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11 Attorneys for Plaintiff
 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
 GEORG VON HOLTZBRINCK GmbH,
 21 HOLTZBRINCK NETWORKS GmbH,
 HOLTZBRINCK VENTURES GmbH AND
 22 DOES 1-25,

23 Defendants.

Case No. 5:08-cv-03468 JF

**DECLARATION OF WARRINGTON
 S. PARKER IN SUPPORT OF
 MOTION FOR ADMINISTRATIVE
 RELIEF PURSUANT TO CIVIL L.R.
 7-11 REQUESTING THAT THE
 COURT SET A STATUS
 CONFERENCE FOR OCTOBER 3,
 2008 OR AS SOON THEREAFTER AS
 IS POSSIBLE**

Room: Courtroom 3, 5th Floor
 Judge: Honorable District Judge Jeremy
 Fogel

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1 I, Warrington S. Parker, declare as follows:

2 1. I am an attorney with the law firm of Orrick, Herrington & Sutcliffe LLP, counsel
3 for Plaintiff Facebook, Inc. I make this Declaration in support of Facebook's Motion for
4 Administrative Relief Pursuant to Civil L.R. Requesting that the Court Set a Status Conference
5 for October 3, 2008. I am an active member in good standing of the California State Bar. Except
6 as set forth herein, I have personal knowledge of the facts stated herein and if called as a witness,
7 could and would competently testify thereto.

8 2. Facebook sent a cease and desist letter to Defendants on July 9, 2008. In
9 response, StudiVZ sent a letter dated July 18, 2008, asserting that this Court did not have personal
10 jurisdiction over it and warning that it would file a motion to dismiss on those and other grounds.

11 3. Attached as Exhibit A is a true and correct copy of Defendants' letter of July 18,
12 2008.

13 4. Attached as Exhibit B is a true and correct copy of Facebook's letter of September
14 3, 2008.

15 5. Attached as Exhibit C is a true and correct copy of Defendants' letter of September
16 4, 2008.

17 6. Attached as Exhibit D is a true and correct copy of the proof of service of
18 Verlagsgruppe Georg von Holtzbrinck..

19 7. Attached as Exhibit E is a true and correct copy of Defendants' letter of August
20 25, 2008.

21 8. Attached as Exhibit F is a true and correct copy of Facebook's letter of July 24,
22 2008.

23 9. Attached as Exhibit G is a true and correct copy of a September 2, 2008 email
24 from counsel for Defendants.

25 10. Attached as Exhibit H is a true and correct copy of Defendants' letter of
26 September 18, 2008.

27 11. Attached as Exhibit I is a true and correct copy of Facebook's letter of September
28 19, 2008.

1 12. Attached as Exhibit J is a true and correct copy of Defendants' letter of September
2 24, 2008.

3 13. On August 28, Julio Avalos had a conversation with Mr. Smith. Mr. Avalos
4 reported that Defendants would challenge this Court's personal jurisdiction over StudiVZ. Mr.
5 Smith also stated that he and his clients were amenable to engaging in discovery on the personal
6 jurisdiction issue. He further stated that additional conferring was required in order to fix the
7 scope and timeline for such discovery. Mr. Avalos attested to this conversation in his declaration
8 filed on September 9, 2008 that he filed in support of Facebook's Motion for Expedited
9 Discovery on Personal Jurisdiction. *See* Dkt. 11. A copy of that declaration, without exhibits, is
10 attached as Exhibit K.

11 I declare under the penalty of perjury under the laws of the United States that the
12 foregoing is true and correct to the best of my knowledge.

13 Executed this 25th day of September, at Menlo Park, California.

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/s/ Warrington S. Parker /s/

Warrington S. Parker

