Smith, Steve

From: Smith, Steve

Sent: Friday, September 12, 2008 2:15 PM

To: 'Parker, Warrington' Subject: RE: Facebook v. StudiVZ

Mr. Parker:

I was out yesterday afternoon and today because my wife had an out-patient surgical procedure this morning. In addition, your letter was sent at 10:13 p.m. German time Thursday night. I have not had an opportunity to discuss the issue with my client. Accordingly, I will not have a substantive response until Monday. Have a nice weekend.

Steve Smith

----Original Message----

From: Parker, Warrington [mailto:wparker@orrick.com]

Sent: Thursday, September 11, 2008 1:13 PM

To: Smith, Steve

Subject: Facebook v. StudiVZ

Please see attached.

Warrington S. Parker III Of Counsel

Orrick, Herrington & Sutcliffe LLP The Orrick Building 405 Howard Street San Francisco, CA 94105

tel 415 773 5740 fax 415 773 5759 mobile 415 994 7584 wparker@orrick.com

----Original Message----

From: sfscan@orrick.com [mailto:sfscan@orrick.com]

Sent: Thursday, September 11, 2008 12:28 PM

To: Parker, Warrington Subject: SF Document

Please open the attached document.

This document was sent to you using an HP Digital Sender.

Sent by: <sfscan@orrick.com>

Number of pages: 1

Document type: B/W Document Attachment File Format: Adobe PDF

To view this document you need to use the Adobe Acrobat Reader. For free copy of the Acrobat reader please visit:

http://www.adobe.com

For more information on the HP Digital Sender please visit:

http://www.digitalsender.hp.com

"EMF	<pre><orrick.com>"</orrick.com></pre>	made the	following	annotations.

IRS Circular 230 disclosure:

To ensure compliance with requirements imposed by the IRS, we inform you that any tax advice contained in this communication, unless expressly stated otherwise, was not intended or written to be used, and cannot be used, for the purpose of (i) avoiding tax-related penalties under the Internal Revenue Code or (ii) promoting, marketing or recommending to another party any tax-related matter(s) addressed herein.

NOTICE TO RECIPIENT: THIS E-MAIL IS MEANT FOR ONLY THE INTENDED RECIPIENT OF THE TRANSMISSION, AND MAY BE A COMMUNICATION PRIVILEGED BY LAW. IF YOU RECEIVED THIS E-MAIL IN ERROR, ANY REVIEW, USE, DISSEMINATION, DISTRIBUTION, OR COPYING OF THIS E-MAIL IS STRICTLY PROHIBITED. PLEASE NOTIFY US IMMEDIATELY OF THE ERROR BY RETURN E-MAIL AND PLEASE DELETE THIS MESSAGE FROM YOUR SYSTEM. THANK YOU IN ADVANCE FOR YOUR COOPERATION.

For more information about Orrick, please visit http://www.orrick.com/