



ORRICK, HERRINGTON & SUTCLIFFE LLP  
1000 MARSH ROAD  
MENLO PARK, CALIFORNIA 94025-1015  
tel +1-650-614-7400  
fax +1-650-614-7401  
WWW.ORRICK.COM

August 27, 2008

Warrington S. Parker III  
(415) 773-5740  
wparker@orrick.com

VIA AIRMAIL AND E-MAIL ATTACHMENT - ANTON.MAURER@CMS-HS.COM

Dr. Anton Maurer  
Rechtsanwalt/Attorney at Law  
CMS Hasche Sigle  
Schoettlestrasse 8  
D-70597 Stuttgart

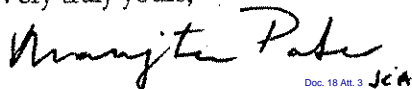
Re: Facebook, Inc. v. StudiVZ

Dear Dr. Maurer:

We are in receipt of Stephen Smith's August 25, 2008 letter containing the StudiVZ defendants' Waiver Of The Service of Summons. We have filed the waiver with the Court.

In terms of scheduling next steps, there are two things potentially that need to be scheduled. First, in a July 18 letter, Mr. Smith mentioned that your clients may wish to file a motion to dismiss for lack of personal jurisdiction. Is that still your intent? If so, we would like to schedule a time to discuss a plan for discovery related to the challenge of personal jurisdiction. Second, you have mentioned speaking to Mr. Chatterjee about the case. When are you available to do that?

Very truly yours,

  
Doc. 18 Att. 3 JCA

Warrington S. Parker III

cc: Neel Chatterjee, Esq.  
Julio Avalos, Esq.  
Stephen S. Smith, Esq.