

Smith, Steve

From: Ako-Nai, Abby [aako-nai@orrick.com]
Sent: Wednesday, September 17, 2008 5:05 PM
To: Smith, Steve
Cc: Chatterjee, I. Neel; Parker, Warrington; Avalos, Julio
Subject: Facebook v. StudiVZ
Attachments: DOC001.PDF; Court Info.PDF; Judge Fogel Standing Ord. re Pretrial.pdf; Mag. Judge Lloyd Standing Ord.pdf; Standing Ord. for All Judges of ND of Cal.pdf; Standing Ord. Re Case Mgmt for SJ Div.pdf; 2008.07.18 Order re Initial CMC.pdf; Consent to a Judge.PDF; 2008.07.24 [FB] Certification of Interested Parties [7].pdf; 2008.07.21 [FB] Declination to Proceed Before Mag Judge [4].pdf; 2008.07.22 [Court] Clerk's Ntc of Impending Reass'mnt to USD Judge [5].pdf

Please see attached correspondence of today's date with attachments.

Orrick Herrington & Sutcliffe LLP
Abby Ako-Nai
Assistant to Sean A. Lincoln, Stacy B. Margolies
Theresa A. Sutton, Julio Avalos and An Doan
1000 Marsh Road
Menlo Park, CA 94025
Tel: 650.614.7430
Fax: 650.614.7401
email: aako-nai@orrick.com

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

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2/10/2009



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

September 17, 2008

Julio C. Avalos
(650) 289-7184
javalos@orrick.com

VIA E-MAIL ATTACHMENT

Stephen S. Smith
1900 Avenue of the Stars, 21st Floor
Los Angeles, CA 90067
ssmith@ggfirm.com

Re: Facebook v. StudiVZ, et al.

Dear Mr. Smith,

I understand that you mentioned to Warrington Parker in your conversation of September 16, 2008, that you might not have been served with copies of the miscellaneous Northern District papers associated with this matter. I also understand that you do have a copy of the order setting the CMC date.

Our records reflect that copies of these documents were served on your client Verlagsgruppe Georg von Holtzbrinck, GmbH on August 21, 2008 pursuant to the Hague Convention on Service Abroad. Given that you filed a response on behalf of VGH 20 days from that date, I assume that you were aware of the effected service and were in receipt of the service package since then.

In any event, I have attached a copy of each of these documents as a courtesy to you.

Sincerely,

Julio C. Avalos
Attachments

1 UNITED STATES DISTRICT COURT
2 NORTHERN DISTRICT OF CALIFORNIA
3 SAN JOSE DIVISION
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6 Facebook, Inc.,
7 Plaintiff,
8 v.
9 Studivz, Ltd, et.al.,
10 Defendants.

No. C08-03468

**CLERK'S NOTICE OF IMPENDING
REASSIGNMENT TO A UNITED
STATES DISTRICT JUDGE**

11 _____/

12 The Clerk of this Court will now randomly reassign this case to a United States
13 District Judge because one or more of the parties has requested reassignment to a United States
14 District Judge or has not consented to jurisdiction by a Magistrate Judge.

15 PLEASE TAKE NOTICE that a Case Management Conference in the above-
16 entitled matter which was previously set for November 4, 2008 before the Honorable Judge
17 Howard R. Lloyd has been continued to **November 7, 2008 at 10:30 a.m.**, before the
18 Honorable Judge Jeremy Fogel. Parties are to appear in courtroom #3, 5th floor of the U.S.
19 Courthouse, 280 South First Street, San Jose, California. Parties are to submit a Joint Case
20 Management Statement on October 31, 2008.

21 If the above-entitled matter settles counsel are required to notify the Court by
22 contacting the Courtroom Deputy at (408) 535-5166, so as to take this matter off calendar.

23
24 Dated: July 22, 2008

RICHARD W. WIEKING, Clerk
United States District Court

25
26 /s/ Patty Cromwell
27 By: Patty Cromwell, Courtroom Deputy
28 to Magistrate Judge Howard R. Lloyd

United States District Court
For the Northern District of California

THIS SHALL CERTIFY THAT A COPY OF THIS NOTICE WAS PROVIDED TO:

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I. Neel Chatterjee nchatterjee@orrick.com, kmudurian@orrick.com
Warrington S. Parker , III wparker@hewm.com, Susan.Griffin-Preston@hellerehrman.com
Gary Evan Weiss gweiss@orrick.com, NAA@orrick.com, rburton@orrick.com,
wmoore@orrick.com