

1 I. NEEL CHATTERJEE (STATE BAR NO. 173985)  
 2 [nchatterjee@orrick.com](mailto:nchatterjee@orrick.com)  
 3 THOMAS J. GRAY (STATE BAR NO. 191411)  
 4 tgray@orrick.com  
 5 JULIO C. AVALOS (STATE BAR NO. 255350)  
 6 javalos@orrick.com  
 7 ORRICK, HERRINGTON & SUTCLIFFE LLP  
 8 1000 Marsh Road  
 9 Menlo Park, CA 94025  
 10 Telephone: +1-650-614-7400  
 11 Facsimile: +1-650-614-7401

12 JESSICA S. PERS (STATE BAR NO. 77740)  
 13 jpers@orrick.com  
 14 ORRICK, HERRINGTON & SUTCLIFFE LLP  
 15 The Orrick Building  
 16 405 Howard Street  
 17 San Francisco, CA 94105-2669  
 18 Telephone: +1-415-773-5700  
 19 Facsimile: +1-415-773-5759

20 Attorneys for Plaintiff and  
 21 FACEBOOK, INC.

22 UNITED STATES DISTRICT COURT  
 23 NORTHERN DISTRICT OF CALIFORNIA  
 24 SAN JOSE DIVISION

25 FACEBOOK, INC.,

26 Plaintiff,

27 v.

28 POWER VENTURES, INC. a Cayman Island  
 Corporation; STEVE VACHANI, an  
 individual; DOE 1, d/b/a POWER.COM,  
 DOES 2-25, inclusive,

Defendants.

Case No. 5:08-cv-05780 JF (RS)

**[PROPOSED] ORDER GRANTING  
 FACEBOOK INC.'S MOTION TO  
 DISMISS AMENDED  
 COUNTERCLAIMS AND MOTION  
 TO STRIKE AMENDED  
 AFFIRMATIVE DEFENSES**

Date: February 26, 2009  
 Time: 9:00 am  
 Judge: Hon. Jeremy D. Fogel  
 Courtroom: 3

