

1 STEPHEN S. SMITH (SBN 166539)
 2 SSmith@GreenbergGlusker.com
 3 WILLIAM M. WALKER (SBN 145559)
 4 WWalker@GreenbergGlusker.com
 5 AARON J. MOSS (SBN 190625)
 6 AMoss@GreenbergGlusker.com
 7 GREENBERG GLUSKER FIELDS
 8 CLAMAN & MACHTINGER LLP
 9 1900 Avenue of the Stars, 21st Floor
 10 Los Angeles, California 90067-4590
 11 Telephone: 310.553.3610
 12 Fax: 310.553.0687

13 Attorneys for Defendants studiVZ Ltd.,
 14 Holtzbrinck Networks GmbH, and
 15 Holtzbrinck Ventures GmbH

16 UNITED STATES DISTRICT COURT
 17 NORTHERN DISTRICT OF CALIFORNIA
 18 SAN JOSE DIVISION

GREENBERG GLUSKER FIELDS CLAMAN
 & MACHTINGER LLP
 1900 Avenue of the Stars, 21st Floor
 Los Angeles, California 90067-4590

19 FACEBOOK, INC.,
 20 Plaintiff,

21 v.

22 STUDIVZ LTD., HOLTZBRINCK
 23 NETWORKS GmbH,
 24 HOLTZBRINCK VENTURES
 25 GmbH, and DOES 1-25,
 26 Defendants.

Case No. 5:08-CV-03468 JF

Assigned To: Hon. Jeremy Fogel

**EVIDENTIARY OBJECTIONS TO
 DECLARATIONS OF DR.
 KATHARINA SCHEJA AND
 WARRINGTON S. PARKER**

[Reply Memorandum of Points and
 Authorities; Supplemental Declaration of
 Stephen S. Smith (with Exhibits D-N);
 and Declaration of Dr. Anton G. Maurer
 (with Exhibit O) Filed Concurrently]

Date: December 9, 2008
 Time: 10:00 a.m.
 Dept./Place: Courtroom 2, 5th Floor
 Hon. Howard R. Lloyd

Complaint Filed: July 18, 2008

1 Defendants StudiVZ Ltd., Holtzbrinck Networks GmbH, and Holtzbrinck
2 Ventures GmbH (“Defendants”) hereby object to the evidence submitted by
3 plaintiff Facebook, Inc. (“Facebook”) in support of Facebook’s Opposition to
4 Defendants’ Motion for Protective Order as follows:

5
6 **I. Declaration of Dr. Katharina Scheja**

7 1. Defendants object to the entire Declaration of Dr. Katharina Scheja on
8 the grounds that it was not signed under penalty of perjury. 28 U.S.C. § 1746;
9 Kersting v. United States, 865 F.Supp. 669, 676 (D.Haw. 1994) (holding that the
10 phrase “under penalty of perjury” is required to meet the verification requirements
11 of 28 U.S.C. § 1746).

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13 **I. Declaration of Warrington S. Parker**

14 1. Defendants object to the entirety of Paragraph 2 of the Declaration of
15 Warrington S. Parker on the grounds of lack of proper authentication and on the
16 grounds that it constitutes inadmissible hearsay.

17 2. Defendants object to the entirety of Paragraph 3 of the Declaration of
18 Warrington S. Parker on the grounds of lack of proper authentication and on the
19 grounds that it constitutes inadmissible hearsay.

20
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22 DATED: December 2, 2008

GREENBERG GLUSKER FIELDS
CLAMAN & MACHTINGER LLP

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25 By: /s/ Stephen S. Smith
STEPHEN S. SMITH
26 Attorneys for Defendants studiVZ Ltd.,
Holtzbrinck Networks GmbH, and
27 Holtzbrinck Ventures GmbH
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