the USER OF FACEBOOK OR registrant accounts OR email addresses used to  
17 access the facebook.com website.

18 **INTERROGATORY NO. 11:**

19 IDENTIFY ALL of YOUR licenses OR registrations regarding the ability to do business  
20 in California.

21 **INTERROGATORY NO. 12:**

22 IDENTIFY the first date YOU knew OR believed that FACEBOOK, its servers, facilities,  
23 offices, OR personnel were located in California.

24 **INTERROGATORY NO. 13:**

25 IDENTIFY the services provided through the [www.studivz.net](http://www.studivz.net) website, the  
26 [www.meinvz.net](http://www.meinvz.net) website, the [www.studiqq.fr](http://www.studiqq.fr) website, [www.studiln.it](http://www.studiln.it) website, the  
27 [www.estudiln.net](http://www.estudiln.net) website, the [www.studentix.pl](http://www.studentix.pl) website AND the [www.schuelervz.net](http://www.schuelervz.net) website  
28 to USERS OF STUDIVZ, including without limitation, how the services are provided.

1 **INTERROGATORY NO. 14:**

2 IDENTIFY ALL USERS OF FACEBOOK employed by OR formerly employed by YOU,  
3 including including without limitation, any PERSONS who are OR were full-time or part-time  
4 employees, independent contractor or agents of YOU, AND their respective email addresses.

5 **INTERROGATORY NO. 15:**

6 IDENTIFY ALL PERSONS responsible in any manner for the design, programming and  
7 maintenance of the [www.studivz.net](http://www.studivz.net) website, including without limitation, location of the  
8 PERSON, job descriptions, authorities, dates in these positions, duties, AND responsibilities.

9 **INTERROGATORY NO. 16:**

10 IDENTIFY ALL PERSONS responsible in any manner for the design, programming and  
11 maintenance of the [www.meinvz.net](http://www.meinvz.net) website, the [www.studiqq.fr](http://www.studiqq.fr) website, [www.studiln.it](http://www.studiln.it)  
12 website, the [www.estudiln.net](http://www.estudiln.net) website, the [www.studentix.pl](http://www.studentix.pl) website AND the  
13 [www.schuelervz.net](http://www.schuelervz.net) website, including without limitation, location of the PERSON, job  
14 descriptions, authorities, dates in these positions, duties, AND responsibilities.

15 **INTERROGATORY NO. 17:**

16 IDENTIFY current AND former directors, officers, employees, AND agents of  
17 STUDIVZ, including without limitation, dates in these positions, duties, job descriptions,  
18 authorities, AND responsibilities.

19 **INTERROGATORY NO. 18:**

20 IDENTIFY ALL of YOUR advertising, promotions AND marketing activities directed, at  
21 least in part, at California residents.

22 **INTERROGATORY NO. 19:**

23 IDENTIFY ALL of YOUR business relationships with, OR financial interests in,  
24 businesses currently OR formerly incorporated, licensed, located, based, OR with facilities OR  
25 offices located in California, including without limitation, the nature of each relationship, the  
26 IDENTITY of each business, AND whether each business is incorporated, licensed, located,  
27 based OR has facilities OR offices located in California.

1 **INTERROGATORY NO. 20:**

2 IDENTIFY ALL reasons why defending this lawsuit in California would burden YOU.

3 **INTERROGATORY NO. 21:**

4 IDENTIFY the ownership of HOTLZBRINCK NETWORKS GmbH, including without  
5 limitation, PERSON'S names, amounts they contributed OR invested, AND their percent  
6 ownership OR control (including without limitation, Capital Contributions, Percent Interest,  
7 Equity Units, Non-Equity Units, Voting Units) on a by-PERSON basis.

8 **INTERROGATORY NO. 22:**

9 IDENTIFY the location of YOUR offices, facilities, server/equipment locations.

10 **INTERROGATORY NO. 23:**

11 IDENTIFY ALL universities, colleges AND institutes of higher learning located in  
12 California at which STUDIVZ provides OR provided services including without limitation,  
13 access to the [www.studivz.net](http://www.studivz.net) website, the [www.meinvz.net](http://www.meinvz.net) website, the [www.studiqq.fr](http://www.studiqq.fr)  
14 website, [www.studiln.it](http://www.studiln.it) website, the [www.estudiln.net](http://www.estudiln.net) website, the [www.studentix.pl](http://www.studentix.pl) website  
15 AND the [www.schuelervz.net](http://www.schuelervz.net) website, including without limitation University of California (all  
16 campuses), California State University (all campuses), as well as the USERS OF STUDIVZ using  
17 email domains (*e.g.*, name@stanford.edu) from those universities, colleges, high schools, AND  
18 institutes of higher learning.

19  
20 Dated: September 9, 2008

ORRICK, HERRINGTON & SUTCLIFFE LLP

21  
22  
23 \_\_\_\_\_  
I. NEEL CHATTERJEE  
Attorneys for Plaintiff  
FACEBOOK, INC.  
24  
25  
26  
27  
28

1 GARY E. WEISS (STATE BAR NO. 122962)  
gweiss@orrick.com  
2 I. NEEL CHATTERJEE (STATE BAR NO. 173985)  
nchatterjee@orrick.com  
3 JULIO C. AVALOS (STATE BAR NO. 255350)  
javalos@orrick.com  
4 ORRICK, HERRINGTON & SUTCLIFFE LLP  
1000 Marsh Road  
5 Menlo Park, CA 94025  
Telephone: +1-650-614-7400  
6 Facsimile: +1-650-614-7401

7 WARRINGTON S. PARKER (STATE BAR NO. 148003)  
wparker@orrick.com  
8 ORRICK, HERRINGTON & SUTCLIFFE LLP  
The Orrick Building  
9 405 Howard Street  
San Francisco, CA 94105-2669  
10 Telephone: +1-415-773-5700  
Facsimile: +1-415-773-5759

11 Attorneys for Plaintiff  
12 FACEBOOK, INC.

13 UNITED STATES DISTRICT COURT  
14 NORTHERN DISTRICT OF CALIFORNIA  
15 SAN JOSE DIVISION  
16

17 FACEBOOK, INC.,

18 Plaintiff,

19 v.

20 STUDIVZ LTD., VERLAGSGRUPPE  
21 GEORG VON HOLTZBRINCK GmBH,  
HOTLZBRINCK NETWORKS GmBH,  
22 HOLTZBRINCK VENTURES GmBH, and  
DOES 1-25,

23 Defendants.  
24

Case No. 5:08-cv-03468 JF

**FACEBOOK, INC.'S FIRST SET OF  
SPECIAL INTERROGATORIES TO  
DEFENDANT HOLTZBRINCK  
VENTURES GmBH RELATING TO  
PERSONAL JURISDICTION  
RELATING TO PERSONAL  
JURISDICTION**

25 Pursuant to Federal Rule of Civil Procedure 33, Plaintiff Facebook, Inc. ("Facebook")  
26 hereby propounds the following interrogatories to be answered, under oath, by an officer or agent  
27 of Defendant Holtzbrinck Ventures GmBH, within 30 days after service of these interrogatories,  
28 or whatever date is ordered by the Court, whichever is sooner, as required by Federal Rule of

1 Civil Procedure 33.

2 **DEFINITIONS**

3 A. "ANY" shall be understood to include and encompass "ALL." As used herein, the  
4 singular shall always include the plural and the present tense shall also include the past tense.  
5 The words "AND" as well as "OR" shall be construed disjunctively or conjunctively as necessary  
6 to bring within the scope of this request all documents or things that might otherwise be construed  
7 to be outside its scope.

8 B. The terms "PERSON" and "PERSONS" mean both natural persons and legal  
9 entities, including without limitation, corporations, companies, firms, partnerships, joint ventures,  
10 proprietorships, associations, and governmental bodies or agencies. Unless noted otherwise,  
11 references to any person, entity or party herein include its, his, or her agents, attorneys,  
12 employees, employers, officers, directors, or others acting on or purporting to act on behalf of  
13 said person, entity, or party.

14 C. "EVIDENCE" or any variant thereof, including but not limited to  
15 "EVIDENCING," when used in connection with any document, shall be understood to apply if  
16 the document directly or indirectly mentions, discusses, constitutes, concerns, supports  
17 contradicts, relates to, refers to, or in any other way deals with the subject matter described in the  
18 request in which the term appears.

19 D. "REFER TO" or "RELATE TO" as used herein mean pertaining to, relevant to,  
20 material to, evidencing, affecting, comprising, discussing, dealing with, considering or otherwise  
21 concerning in any manner whatsoever the subject matter of the inquiry.

22 E. The term "DOCUMENT" means the original and each non-identical copy of ANY  
23 written, printed, typed, recorded, computerized, electronic, taped, graphic, or other matter, in  
24 whatever form, whether in final or draft, including but not limited to, ALL materials that  
25 constitute "writings" or "recordings" or "photographs" within the broadest meaning of the term  
26 "Writing" as defined in California Code of Evidence sections 250, 255, and 260, AND ALL  
27 materials that constitute "documents" within the broadest meaning of Rule 34 of the Federal  
28 Rules of Civil Procedure. DOCUMENT includes, without limitation, printed matter, electronic

1 mail, materials stored on computer hard drives, diskettes, tapes, ANY other computer media,  
2 recorded voice mail messages and ANY other information stored magnetically, optically or  
3 electronically.

4 F. "COMMUNICATION" as used herein means any contact, oral or documentary,  
5 formal or informal, at any place or under any circumstances whatsoever whereby information of  
6 any nature is transmitted or transferred, including without limitation, any note, memorandum or  
7 other record thereof, or a single person seeing or hearing any information by any means.

8 G. "COMMUNICATION" as used herein means any contact, oral or documentary,  
9 formal or informal, at any place or under any circumstances whatsoever whereby information of  
10 any nature is transmitted or transferred, including without limitation, any note, memorandum or  
11 other record thereof, or a single person seeing or hearing any information by any means.

12 H. "HOTLZBRINCK VENTURES GmbH," "YOU," "YOUR," means defendant  
13 Verlagsgruppe Georg Von Holtzbrinck GmbH and its directors, officers, parents, subsidiaries,  
14 predecessors, successors, assigns, agents, servants, employees, investigators, attorneys, AND  
15 ALL other persons and entities representing it acting on its behalf, OR purporting to act on its  
16 behalf, including without limitation, Ehasan Dariani and Dennis Bemmann.

17 I. "FACEBOOK" means, without limitation, Facebook, Inc. (formerly  
18 TheFacebook, Inc.), its past and present parents, subsidiaries, affiliates, predecessors, divisions,  
19 officers, directors, trustees, employees, staff members, agents, counsel, representatives,  
20 consultants, AND ALL PERSONS acting or purporting to act on its behalf.

21 J. "USERS OF STUDIVZ" means, without limitation, PERSONS registered to use  
22 the services provided by STUDIVZ, including without limitation, those provided at the  
23 [www.studivz.net](http://www.studivz.net) website, the [www.meinvz.net](http://www.meinvz.net) website, the [www.studiqq.fr](http://www.studiqq.fr) website,  
24 [www.studiln.it](http://www.studiln.it) website, the [www.estudiln.net](http://www.estudiln.net) website, the [www.studentix.pl](http://www.studentix.pl) website and the  
25 [www.schuelervz.net](http://www.schuelervz.net) website.

26 K. "USERS OF FACEBOOK" means, without limitation, PERSONS registered to  
27 use the services provided by FACEBOOK at [www.facebook.com](http://www.facebook.com) and, previously,  
28 [www.thefacebook.com](http://www.thefacebook.com).

1 **INSTRUCTIONS**

2 1. If YOU object to any of the interrogatories herein on a privilege grounds, state the  
3 privilege claimed and describe the facts giving rise to the privilege claim in sufficient detail so  
4 that the Court can adjudicate the validity of the claim.

5 2. "IDENTIFY," when used with respect to a natural person, means state the name,  
6 current telephone number and current home or business address of the person(s). If current  
7 information is not available, please provide the last available information regarding the person(s).

8 3. "IDENTIFY," and all variants including "IDENTITY" when used with respect to  
9 any entity, means state the name, place and date of incorporation or organization, principal place  
10 of business, and the identity of all natural persons having knowledge of the matter with respect to  
11 which it is named in an answer to an interrogatory.

12 4. To "IDENTIFY" a document means:

13 a. to refer to the document's identification or exhibit number if the document  
14 has been previously produced or used in discovery or to attach a true copy of the document to the  
15 interrogatory answers and to state the document's title and date, or if unknown, the approximate  
16 date of creation;

17 b. to identify each person who signed or participated in the preparation of the  
18 document;

19 c. to identify each person who is an addressee, including each person to  
20 whom a copy was to be sent or who received a copy of the document;

21 d. to summarize the subject matter of the document;

22 e. to provide the present location of the document and the identity of the  
23 custodian of the original and each copy thereof; and

24 f. if the document no longer exists, to give the date on which it was  
25 destroyed, the identity of the person who destroyed it, and the person under whose authority it  
26 was destroyed.



1 Google Inc. AND Yahoo! Inc., server providers, advertising agencies, advertisers, Internet service  
2 providers, computer equipment providers, YOUR licensors AND licensees) currently OR  
3 formerly located, licensed, based, OR incorporated in California. In doing so, IDENTIFY the  
4 PERSONS contacted, the location AND time where any such contact OR event occurred, AND  
5 the subject matter of the contact OR COMMUNICATION.

6 **INTERROGATORY NO. 3:**

7 Describe in detail AND IDENTIFY ALL contacts AND COMMUNICATIONS YOU  
8 have had with universities AND colleges located in California, including without limitation,  
9 letters, emails, advertising materials, business solicitations, business contacts, telephonic  
10 conversations, facsimile transmissions. In doing so, IDENTIFY the PERSONS contacted, the  
11 location AND time where any such contact OR event occurred, AND the subject matter of the  
12 contact OR COMMUNICATION.

13 **INTERROGATORY NO. 4:**

14 Describe in detail AND IDENTIFY ALL of YOUR trips to California. In doing so,  
15 IDENTIFY the PERSONS contacted, the location AND time where any such contact OR event  
16 occurred, AND the subject matter of the contact OR COMMUNICATION.

17 **INTERROGATORY NO. 5:**

18 IDENTIFY, on a monthly basis, how many USERS OF STUDIVZ have been registered at  
19 the [www.studivz.net](http://www.studivz.net) website, the [www.meinvz.net](http://www.meinvz.net) website, the [www.studiqq.fr](http://www.studiqq.fr) website,  
20 [www.studiln.it](http://www.studiln.it) website, the [www.estudiln.net](http://www.estudiln.net) website, the [www.studentix.pl](http://www.studentix.pl) website AND the  
21 [www.schuelervz.net](http://www.schuelervz.net) website since October 2005, AND how many of those USERS OF  
22 STUDIVZ are residents of, OR PERSONS domiciled in, California.

23 **INTERROGATORY NO. 6:**

24 IDENTIFY the number AND amount of accounts receivable owed YOU by PERSONS  
25 that, OR who, are California residents OR PERSONS domiciled in California. In doing so,  
26 IDENTIFY the goods AND services for which the individual accounts receivable are owed.

27 **INTERROGATORY NO. 7:**

28 IDENTIFY ALL instances in which YOU have been in California, including without

1 limitation, business, trips, OR recreational trips; living, residing OR domiciling in California;  
2 AND flying OR driving to OR through California. In doing so, IDENTIFY the dates of ALL  
3 occurrences AND the length of the stay in California.

4 **INTERROGATORY NO. 8:**

5 IDENTIFY ALL of YOUR current AND former personal OR real property currently OR  
6 previously located in California.

7 **INTERROGATORY NO. 9:**

8 IDENTIFY ALL contracts AND agreements involving YOU in which California law  
9 governs AND/OR in which the parties to the contract OR agreement agreed as to the jurisdiction  
10 of California state courts AND/OR United States federal courts located in California.

11 **INTERROGATORY NO. 10:**

12 IDENTIFY occurrences when YOU AND/OR ANY PERSON on YOUR behalf,  
13 including without limitation, Ehssan Dariani and Dennis Bemman, accessed the website,  
14 [www.facebook.com](http://www.facebook.com) OR [www.thefacebook.com](http://www.thefacebook.com), AND the purposes of each access, including  
15 without limitation, ANY COMMUNICATIONS that RELATE TO ANY of the occurrences AND  
16 IDENTIFY the USER OF FACEBOOK OR registrant accounts OR email addresses used to  
17 access the facebook.com website.

18 **INTERROGATORY NO. 11:**

19 IDENTIFY ALL of YOUR licenses OR registrations regarding the ability to do business  
20 in California.

21 **INTERROGATORY NO. 12:**

22 IDENTIFY the first date YOU knew OR believed that FACEBOOK, its servers, facilities,  
23 offices, OR personnel were located in California.

24 **INTERROGATORY NO. 13:**

25 IDENTIFY the services provided through the [www.studivz.net](http://www.studivz.net) website, the  
26 [www.meinvz.net](http://www.meinvz.net) website, the [www.studiqq.fr](http://www.studiqq.fr) website, [www.studiln.it](http://www.studiln.it) website, the  
27 [www.estudiln.net](http://www.estudiln.net) website, the [www.studentix.pl](http://www.studentix.pl) website AND the [www.schuelervz.net](http://www.schuelervz.net) website  
28 to USERS OF STUDIVZ, including without limitation, how the services are provided.

1 **INTERROGATORY NO. 14:**

2 IDENTIFY ALL USERS OF FACEBOOK employed by OR formerly employed by YOU,  
3 including including without limitation, any PERSONS who are OR were full-time or part-time  
4 employees, independent contractor or agents of YOU, AND their respective email addresses.

5 **INTERROGATORY NO. 15:**

6 IDENTIFY ALL PERSONS responsible in any manner for the design, programming and  
7 maintenance of the [www.studivz.net](http://www.studivz.net) website, including without limitation, location of the  
8 PERSON, job descriptions, authorities, dates in these positions, duties, AND responsibilities.

9 **INTERROGATORY NO. 16:**

10 IDENTIFY ALL PERSONS responsible in any manner for the design, programming and  
11 maintenance of the [www.meinvz.net](http://www.meinvz.net) website, the [www.studiqq.fr](http://www.studiqq.fr) website, [www.studiln.it](http://www.studiln.it)  
12 website, the [www.estudiln.net](http://www.estudiln.net) website, the [www.studentix.pl](http://www.studentix.pl) website AND the  
13 [www.schuelervz.net](http://www.schuelervz.net) website, including without limitation, location of the PERSON, job  
14 descriptions, authorities, dates in these positions, duties, AND responsibilities.

15 **INTERROGATORY NO. 17:**

16 IDENTIFY current AND former directors, officers, employees, AND agents of  
17 STUDIVZ, including without limitation, dates in these positions, duties, job descriptions,  
18 authorities, AND responsibilities.

19 **INTERROGATORY NO. 18:**

20 IDENTIFY ALL of YOUR advertising, promotions AND marketing activities directed, at  
21 least in part, at California residents.

22 **INTERROGATORY NO. 19:**

23 IDENTIFY ALL of YOUR business relationships with, OR financial interests in,  
24 businesses currently OR formerly incorporated, licensed, located, based, OR with facilities OR  
25 offices located in California, including without limitation, the nature of each relationship, the  
26 IDENTITY of each business, AND whether each business is incorporated, licensed, located,  
27 based OR has facilities OR offices located in California.

1 **INTERROGATORY NO. 20:**

2 IDENTIFY ALL reasons why defending this lawsuit in California would burden YOU.

3 **INTERROGATORY NO. 21:**

4 IDENTIFY the ownership of HOLTZBRINCK VENTURES GmbH, including without  
5 limitation, PERSON'S names, amounts they contributed OR invested, AND their percent  
6 ownership OR control (including without limitation, Capital Contributions, Percent Interest,  
7 Equity Units, Non-Equity Units, Voting Units) on a by-PERSON basis.

8 **INTERROGATORY NO. 22:**

9 IDENTIFY the location of YOUR offices, facilities, server/equipment locations.

10 **INTERROGATORY NO. 23:**

11 IDENTIFY ALL universities, colleges AND institutes of higher learning located in  
12 California at which STUDIVZ provides OR provided services including without limitation,  
13 access to the [www.studivz.net](http://www.studivz.net) website, the [www.meinvz.net](http://www.meinvz.net) website, the [www.studiqq.fr](http://www.studiqq.fr)  
14 website, [www.studiln.it](http://www.studiln.it) website, the [www.estudiln.net](http://www.estudiln.net) website, the [www.studentix.pl](http://www.studentix.pl) website  
15 AND the [www.schuelervz.net](http://www.schuelervz.net) website, including without limitation University of California (all  
16 campuses), California State University (all campuses), as well as the USERS OF STUDIVZ using  
17 email domains (*e.g.*, name@stanford.edu) from those universities, colleges, high schools, AND  
18 institutes of higher learning.

19  
20  
21  
22 Dated: September 9, 2008

ORRICK, HERRINGTON & SUTCLIFFE LLP

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I. NEEL CHATTERJEE  
Attorneys for Plaintiff  
26 FACEBOOK, INC.  
27  
28

1 GARY E. WEISS (STATE BAR NO. 122962)  
gweiss@orrick.com  
2 I. NEEL CHATTERJEE (STATE BAR NO. 173985)  
nchatterjee@orrick.com  
3 JULIO C. AVALOS (STATE BAR NO. 255350)  
javalos@orrick.com  
4 ORRICK, HERRINGTON & SUTCLIFFE LLP  
1000 Marsh Road  
5 Menlo Park, CA 94025  
Telephone: +1-650-614-7400  
6 Facsimile: +1-650-614-7401

7 WARRINGTON S. PARKER (STATE BAR NO. 148003)  
wparker@orrick.com  
8 ORRICK, HERRINGTON & SUTCLIFFE LLP  
The Orrick Building  
9 405 Howard Street  
San Francisco, CA 94105-2669  
10 Telephone: +1-415-773-5700  
Facsimile: +1-415-773-5759

11 Attorneys for Plaintiff  
12 FACEBOOK, INC.

13 UNITED STATES DISTRICT COURT  
14 NORTHERN DISTRICT OF CALIFORNIA  
15 SAN JOSE DIVISION

17 FACEBOOK, INC.,

18 Plaintiff,

19 v.

20 STUDIVZ LTD., VERLAGSGRUPPE  
21 GEORG VON HOLTZBRINCK GmBH,  
HOTLZBRINCK NETWORKS GmBH,  
22 HOLTZBRINCK VENTURES GmBH, and  
DOES 1-25,

23 Defendants.  
24

Case No. 5:08-cv-03468 JF

**FACEBOOK, INC.'S FIRST SET OF  
SPECIAL INTERROGATORIES TO  
DEFENDANT STUDIVZ LTD.  
RELATING TO PERSONAL  
JURISDICTION**

25 Pursuant to Federal Rule of Civil Procedure 33, Plaintiff Facebook, Inc. ("Facebook")  
26 hereby propounds the following interrogatories to be answered, under oath, by an officer or agent  
27 of Defendant StudiVZ Ltd., within 30 days after service of these interrogatories, or whatever date  
28 is ordered by the Court, whichever is sooner, as required by Federal Rule of Civil Procedure 33.

1 **DEFINITIONS**

2 A. "ANY" shall be understood to include and encompass "ALL." As used herein, the  
3 singular shall always include the plural and the present tense shall also include the past tense.  
4 The words "AND" as well as "OR" shall be construed disjunctively or conjunctively as necessary  
5 to bring within the scope of this request all documents or things that might otherwise be construed  
6 to be outside its scope.

7 B. The terms "PERSON" and "PERSONS" mean both natural persons and legal  
8 entities, including without limitation, corporations, companies, firms, partnerships, joint ventures,  
9 proprietorships, associations, and governmental bodies or agencies. Unless noted otherwise,  
10 references to any person, entity or party herein include its, his, or her agents, attorneys,  
11 employees, employers, officers, directors, or others acting on or purporting to act on behalf of  
12 said person, entity, or party.

13 C. "EVIDENCE" or any variant thereof, including but not limited to  
14 "EVIDENCING," when used in connection with any document, shall be understood to apply if  
15 the document directly or indirectly mentions, discusses, constitutes, concerns, supports  
16 contradicts, relates to, refers to, or in any other way deals with the subject matter described in the  
17 request in which the term appears.

18 D. "REFER TO" or "RELATE TO" as used herein mean pertaining to, relevant to,  
19 material to, evidencing, affecting, comprising, discussing, dealing with, considering or otherwise  
20 concerning in any manner whatsoever the subject matter of the inquiry.

21 E. The term "DOCUMENT" means the original and each non-identical copy of ANY  
22 written, printed, typed, recorded, computerized, electronic, taped, graphic, or other matter, in  
23 whatever form, whether in final or draft, including but not limited to, ALL materials that  
24 constitute "writings" or "recordings" or "photographs" within the broadest meaning of the term  
25 "Writing" as defined in California Code of Evidence sections 250, 255, and 260, AND ALL  
26 materials that constitute "documents" within the broadest meaning of Rule 34 of the Federal  
27 Rules of Civil Procedure. DOCUMENT includes, without limitation, printed matter, electronic  
28 mail, materials stored on computer hard drives, diskettes, tapes, ANY other computer media,

1 recorded voice mail messages and ANY other information stored magnetically, optically or  
2 electronically.

3 F. "COMMUNICATION" as used herein means any contact, oral or documentary,  
4 formal or informal, at any place or under any circumstances whatsoever whereby information of  
5 any nature is transmitted or transferred, including without limitation, any note, memorandum or  
6 other record thereof, or a single person seeing or hearing any information by any means.

7 G. "STUDIVZ," "YOU," "YOUR," means defendant StudiVZ, Ltd. and its directors,  
8 officers, parents, subsidiaries, predecessors, successors, assigns, agents, servants, employees,  
9 investigators, attorneys, AND ALL other persons and entities representing it acting on its behalf,  
10 OR purporting to act on its behalf, including without limitation, Ehassan Dariani and Dennis  
11 Bemmann.

12 H. "FACEBOOK" means, without limitation, Facebook, Inc. (formerly  
13 TheFacebook, Inc.), its past and present parents, subsidiaries, affiliates, predecessors, divisions,  
14 officers, directors, trustees, employees, staff members, agents, counsel, representatives,  
15 consultants, AND ALL PERSONS acting or purporting to act on its behalf.

16 I. "USERS OF STUDIVZ" means, without limitation, PERSONS registered to use  
17 the services provided by STUDIVZ, including without limitation, those provided at the  
18 [www.studivz.net](http://www.studivz.net) website, the [www.meinvz.net](http://www.meinvz.net) website, the [www.studiqq.fr](http://www.studiqq.fr) website,  
19 [www.studiln.it](http://www.studiln.it) website, the [www.estudiln.net](http://www.estudiln.net) website, the [www.studentix.pl](http://www.studentix.pl) website and the  
20 [www.schuelervz.net](http://www.schuelervz.net) website.

21 J. "USERS OF FACEBOOK" means, without limitation, PERSONS registered to use  
22 the services provided by FACEBOOK at [www.facebook.com](http://www.facebook.com) and, previously,  
23 [www.thefacebook.com](http://www.thefacebook.com).

## 24 **INSTRUCTIONS**

25 1. If YOU object to any of the interrogatories herein on a privilege ground, state the  
26 privilege claimed and describe the facts giving rise to the privilege claim in sufficient detail so  
27 that the Court can adjudicate the validity of the claim.

28 2. "IDENTIFY," when used with respect to a natural person, means state the name,

1 current telephone number and current home or business address of the person(s). If current  
2 information is not available, please provide the last available information regarding the person(s).

3 3. "IDENTIFY," and all variants including "IDENTITY" when used with respect to  
4 any entity, means state the name, place and date of incorporation or organization, principal place  
5 of business, and the identity of all natural persons having knowledge of the matter with respect to  
6 which it is named in an answer to an interrogatory.

7 4. To "IDENTIFY" a document means:

8 a. to refer to the document's identification or exhibit number if the document  
9 has been previously produced or used in discovery or to attach a true copy of the document to the  
10 interrogatory answers and to state the document's title and date, or if unknown, the approximate  
11 date of creation;

12 b. to identify each person who signed or participated in the preparation of the  
13 document;

14 c. to identify each person who is an addressee, including each person to  
15 whom a copy was to be sent or who received a copy of the document;

16 d. to summarize the subject matter of the document;

17 e. to provide the present location of the document and the identity of the  
18 custodian of the original and each copy thereof; and

19 f. if the document no longer exists, to give the date on which it was  
20 destroyed, the identity of the person who destroyed it, and the person under whose authority it  
21 was destroyed.

22 5. "IDENTIFY" a circumstance, occurrence or event, means to describe it in detail,  
23 including date, time, surrounding circumstances, PERSONS involved OR present, reasons,  
24 effects, results, where AND how it occurred, AND what occurred.

25 6. In answering the following interrogatories, YOU are required to provide ALL  
26 information that is available to YOU within YOUR control, including information in the  
27 possession of YOUR attorneys, investigators, employees, agents, representatives, and guardians  
28

1 or any other person acting on YOUR behalf, and not merely information from YOUR own  
2 personal knowledge.

3 7. If YOU cannot answer any interrogatory in full, answer to the extent YOU are able  
4 to do so, state the reason for YOUR inability to answer further, and state the knowledge or  
5 information available to YOU concerning the unanswered portion.

6 8. If YOU object to any of the interrogatories, YOU must state the grounds for any  
7 objection(s). If YOU object to only part of an interrogatory, YOU must state the objection and  
8 the grounds for any objection(s) and respond to the remainder of the interrogatory.

9 9. Each answer should be preceded by a reiteration of the full interrogatory to which  
10 it responds.

11 10. For each interrogatory, IDENTIFY ALL persons who provided information or  
12 otherwise assisted in preparing YOUR response.

### 13 **INTERROGATORIES**

#### 14 **INTERROGATORY NO. 1:**

15 Describe in detail AND IDENTIFY ALL contacts AND COMMUNICATIONS YOU  
16 have had with PERSONS (including without limitation, USERS OF STUDIVZ AND USERS OF  
17 FACEBOOK) currently OR formerly residing OR domiciled in California. In doing so,  
18 IDENTIFY the PERSONS contacted, the location AND time where any such contact OR event  
19 occurred, AND the subject matter of the contact OR COMMUNICATION.

#### 20 **INTERROGATORY NO. 2:**

21 Describe in detail AND IDENTIFY ALL contacts AND COMMUNICATIONS YOU  
22 have had with businesses (including without limitation, Internet search engines providers such as  
23 Google Inc. AND Yahoo! Inc., server providers, advertising agencies, advertisers, Internet service  
24 providers, computer equipment providers, YOUR licensors AND licensees) currently OR  
25 formerly located, licensed, based, OR incorporated in California. In doing so, IDENTIFY the  
26 PERSONS contacted, the location AND time where any such contact OR event occurred, AND  
27 the subject matter of the contact OR COMMUNICATION.

1 **INTERROGATORY NO. 3:**

2 Describe in detail AND IDENTIFY ALL contacts AND COMMUNICATIONS YOU  
3 have had with universities AND colleges located in California, including without limitation,  
4 letters, emails, advertising materials, business solicitations, business contacts, telephonic  
5 conversations, facsimile transmissions. In doing so, IDENTIFY the PERSONS contacted, the  
6 location AND time where any such contact OR event occurred, AND the subject matter of the  
7 contact OR COMMUNICATION.

8 **INTERROGATORY NO. 4:**

9 Describe in detail AND IDENTIFY ALL of YOUR trips to California. In doing so,  
10 IDENTIFY the PERSONS contacted, the location AND time where any such contact OR event  
11 occurred, AND the subject matter of the contact OR COMMUNICATION.

12 **INTERROGATORY NO. 5:**

13 IDENTIFY, on a monthly basis, how many USERS OF STUDIVZ have been registered at  
14 the [www.studivz.net](http://www.studivz.net) website, the [www.meinvz.net](http://www.meinvz.net) website, the [www.studiqq.fr](http://www.studiqq.fr) website,  
15 [www.studiln.it](http://www.studiln.it) website, the [www.estudiln.net](http://www.estudiln.net) website, the [www.studentix.pl](http://www.studentix.pl) website AND the  
16 [www.schuelervz.net](http://www.schuelervz.net) website since October 2005, AND how many of those USERS OF  
17 STUDIVZ are residents of, OR PERSONS domiciled in, California.

18 **INTERROGATORY NO. 6:**

19 IDENTIFY the number AND amount of accounts receivable owed YOU by PERSONS  
20 that, OR who, are California residents OR PERSONS domiciled in California. In doing so,  
21 IDENTIFY the goods AND services for which the individual accounts receivable are owed.

22 **INTERROGATORY NO. 7:**

23 IDENTIFY ALL instances in which YOU have been in California, including without  
24 limitation, business, trips, OR recreational trips; living, residing OR domiciling in California;  
25 AND flying OR driving to OR through California. In doing so, IDENTIFY the dates of ALL  
26 occurrences AND the length of the stay in California.

27 **INTERROGATORY NO. 8:**

28 IDENTIFY ALL of YOUR current AND former personal OR real property currently OR

1 previously located in California.

2 **INTERROGATORY NO. 9:**

3 IDENTIFY ALL contracts AND agreements involving YOU in which California law  
4 governs AND/OR in which the parties to the contract OR agreement agreed as to the jurisdiction  
5 of California state courts AND/OR United States federal courts located in California.

6 **INTERROGATORY NO. 10:**

7 IDENTIFY occurrences when YOU AND/OR ANY PERSON on YOUR behalf,  
8 including without limitation, Ehssan Dariani and Dennis Bemman, accessed the website,  
9 [www.facebook.com](http://www.facebook.com) OR [www.thefacebook.com](http://www.thefacebook.com), AND the purposes of each access, including  
10 without limitation, ANY COMMUNICATIONS that RELATE TO ANY of the occurrences AND  
11 IDENTIFY the USER OF FACEBOOK OR registrant accounts OR email addresses used to  
12 access the facebook.com website.

13 **INTERROGATORY NO. 11:**

14 IDENTIFY ALL of YOUR licenses OR registrations regarding the ability to do business  
15 in California.

16 **INTERROGATORY NO. 12:**

17 IDENTIFY the first date YOU knew OR believed that FACEBOOK, its servers, facilities,  
18 offices, OR personnel were located in California.

19 **INTERROGATORY NO. 13:**

20 IDENTIFY the services provided through the [www.studivz.net](http://www.studivz.net) website, the  
21 [www.meinvz.net](http://www.meinvz.net) website, the [www.studiqq.fr](http://www.studiqq.fr) website, [www.studiln.it](http://www.studiln.it) website, the  
22 [www.estudiln.net](http://www.estudiln.net) website, the [www.studentix.pl](http://www.studentix.pl) website AND the [www.schuelervz.net](http://www.schuelervz.net) website  
23 to USERS OF STUDIVZ, including without limitation, how the services are provided.

24 **INTERROGATORY NO. 14:**

25 IDENTIFY ALL USERS OF FACEBOOK employed by OR formerly employed by YOU,  
26 including including without limitation, any PERSONS who are OR were full-time or part-time  
27 employees, independent contractor or agents of YOU, AND their respective email addresses.  
28

1 **INTERROGATORY NO. 15:**

2 IDENTIFY ALL PERSONS responsible in any manner for the design, programming and  
3 maintenance of the [www.studivz.net](http://www.studivz.net) website, including without limitation, the location of the  
4 PERSON, job descriptions, authorities, dates in these positions, duties, AND responsibilities.

5 **INTERROGATORY NO. 16:**

6 IDENTIFY ALL PERSONS responsible in any manner for the design, programming and  
7 maintenance of the [www.meinvz.net](http://www.meinvz.net) website, the [www.studiqq.fr](http://www.studiqq.fr) website, [www.studiln.it](http://www.studiln.it)  
8 website, the [www.estudiln.net](http://www.estudiln.net) website, the [www.studentix.pl](http://www.studentix.pl) website AND the  
9 [www.schuelervz.net](http://www.schuelervz.net) website, including without limitation, the location of the PERSON, job  
10 descriptions, authorities, dates in these positions, duties, AND responsibilities.

11 **INTERROGATORY NO. 17:**

12 IDENTIFY current AND former directors, officers, employees, AND agents of  
13 STUDIVZ, including without limitation, dates in these positions, duties, job descriptions,  
14 authorities, AND responsibilities.

15 **INTERROGATORY NO. 18:**

16 IDENTIFY ALL of YOUR advertising, promotions AND marketing activities directed, at  
17 least in part, at California residents.

18 **INTERROGATORY NO. 19:**

19 IDENTIFY ALL of YOUR business relationships with, OR financial interests in,  
20 businesses currently OR formerly incorporated, licensed, located, based, OR with facilities OR  
21 offices located in California, including without limitation, the nature of each relationship, the  
22 IDENTITY of each business, AND whether each business is incorporated, licensed, located,  
23 based OR has facilities OR offices located in California.

24 **INTERROGATORY NO. 20:**

25 IDENTIFY ALL reasons why defending this lawsuit in California would burden YOU.

26 **INTERROGATORY NO. 21:**

27 IDENTIFY the ownership of STUDIVZ, including without limitation, PERSON'S names,  
28 amounts they contributed OR invested, AND their percent ownership OR control (including

1 without limitation, Capital Contributions, Percent Interest, Equity Units, Non-Equity Units,  
2 Voting Units) on a by-PERSON basis.

3 **INTERROGATORY NO. 22:**

4 IDENTIFY the location of YOUR offices, facilities, server/equipment locations.

5 **INTERROGATORY NO. 23:**

6 IDENTIFY ALL universities, colleges AND institutes of higher learning located in  
7 California at which STUDIVZ provides OR provided services including without limitation,  
8 access to the [www.studivz.net](http://www.studivz.net) website, the [www.meinvz.net](http://www.meinvz.net) website, the [www.studiqq.fr](http://www.studiqq.fr)  
9 website, [www.studiln.it](http://www.studiln.it) website, the [www.estudiln.net](http://www.estudiln.net) website, the [www.studentix.pl](http://www.studentix.pl) website  
10 AND the [www.schuelervz.net](http://www.schuelervz.net) website, including without limitation University of California (all  
11 campuses), California State University (all campuses), as well as the USERS OF STUDIVZ using  
12 email domains (*e.g.*, name@[stanford.edu](http://stanford.edu)) from those universities, colleges, high schools, AND  
13 institutes of higher learning.

14  
15  
16  
17 Dated: September 9, 2008

ORRICK, HERRINGTON & SUTCLIFFE LLP

18  
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20 \_\_\_\_\_  
21 I. NEEL CHATTERJEE  
22 Attorneys for Plaintiff  
23 FACEBOOK, INC.  
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25  
26  
27  
28

1 GARY E. WEISS (STATE BAR NO. 122962)  
gweiss@orrick.com  
2 I. NEEL CHATTERJEE (STATE BAR NO. 173985)  
nchatterjee@orrick.com  
3 JULIO C. AVALOS (STATE BAR NO. 255350)  
javalos@orrick.com  
4 ORRICK, HERRINGTON & SUTCLIFFE LLP  
1000 Marsh Road  
5 Menlo Park, CA 94025  
Telephone: +1-650-614-7400  
6 Facsimile: +1-650-614-7401

7 WARRINGTON S. PARKER (STATE BAR NO. 148003)  
wparker@orrick.com  
8 ORRICK, HERRINGTON & SUTCLIFFE LLP  
The Orrick Building  
9 405 Howard Street  
San Francisco, CA 94105-2669  
10 Telephone: +1-415-773-5700  
Facsimile: +1-415-773-5759

11 Attorneys for Plaintiff  
12 FACEBOOK, INC.

13 UNITED STATES DISTRICT COURT  
14 NORTHERN DISTRICT OF CALIFORNIA  
15 SAN JOSE DIVISION

17 FACEBOOK, INC.,

18 Plaintiff,

19 v.

20 STUDIVZ LTD., VERLAGSGRUPPE  
21 GEORG VON HOLTZBRINCK GmBH,  
HOTLZBRINCK NETWORKS GmBH,  
22 HOLTZBRINCK VENTURES GmBH, and  
DOES 1-25,

23 Defendants.  
24

Case No. 5:08-cv-03468 JF

**FACEBOOK, INC.’S FIRST SET OF  
SPECIAL INTERROGATORIES TO  
DEFENDANT VERLAGSGRUPPE  
GEORG VON HOLTZBRINCK  
GmBH RELATING TO PERSONAL  
JURISDICTION**

25 Pursuant to Federal Rule of Civil Procedure 33, Plaintiff Facebook, Inc. (“Facebook”)  
26 hereby propounds the following interrogatories to be answered, under oath, by an officer or agent  
27 of Defendant Verlagsgruppe Georg Von Holtzbrinck GmBH, within 30 days after service of these  
28 interrogatories, or whatever date the Court orders, whichever is sooner, as required by Federal

1 Rule of Civil Procedure 33.

2 **DEFINITIONS**

3 A. "ANY" shall be understood to include and encompass "ALL." As used herein, the  
4 singular shall always include the plural and the present tense shall also include the past tense.  
5 The words "AND" as well as "OR" shall be construed disjunctively or conjunctively as necessary  
6 to bring within the scope of this request all documents or things that might otherwise be construed  
7 to be outside its scope.

8 B. The terms "PERSON" and "PERSONS" mean both natural persons and legal  
9 entities, including without limitation, corporations, companies, firms, partnerships, joint ventures,  
10 proprietorships, associations, and governmental bodies or agencies. Unless noted otherwise,  
11 references to any person, entity or party herein include its, his, or her agents, attorneys,  
12 employees, employers, officers, directors, or others acting on or purporting to act on behalf of  
13 said person, entity, or party.

14 C. "EVIDENCE" or any variant thereof, including but not limited to  
15 "EVIDENCING," when used in connection with any document, shall be understood to apply if  
16 the document directly or indirectly mentions, discusses, constitutes, concerns, supports  
17 contradicts, relates to, refers to, or in any other way deals with the subject matter described in the  
18 request in which the term appears.

19 D. "REFER TO" or "RELATE TO" as used herein mean pertaining to, relevant to,  
20 material to, evidencing, affecting, comprising, discussing, dealing with, considering or otherwise  
21 concerning in any manner whatsoever the subject matter of the inquiry.

22 E. The term "DOCUMENT" means the original and each non-identical copy of ANY  
23 written, printed, typed, recorded, computerized, electronic, taped, graphic, or other matter, in  
24 whatever form, whether in final or draft, including but not limited to, ALL materials that  
25 constitute "writings" or "recordings" or "photographs" within the broadest meaning of the term  
26 "Writing" as defined in California Code of Evidence sections 250, 255, and 260, AND ALL  
27 materials that constitute "documents" within the broadest meaning of Rule 34 of the Federal  
28 Rules of Civil Procedure. DOCUMENT includes, without limitation, printed matter, electronic

1 mail, materials stored on computer hard drives, diskettes, tapes, ANY other computer media,  
2 recorded voice mail messages and ANY other information stored magnetically, optically or  
3 electronically.

4 F. "COMMUNICATION" as used herein means any contact, oral or documentary,  
5 formal or informal, at any place or under any circumstances whatsoever whereby information of  
6 any nature is transmitted or transferred, including without limitation, any note, memorandum or  
7 other record thereof, or a single person seeing or hearing any information by any means.

8 G. "COMMUNICATION" as used herein means any contact, oral or documentary,  
9 formal or informal, at any place or under any circumstances whatsoever whereby information of  
10 any nature is transmitted or transferred, including without limitation, any note, memorandum or  
11 other record thereof, or a single person seeing or hearing any information by any means.

12 H. "VERLAGSGRUPPE GEORG VON HOLTZBRINCK GmbH," "YOU,"  
13 "YOUR," means defendant Verlagsgruppe Georg Von Holtzbrinck GmbH and its directors,  
14 officers, parents, subsidiaries, predecessors, successors, assigns, agents, servants, employees,  
15 investigators, attorneys, AND ALL other persons and entities representing it acting on its behalf,  
16 OR purporting to act on its behalf, including without limitation, Ehasan Dariani and Dennis  
17 Bemann.

18 I. "FACEBOOK" means, without limitation, Facebook, Inc. (formerly  
19 TheFacebook, Inc.), its past and present parents, subsidiaries, affiliates, predecessors, divisions,  
20 officers, directors, trustees, employees, staff members, agents, counsel, representatives,  
21 consultants, AND ALL PERSONS acting or purporting to act on its behalf.

22 J. "USERS OF STUDIVZ" means, without limitation, PERSONS registered to use  
23 the services provided by STUDIVZ, including without limitation, those provided at the  
24 [www.studivz.net](http://www.studivz.net) website, the [www.meinvz.net](http://www.meinvz.net) website, the [www.schuelervz.net](http://www.schuelervz.net) website, the  
25 [www.studiqq.fr](http://www.studiqq.fr) website, [www.studiln.it](http://www.studiln.it) website, the [www.estudiln.net](http://www.estudiln.net) website, the  
26 [www.studentix.pl](http://www.studentix.pl) website and the [www.schuelervz.net](http://www.schuelervz.net) website.

27 K. "USERS OF FACEBOOK" means, without limitation, PERSONS registered to  
28 use the services provided by FACEBOOK at [www.facebook.com](http://www.facebook.com) and, previously,

1 www.thefacebook.com.

2 **INSTRUCTIONS**

3 1. If YOU object to any of the interrogatories herein on privilege grounds, state the  
4 privilege claimed and describe the facts giving rise to the privilege claim in sufficient detail so  
5 that the Court can adjudicate the validity of the claim.

6 2. "IDENTIFY," when used with respect to a natural person, means state the name,  
7 current telephone number and current home or business address of the person(s). If current  
8 information is not available, please provide the last available information regarding the person(s).

9 3. "IDENTIFY," and all variants including "IDENTITY" when used with respect to  
10 any entity, means state the name, place and date of incorporation or organization, principal place  
11 of business, and the identity of all natural persons having knowledge of the matter with respect to  
12 which it is named in an answer to an interrogatory.

13 4. To "IDENTIFY" a document means:

14 a. to refer to the document's identification or exhibit number if the document  
15 has been previously produced or used in discovery or to attach a true copy of the document to the  
16 interrogatory answers and to state the document's title and date, or if unknown, the approximate  
17 date of creation;

18 b. to identify each person who signed or participated in the preparation of the  
19 document;

20 c. to identify each person who is an addressee, including each person to  
21 whom a copy was to be sent or who received a copy of the document;

22 d. to summarize the subject matter of the document;

23 e. to provide the present location of the document and the identity of the  
24 custodian of the original and each copy thereof; and

25 f. if the document no longer exists, to give the date on which it was  
26 destroyed, the identity of the person who destroyed it, and the person under whose authority it  
27 was destroyed.

28



1 Google Inc. AND Yahoo! Inc., server providers, advertising agencies, advertisers, Internet service  
2 providers, computer equipment providers, YOUR licensors AND licensees) currently OR  
3 formerly located, licensed, based, OR incorporated in California. In doing so, IDENTIFY the  
4 PERSONS contacted, the location AND time where any such contact OR event occurred, AND  
5 the subject matter of the contact OR COMMUNICATION.

6 **INTERROGATORY NO. 3:**

7 Describe in detail AND IDENTIFY ALL contacts AND COMMUNICATIONS YOU  
8 have had with universities AND colleges located in California, including without limitation,  
9 letters, emails, advertising materials, business solicitations, business contacts, telephonic  
10 conversations, facsimile transmissions. In doing so, IDENTIFY the PERSONS contacted, the  
11 location AND time where any such contact OR event occurred, AND the subject matter of the  
12 contact OR COMMUNICATION.

13 **INTERROGATORY NO. 4:**

14 Describe in detail AND IDENTIFY ALL of YOUR trips to California. In doing so,  
15 IDENTIFY the PERSONS contacted, the location AND time where any such contact OR event  
16 occurred, AND the subject matter of the contact OR COMMUNICATION.

17 **INTERROGATORY NO. 5:**

18 IDENTIFY, on a monthly basis, how many USERS OF STUDIVZ have been registered at  
19 the [www.studivz.net](http://www.studivz.net) website, the [www.meinvz.net](http://www.meinvz.net) website, the [www.schuelervz.net](http://www.schuelervz.net) website, the  
20 [www.studiqq.fr](http://www.studiqq.fr) website, [www.studiln.it](http://www.studiln.it) website, the [www.estudiln.net](http://www.estudiln.net) website, the  
21 [www.studentix.pl](http://www.studentix.pl) website AND the [www.schuelervz.net](http://www.schuelervz.net) website since October 2005, AND how  
22 many of those USERS OF STUDIVZ are residents of, OR PERSONS domiciled in, California.

23 **INTERROGATORY NO. 6:**

24 IDENTIFY the number AND amount of accounts receivable owed YOU by PERSONS  
25 that, OR who, are California residents OR PERSONS domiciled in California. In doing so,  
26 IDENTIFY the goods AND services for which the individual accounts receivable are owed.

27 **INTERROGATORY NO. 7:**

28 IDENTIFY ALL instances in which YOU have been in California, including without

1 limitation, business, trips, OR recreational trips; living, residing OR domiciling in California;  
2 AND flying OR driving to OR through California. In doing so, IDENTIFY the dates of ALL  
3 occurrences AND the length of the stay in California.

4 **INTERROGATORY NO. 8:**

5 IDENTIFY ALL of YOUR current AND former personal OR real property currently OR  
6 previously located in California.

7 **INTERROGATORY NO. 9:**

8 IDENTIFY ALL contracts AND agreements involving YOU in which California law  
9 governs AND/OR in which the parties to the contract OR agreement agreed as to the jurisdiction  
10 of California state courts AND/OR United States federal courts located in California.

11 **INTERROGATORY NO. 10:**

12 IDENTIFY occurrences when YOU AND/OR ANY PERSON on YOUR behalf,  
13 including without limitation, Ehssan Dariani and Dennis Bemman, accessed the website,  
14 [www.facebook.com](http://www.facebook.com) OR [www.thefacebook.com](http://www.thefacebook.com), AND the purposes of each access, including  
15 without limitation, ANY COMMUNICATIONS that RELATE TO ANY of the occurrences AND  
16 IDENTIFY the USER OF FACEBOOK OR registrant accounts OR email addresses used to  
17 access the facebook.com website.

18 **INTERROGATORY NO. 11:**

19 IDENTIFY ALL of YOUR licenses OR registrations regarding the ability to do business  
20 in California.

21 **INTERROGATORY NO. 12:**

22 IDENTIFY the first date YOU knew OR believed that FACEBOOK, its servers, facilities,  
23 offices, OR personnel were located in California.

24 **INTERROGATORY NO. 13:**

25 IDENTIFY the services provided through the [www.studivz.net](http://www.studivz.net) website, the  
26 [www.meinvz.net](http://www.meinvz.net) website, the [www.studiqg.fr](http://www.studiqg.fr) website, the [www.schuelervz.net](http://www.schuelervz.net) website, the  
27 [www.studiln.it](http://www.studiln.it) website, the [www.estudiln.net](http://www.estudiln.net) website, the [www.studentix.pl](http://www.studentix.pl) website AND the  
28 [www.schuelervz.net](http://www.schuelervz.net) website to USERS OF STUDIVZ, including without limitation, how the

1 services are provided.

2 **INTERROGATORY NO. 14:**

3 IDENTIFY ALL USERS OF FACEBOOK employed by OR formerly employed by YOU,  
4 including including without limitation, any PERSONS who are OR were full-time or part-time  
5 employees, independent contractor or agents of YOU, AND their respective email addresses.

6 **INTERROGATORY NO. 15:**

7 IDENTIFY ALL PERSONS responsible in any manner for the design, programming and  
8 maintenance of the [www.studivz.net](http://www.studivz.net) website, including without limitation, location of the  
9 PERSON, job descriptions, authorities, dates in these positions, duties, AND responsibilities.

10 **INTERROGATORY NO. 16:**

11 IDENTIFY ALL PERSONS responsible in any manner for the design, programming and  
12 maintenance of the [www.meinvz.net](http://www.meinvz.net) website, the [www.schuelervz.net](http://www.schuelervz.net) website, the  
13 [www.studiqq.fr](http://www.studiqq.fr) website, [www.studiln.it](http://www.studiln.it) website, the [www.estudiln.net](http://www.estudiln.net) website, the  
14 [www.studentix.pl](http://www.studentix.pl) website AND the [www.schuelervz.net](http://www.schuelervz.net) website, including without limitation,  
15 location of the PERSON, job descriptions, authorities, dates in these positions, duties, AND  
16 responsibilities.

17 **INTERROGATORY NO. 17:**

18 IDENTIFY current AND former directors, officers, employees, AND agents of  
19 STUDIVZ, including without limitation, dates in these positions, duties, job descriptions,  
20 authorities, AND responsibilities.

21 **INTERROGATORY NO. 18:**

22 IDENTIFY ALL of YOUR advertising, promotions AND marketing activities directed, at  
23 least in part, at California residents.

24 **INTERROGATORY NO. 19:**

25 IDENTIFY ALL of YOUR business relationships with, OR financial interests in,  
26 businesses currently OR formerly incorporated, licensed, located, based, OR with facilities OR  
27 offices located in California, including without limitation, the nature of each relationship, the  
28 IDENTITY of each business, AND whether each business is incorporated, licensed, located,

1 based OR has facilities OR offices located in California.

2 **INTERROGATORY NO. 20:**

3 IDENTIFY ALL reasons why defending this lawsuit in California would burden YOU.

4 **INTERROGATORY NO. 21:**

5 IDENTIFY the ownership of VERLAGSGRUPPE GEORG VON HOLTZBRINCK  
6 GmbH, including without limitation, PERSON'S names, amounts they contributed OR invested,  
7 AND their percent ownership OR control (including without limitation, Capital Contributions,  
8 Percent Interest, Equity Units, Non-Equity Units, Voting Units) on a by-PERSON basis.

9 **INTERROGATORY NO. 22:**

10 IDENTIFY the location of YOUR offices, facilities, server/equipment locations.

11 **INTERROGATORY NO. 23:**

12 IDENTIFY ALL universities, colleges AND institutes of higher learning located in  
13 California at which STUDIVZ provides OR provided services including without limitation,  
14 access to the [www.studivz.net](http://www.studivz.net) website, the [www.schuelervz.net](http://www.schuelervz.net) website, the [www.meinvz.net](http://www.meinvz.net)  
15 website, the [www.studiqq.fr](http://www.studiqq.fr) website, [www.studiln.it](http://www.studiln.it) website, the [www.estudiln.net](http://www.estudiln.net) website, the  
16 [www.studentix.pl](http://www.studentix.pl) website AND the [www.schuelervz.net](http://www.schuelervz.net) website, including without limitation  
17 University of California (all campuses), California State University (all campuses), as well as the  
18 USERS OF STUDIVZ using email domains (*e.g.*, name@[stanford.edu](http://stanford.edu)) from those universities,  
19 colleges, high schools, AND institutes of higher learning.

20  
21 Dated: September 9, 2008

ORRICK, HERRINGTON & SUTCLIFFE LLP

22  
23  
24 \_\_\_\_\_  
I. NEEL CHATTERJEE  
Attorneys for Plaintiff  
FACEBOOK, INC.  
25  
26  
27  
28

1 GARY E. WEISS (STATE BAR NO. 122962)  
gweiss@orrick.com  
2 I. NEEL CHATTERJEE (STATE BAR NO. 173985)  
nchatterjee@orrick.com  
3 JULIO C. AVALOS (STATE BAR NO. 255350)  
javalos@orrick.com  
4 ORRICK, HERRINGTON & SUTCLIFFE LLP  
1000 Marsh Road  
5 Menlo Park, CA 94025  
Telephone: +1-650-614-7400  
6 Facsimile: +1-650-614-7401

7 WARRINGTON S. PARKER (STATE BAR NO. 148003)  
wparker@orrick.com  
8 ORRICK, HERRINGTON & SUTCLIFFE LLP  
The Orrick Building  
9 405 Howard Street  
San Francisco, CA 94105-2669  
10 Telephone: +1-415-773-5700  
Facsimile: +1-415-773-5759

11 Attorneys for Plaintiff  
12 FACEBOOK, INC.

13 UNITED STATES DISTRICT COURT  
14 NORTHERN DISTRICT OF CALIFORNIA  
15 SAN JOSE DIVISION

16  
17 FACEBOOK, INC.,  
18  
19 Plaintiff,  
20  
21 v.  
22  
23 STUDIVZ LTD., VERLAGSGRUPPE  
24 GEORG VON HOLTZBRINCK GmBH,  
HOTLZBRINCK NETWORKS GmBH,  
HOLTZBRINCK VENTURES GmBH, and  
DOES 1-25,  
25  
26 Defendants.

Case No. 5:08-cv-03468 JF  
**NOTICE OF DEPOSITION OF  
DENNIS BEMMANN**

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TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE THAT pursuant to Rule 30 of the Federal Rules of Civil Procedure, Plaintiff Facebook, Inc. will take, by oral examination, the deposition of Dennis Bemmann, which will commence at a day to be determined pending determination of Facebook's Motion For Expedited Personal Jurisdiction Discovery, at 9:00 A.M. at the law offices of Orrick, Herrington & Sutcliffe located at 1000 Marsh Road, Menlo Park, CA, 94025, or at such other time and place as mutually agreed upon by counsel. The deposition will continue from day to day until completed.

The testimony of Dennis Bemmann will be recorded by video, as well as stenographic means including the instant visual display of testimony. The deposition will be taken before an officer authorized by law to administer oaths pursuant to Rule 28 of the Federal Rules of Civil Procedure.

Dated: September 9, 2008

ORRICK, HERRINGTON & SUTCLIFFE LLP

---

Warrington S. Parker III  
Attorneys for Plaintiff  
FACEBOOK, INC.

1 GARY E. WEISS (STATE BAR NO. 122962)  
gweiss@orrick.com  
2 I. NEEL CHATTERJEE (STATE BAR NO. 173985)  
nchatterjee@orrick.com  
3 JULIO C. AVALOS (STATE BAR NO. 255350)  
javalos@orrick.com  
4 ORRICK, HERRINGTON & SUTCLIFFE LLP  
1000 Marsh Road  
5 Menlo Park, CA 94025  
Telephone: +1-650-614-7400  
6 Facsimile: +1-650-614-7401

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wparker@orrick.com  
8 ORRICK, HERRINGTON & SUTCLIFFE LLP  
The Orrick Building  
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San Francisco, CA 94105-2669  
10 Telephone: +1-415-773-5700  
Facsimile: +1-415-773-5759

11 Attorneys for Plaintiff  
12 FACEBOOK, INC.

13 UNITED STATES DISTRICT COURT  
14 NORTHERN DISTRICT OF CALIFORNIA  
15 SAN JOSE DIVISION

16  
17 FACEBOOK, INC.,  
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19 Plaintiff,  
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21 v.  
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23 STUDIVZ LTD., VERLAGSGRUPPE  
24 GEORG VON HOLTZBRINCK GmBH,  
HOTLZBRINCK NETWORKS GmBH,  
HOLTZBRINCK VENTURES GmBH, and  
DOES 1-25,  
25  
26 Defendants.

Case No. 5:08-cv-03468 JF  
**NOTICE OF DEPOSITION OF  
EHASSAN DARIANI**

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TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE THAT pursuant to Rule 30 of the Federal Rules of Civil Procedure, Plaintiff Facebook, Inc. will take, by oral examination, the deposition of Ehasan Dariani, which will commence at a day to be determined pending determination of Facebook's Motion For Expedited Personal Jurisdiction Discovery, at 9:00 A.M. at the law offices of Orrick, Herrington & Sutcliffe located at 1000 Marsh Road, Menlo Park, CA, 94025, or at such other time and place as mutually agreed upon by counsel. The deposition will continue from day to day until completed.

The testimony of Ehasan Dariani will be recorded by video, as well as stenographic means including the instant visual display of testimony. The deposition will be taken before an officer authorized by law to administer oaths pursuant to Rule 28 of the Federal Rules of Civil Procedure.

Dated: September 9, 2008

ORRICK, HERRINGTON & SUTCLIFFE LLP

---

Warrington S. Parker III  
Attorneys for Plaintiff  
FACEBOOK, INC.

1 GARY E. WEISS (STATE BAR NO. 122962)  
gweiss@orrick.com  
2 I. NEEL CHATTERJEE (STATE BAR NO. 173985)  
nchatterjee@orrick.com  
3 JULIO C. AVALOS (STATE BAR NO. 255350)  
javalos@orrick.com  
4 ORRICK, HERRINGTON & SUTCLIFFE LLP  
1000 Marsh Road  
5 Menlo Park, CA 94025  
Telephone: +1-650-614-7400  
6 Facsimile: +1-650-614-7401

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wparker@orrick.com  
8 ORRICK, HERRINGTON & SUTCLIFFE LLP  
The Orrick Building  
9 405 Howard Street  
San Francisco, CA 94105-2669  
10 Telephone: +1-415-773-5700  
Facsimile: +1-415-773-5759

11 Attorneys for Plaintiff  
12 FACEBOOK, INC.

13 UNITED STATES DISTRICT COURT  
14 NORTHERN DISTRICT OF CALIFORNIA  
15 SAN JOSE DIVISION

16  
17 FACEBOOK, INC.,  
18  
19 Plaintiff,  
20 v.  
21 STUDIVZ LTD., VERLAGSGRUPPE  
GEORG VON HOLTZBRINCK GmBH,  
22 HOTLZBRINCK NETWORKS GmBH,  
HOLTZBRINCK VENTURES GmBH, and  
23 DOES 1-25,  
24 Defendants.

Case No. 5:08-cv-03468 JF  
**NOTICE OF DEPOSITION OF  
HOTLZBRINCK NETWORKS GmBH  
PURSUANT TO FED.R.CIV.P.  
30(B)(6) RELATING TO PERSONAL  
JURISDICTION**

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TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE THAT pursuant to Rule 30(b)(6) of the Federal Rules of Civil Procedure, Plaintiff Facebook, Inc. will take, by oral examination, the deposition of Holtzbrink Networks GmbH, which will commence at a day to be determined pending determination of Facebook's Motion For Expedited Personal Jurisdiction Discovery, at 9:00 A.M. at the law offices of Orrick, Herrington & Sutcliffe located at 1000 Marsh Road, Menlo Park, CA, 94025, or at such other time and place as mutually agreed upon by counsel. The deposition will continue from day to day until completed.

Pursuant to Rule 30(b)(6), Holtzbrink Networks GmbH shall designate one or more officers, directors, managing agents, or other persons who consent and are knowledgeable to testify on Holtzbrink Networks GmbH's behalf on the subjects identified in the attached Exhibit A.

The testimony of Holtzbrink Networks GmbH will be recorded by video, as well as stenographic means including the instant visual display of testimony. The deposition will be taken before an officer authorized by law to administer oaths pursuant to Rule 28 of the Federal Rules of Civil Procedure.

Dated: September 9, 2008

ORRICK, HERRINGTON & SUTCLIFFE LLP

---

I. NEEL CHATTERJEE  
Attorneys for Plaintiff  
FACEBOOK, INC.

**Exhibit A – Deposition Topics**

1. All contracts Holtzbrink Networks GmbH has entered into with California businesses or residents.
2. All contracts Holtzbrink Networks GmbH has entered into that are governed by California law.
3. Any promotions, advertising or marketing Holtzbrink Networks GmbH has done in print media or over the Internet.
4. Holtzbrink Networks GmbH's business travel to California.
5. Business telephone calls made by Holtzbrink Networks GmbH to California.
6. The nature and amount of sales of goods and services of Holtzbrink Networks GmbH to California residents and percentage of total sales to California residents.
7. Holtzbrink Networks GmbH 's business solicitation of California businesses and residents.
8. Holtzbrink Networks GmbH's business relationship and contacts with Plaintiff.
9. Holtzbrink Networks GmbH's conduct of business formalities, including meetings of directors, shareholders, investors, principles, and/or officers of Holtzbrink Networks GmbH, financial records, formation, and corporate documents.
10. Holtzbrink Networks GmbH's past and present directors, officers, agents, principles, managers, employees, and/or similar individuals and their respective duties, authorities, job descriptions, and responsibilities.
11. Actions taken on behalf of Holtzbrink Networks GmbH related to accessing the Facebook.com website and appropriating or using any information or data.
12. The design, programming and maintenance of the [www.studivz.net](http://www.studivz.net) website, the [www.meinvz.net](http://www.meinvz.net) website, the [www.studiqg.fr](http://www.studiqg.fr) website, the [www.studiln.it](http://www.studiln.it) website, the [www.estudiln.net](http://www.estudiln.net) website, the [www.studentix.pl](http://www.studentix.pl) website, and the [www.schuelervz.net](http://www.schuelervz.net) website.
13. The relationship of Verlagsgruppe Georg Von Holtzbrink GmbH, Holtzbrinck Networks GmbH, and Holtzbrinck Ventures GmbH with StudiVZ, Ltd., including

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without limitation, the investments of Verlagsgruppe Georg Von Holtzbrink GmbH, Holtzbrinck Networks GmbH, and Holtzbrinck Ventures GmbH in, and control or influence over StudiVZ.

- 14. StudiVZ's business relationships or contacts with companies located in California, other than Facebook.
- 15. California residents that are enrolled in or use StudiVZ's websites.
- 16. StudiVZ's knowledge of Facebook, including the location and organizational structure of Facebook, at the time StudiVZ was developing its websites.
- 17. The number of StudiVZ founders, directors, officers, employees, and/or consultants who were members of Facebook at the time StudiVZ was developing its websites.
- 18. The frequency and scope of the activities on Facebook of the founders, directors, officers, employees and/or consultants who were members of Facebook at the time StudiVZ was developing its websites.

1 GARY E. WEISS (STATE BAR NO. 122962)  
gweiss@orrick.com  
2 I. NEEL CHATTERJEE (STATE BAR NO. 173985)  
nchatterjee@orrick.com  
3 JULIO C. AVALOS (STATE BAR NO. 255350)  
javalos@orrick.com  
4 ORRICK, HERRINGTON & SUTCLIFFE LLP  
1000 Marsh Road  
5 Menlo Park, CA 94025  
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7 WARRINGTON S. PARKER (STATE BAR NO. 148003)  
wparker@orrick.com  
8 ORRICK, HERRINGTON & SUTCLIFFE LLP  
The Orrick Building  
9 405 Howard Street  
San Francisco, CA 94105-2669  
10 Telephone: +1-415-773-5700  
Facsimile: +1-415-773-5759

11 Attorneys for Plaintiff  
12 FACEBOOK, INC.

13 UNITED STATES DISTRICT COURT  
14 NORTHERN DISTRICT OF CALIFORNIA  
15 SAN JOSE DIVISION

16  
17 FACEBOOK, INC.,  
18  
19 Plaintiff,  
20  
21 v.  
22 STUDIVZ LTD., VERLAGSGRUPPE  
GEORG VON HOLTZBRINCK GmBH,  
HOTLZBRINCK NETWORKS GmBH,  
HOLTZBRINCK VENTURES GmBH, and  
DOES 1-25,  
23  
24 Defendants.

Case No. 5:08-cv-03468 JF  
**NOTICE OF DEPOSITION OF  
HOTLZBRINCK VENTURES GmBH  
PURSUANT TO FED.R.CIV.P.  
30(B)(6) RELATING TO PERSONAL  
JURISDICTION**

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TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE THAT pursuant to Rule 30(b)(6) of the Federal Rules of Civil Procedure, Plaintiff Facebook, Inc. will take, by oral examination, the deposition of Holtzbrink Ventures GmbH, which will commence at a day to be determined pending determination of Facebook's Motion For Expedited Personal Jurisdiction Discovery, at 9:00 A.M. at the law offices of Orrick, Herrington & Sutcliffe located at 1000 Marsh Road, Menlo Park, CA, 94025, or at such other time and place as mutually agreed upon by counsel. The deposition will continue from day to day until completed.

Pursuant to Rule 30(b)(6), Holtzbrink Ventures GmbH shall designate one or more officers, directors, managing agents, or other persons who consent and are knowledgeable to testify on Holtzbrink Ventures GmbH's behalf on the subjects identified in the attached Exhibit A.

The testimony of Holtzbrink Ventures GmbH will be recorded by video, as well as stenographic means including the instant visual display of testimony. The deposition will be taken before an officer authorized by law to administer oaths pursuant to Rule 28 of the Federal Rules of Civil Procedure.

Dated: September 9, 2008

ORRICK, HERRINGTON & SUTCLIFFE LLP

---

I. NEEL CHATTERJEE  
Attorneys for Plaintiff  
FACEBOOK, INC.

**Exhibit A – Deposition Topics**

1. All contracts Holtzbrink Ventures GmbH has entered into with California businesses or residents.
2. All contracts Holtzbrink Ventures GmbH has entered into that are governed by California law.
3. Any promotions, advertising or marketing Holtzbrink Ventures GmbH has done in print media or over the Internet.
4. Holtzbrink Ventures GmbH 's business travel to California.
5. Business telephone calls made by Holtzbrink Ventures GmbH to California.
6. The nature and amount of sales of goods and services of Holtzbrink Ventures GmbH to California residents and percentage of total sales to California residents.
7. Holtzbrink Ventures GmbH's business solicitation of California businesses and residents.
8. Holtzbrink Ventures GmbH 's business relationship and contacts with Plaintiff.
9. Holtzbrink Ventures GmbH's conduct of business formalities, including meetings of directors, shareholders, investors, principles, and/or officers of Holtzbrink Ventures GmbH, financial records, formation, and corporate documents.
10. Holtzbrink Ventures GmbH 's past and present directors, officers, agents, principles, managers, employees, and/or similar individuals and their respective duties, authorities, job descriptions, and responsibilities.
11. Actions taken on behalf of Holtzbrink Ventures GmbH related to accessing the Facebook.com website and appropriating or using any information or data.
12. The design, programming and maintenance of the [www.studivz.net](http://www.studivz.net) website, the [www.meinvz.net](http://www.meinvz.net) website, the [www.studiqg.fr](http://www.studiqg.fr) website, the [www.studiln.it](http://www.studiln.it) website, the [www.estudiln.net](http://www.estudiln.net) website, the [www.studentix.pl](http://www.studentix.pl) website, and the [www.schuelervz.net](http://www.schuelervz.net) website.
13. The relationship of Verlagsgruppe Georg Von Holtzbrink GmbH, Holtzbrinck

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Networks GmbH, and Holtzbrinck Ventures GmbH with StudiVZ, Ltd., including without limitation, the investments of Verlagsgruppe Georg Von Holtzbrink GmbH, Holtzbrinck Networks GmbH, and Holtzbrinck Ventures GmbH in, and control or influence over StudiVZ.

14. StudiVZ's business relationships or contacts with companies located in California, other than Facebook.
15. California residents that are enrolled in or use StudiVZ's websites.
16. StudiVZ's knowledge of Facebook, including the location and organizational structure of Facebook, at the time StudiVZ was developing its websites.
17. The number of StudiVZ founders, directors, officers, employees, and/or consultants who were members of Facebook at the time StudiVZ was developing its websites.
18. The frequency and scope of the activities on Facebook of the founders, directors, officers, employees and/or consultants who were members of Facebook at the time StudiVZ was developing its websites.

1 GARY E. WEISS (STATE BAR NO. 122962)  
gweiss@orrick.com  
2 I. NEEL CHATTERJEE (STATE BAR NO. 173985)  
nchatterjee@orrick.com  
3 JULIO C. AVALOS (STATE BAR NO. 255350)  
javalos@orrick.com  
4 ORRICK, HERRINGTON & SUTCLIFFE LLP  
1000 Marsh Road  
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11 Attorneys for Plaintiff  
12 FACEBOOK, INC.

13 UNITED STATES DISTRICT COURT  
14 NORTHERN DISTRICT OF CALIFORNIA  
15 SAN JOSE DIVISION

16  
17 FACEBOOK, INC.,  
18  
19 Plaintiff,  
20 v.  
21 STUDIVZ LTD., VERLAGSGRUPPE  
GEORG VON HOLTZBRINCK GmBH,  
HOTLZBRINCK NETWORKS GmBH,  
22 HOLTZBRINCK VENTURES GmBH, and  
DOES 1-25,  
23  
24 Defendants.

Case No. 5:08-cv-03468 JF  
**NOTICE OF DEPOSITION OF  
STUDIVZ, LTD. PURSUANT TO  
FED.R.CIV.P. 30(B)(6) RELATING  
TO PERSONAL JURISDICTION**

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TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE THAT pursuant to Rule 30(b)(6) of the Federal Rules of Civil Procedure, Plaintiff Facebook, Inc. will take, by oral examination, the deposition of StudiVZ, Ltd, which will commence at a day to be determined pending determination of Facebook's Motion For Expedited Personal Jurisdiction Discovery, at 9:00 A.M. at the law offices of Orrick, Herrington & Sutcliffe located at 1000 Marsh Road, Menlo Park, CA, 94025, or at such other time and place as mutually agreed upon by counsel. The deposition will continue from day to day until completed.

Pursuant to Rule 30(b)(6), StudiVZ shall designate one or more officers, directors, managing agents, or other persons who consent and are knowledgeable to testify on StudiVZ's behalf on the subjects identified in the attached Exhibit A.

The testimony of StudiVZ will be recorded by video, as well as stenographic means including the instant visual display of testimony. The deposition will be taken before an officer authorized by law to administer oaths pursuant to Rule 28 of the Federal Rules of Civil Procedure.

Dated: September 9, 2008

ORRICK, HERRINGTON & SUTCLIFFE LLP

---

I. NEEL CHATTERJEE  
Attorneys for Plaintiff  
FACEBOOK, INC.

**Exhibit A – Deposition Topics**

1. All contracts StudiVZ has entered into with California businesses or residents.
2. All contracts StudiVZ has entered into that are governed by California law.
3. Any promotions, advertising or marketing StudiVZ has done in print media or over the Internet.
4. StudiVZ's business travel to California.
5. Business telephone calls made by StudiVZ to California.
6. The nature and amount of sales of goods and services to California residents and percentage of total sales to California residents.
7. StudiVZ's business solicitation of California businesses and residents.
8. StudiVZ's business relationship and contacts with Plaintiff.
9. StudiVZ's conduct of business formalities, including meetings of directors, shareholders, investors, principles, and/or officers of StudiVZ, financial records, formation, and corporate documents.
10. StudiVZ's past and present directors, officers, agents, principles, managers, employees, and/or similar individuals and their respective duties, authorities, job descriptions, and responsibilities.
11. Actions taken on behalf of StudiVZ related to accessing the Facebook.com website and appropriating or using any information or data.
12. The design, programming and maintenance of the [www.studivz.net](http://www.studivz.net) website, the [www.meinvz.net](http://www.meinvz.net) website, the [www.studiqq.fr](http://www.studiqq.fr) website, the [www.studiln.it](http://www.studiln.it) website, the [www.estudiln.net](http://www.estudiln.net) website, the [www.studentix.pl](http://www.studentix.pl) website, and the [www.schuelervz.net](http://www.schuelervz.net) website.
14. StudiVZ's business relationships or contacts with companies located in California, other than Facebook.
15. California residents that are enrolled in or use StudiVZ's websites.
16. StudiVZ's knowledge of Facebook, including the location and organizational structure of Facebook, at the time StudiVZ was developing its websites.

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17. The number of StudiVZ founders, directors, officers, employees, and/or consultants who were members of Facebook at the time StudiVZ was developing its websites.
18. The frequency and scope of the activities on Facebook of the founders, directors, officers, employees and/or consultants who were members of Facebook at the time StudiVZ was developing its websites.

1 GARY E. WEISS (STATE BAR NO. 122962)  
gweiss@orrick.com  
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11 Attorneys for Plaintiff  
12 FACEBOOK, INC.

13 UNITED STATES DISTRICT COURT  
14 NORTHERN DISTRICT OF CALIFORNIA  
15 SAN JOSE DIVISION

16  
17 FACEBOOK, INC.,  
18  
19 Plaintiff,  
20  
21 v.  
22 STUDIVZ LTD., VERLAGSGRUPPE  
GEORG VON HOLTZBRINCK GmBH,  
HOTLZBRINCK NETWORKS GmBH,  
HOLTZBRINCK VENTURES GmBH, and  
DOES 1-25,  
23  
24 Defendants.

Case No. 5:08-cv-03468 JF  
**NOTICE OF DEPOSITION OF  
VERLAGSGRUPPE GEORG VON  
HOLTZBRINCK GmBH PURSUANT  
TO FED.R.CIV.P. 30(B)(6)  
RELATING TO PERSONAL  
JURISDICTION**

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TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE THAT pursuant to Rule 30(b)(6) of the Federal Rules of Civil Procedure, Plaintiff Facebook, Inc. will take, by oral examination, the deposition of Verlagsgruppe Georg Von Holtzbrink, GmbH, which will commence at a day to be determined pending determination of Facebook's Motion For Expedited Personal Jurisdiction Discovery, at 9:00 A.M. at the law offices of Orrick, Herrington & Sutcliffe located at 1000 Marsh Road, Menlo Park, CA, 94025, or at such other time and place as mutually agreed upon by counsel. The deposition will continue from day to day until completed.

Pursuant to Rule 30(b)(6), Verlagsgruppe Georg Von Holtzbrink, GmbH shall designate one or more officers, directors, managing agents, or other persons who consent and are knowledgeable to testify on Verlagsgruppe Georg Von Holtzbrink, GmbH's behalf on the subjects identified in the attached Exhibit A.

The testimony of Verlagsgruppe Georg Von Holtzbrink, GmbH will be recorded by video, as well as stenographic means including the instant visual display of testimony. The deposition will be taken before an officer authorized by law to administer oaths pursuant to Rule 28 of the Federal Rules of Civil Procedure.

Dated: September 9, 2008

ORRICK, HERRINGTON & SUTCLIFFE LLP

---

I. NEEL CHATTERJEE  
Attorneys for Plaintiff  
FACEBOOK, INC.

**Exhibit A – Deposition Topics**

1. All contracts Verlagsgruppe Georg Von Holtzbrink, GmbH has entered into with California businesses or residents.
2. All contracts Verlagsgruppe Georg Von Holtzbrink, GmbH has entered into that are governed by California law.
3. Any promotions, advertising or marketing Verlagsgruppe Georg Von Holtzbrink, GmbH has done in print media or over the Internet.
4. Verlagsgruppe Georg Von Holtzbrink, GmbH's business travel to California.
5. Business telephone calls made by Verlagsgruppe Georg Von Holtzbrink, GmbH to California.
6. The nature and amount of sales of goods and services of Verlagsgruppe Georg Von Holtzbrink, GmbH to California residents and percentage of total sales to California residents.
7. Verlagsgruppe Georg Von Holtzbrink, GmbH's business solicitation of California businesses and residents.
8. Verlagsgruppe Georg Von Holtzbrink, GmbH's business relationship and contacts with Plaintiff.
9. Verlagsgruppe Georg Von Holtzbrink, GmbH's conduct of business formalities, including meetings of directors, shareholders, investors, principles, and/or officers of Verlagsgruppe Georg Von Holtzbrink, GmbH, financial records, formation, and corporate documents.
10. Verlagsgruppe Georg Von Holtzbrink, GmbH's past and present directors, officers, agents, principles, managers, employees, and/or similar individuals and their respective duties, authorities, job descriptions, and responsibilities.
11. Actions taken on behalf of Verlagsgruppe Georg Von Holtzbrink, GmbH related to accessing the Facebook.com website and appropriating or using any information or data.
12. The design, programming and maintenance of the [www.studivz.net](http://www.studivz.net) website, the

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[www.meinvz.net](http://www.meinvz.net) website, the [www.studiqq.fr](http://www.studiqq.fr) website, the [www.studiln.it](http://www.studiln.it) website, the [www.estudiln.net](http://www.estudiln.net) website, the [www.studentix.pl](http://www.studentix.pl) website, and the [www.schuelervz.net](http://www.schuelervz.net) website.

13. The relationship of Verlagsgruppe Georg Von Holtzbrink GmbH, Holtzbrinck Networks GmbH, and Holtzbrinck Ventures GmbH with StudiVZ, Ltd., including without limitation, the investments of Verlagsgruppe Georg Von Holtzbrink GmbH, Holtzbrinck Networks GmbH, and Holtzbrinck Ventures GmbH in, and control or influence over StudiVZ.
14. StudiVZ's business relationships or contacts with companies located in California, other than Facebook.
15. California residents that are enrolled in or use StudiVZ's websites.
16. StudiVZ's knowledge of Facebook, including the location and organizational structure of Facebook, at the time StudiVZ was developing its websites.
17. The number of StudiVZ founders, directors, officers, employees, and/or consultants who were members of Facebook at the time StudiVZ was developing its websites.
18. The frequency and scope of the activities on Facebook of the founders, directors, officers, employees and/or consultants who were members of Facebook at the time StudiVZ was developing its websites.