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 15 FACEBOOK, INC.

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

19 FACEBOOK, INC.,
 20 Plaintiff,
 21 v.
 22 POWER VENTURES, INC. a Cayman Island
 23 Corporation; STEVE VACHANI, an
 24 individual; DOE 1, d/b/a POWER.COM,
 25 DOES 2-25, inclusive,
 26 Defendants.

Case No. 5:08-cv-05780 JW (HRL)

**NOTICE OF HEARING ON
 FACEBOOK INC.'S MOTION FOR
 JUDGMENT ON THE PLEADINGS,
 OR, IN THE ALTERNATIVE,
 PARTIAL SUMMARY JUDGMENT**

Date: June 7, 2010
 Time: 9:00 a.m.
 Judge: Hon. James Ware
 Courtroom: 8, 4th Floor

1 **NOTICE OF MOTION AND MOTION**

2 **TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:**

3 PLEASE TAKE NOTICE that on June 7, 2010 at 9:00 a.m. or as soon thereafter as the
 4 matter may be heard, in the courtroom of the Honorable James Ware, United States District
 5 Court, 280 S. First Street, San Jose, CA 95113, Facebook, Inc. ("Facebook") will move the court
 6 for judgment on the pleadings pursuant to Federal Rule of Civil Procedure 12(c) or, in the
 7 alternative, for summary judgment on Facebook's second cause of action for violation of
 8 California Penal Code Section 502(c) against Defendants Power Ventures, Inc. and Steven
 9 Vachani (collectively, "Power"). This motion was originally noticed for hearing on February 26,
 10 2010 before the Honorable Jeremy Fogel. However, Judge Fogel recused himself from this case
 11 at the hearing and the matter was reassigned to this Court. The motion has been fully briefed by
 12 the parties:

13 Dkt. No. 56	Facebook's Motion For Judgment On The Pleadings, Or, In The Alternative, Summary Judgment
14 Dkt. No. 57	Declaration of Julio C. Avalos In Support of Motion for Judgment On The Pleadings
15 Dkt. No. 64	Power's Memorandum of Law In Opposition to Facebook's Motion for Judgment On the Pleadings
16 Dkt. No. 65	Declaration of Steve Vachani In Support of Memorandum of Law In Opposition to Facebook's Motion for Judgment On The Pleadings
17 Dkt. No. 66	Facebook's Reply Memorandum re Motion for Judgment On The Pleadings
18 Dkt. No. 69	Facebook's Objections to Dkt. No. 65, Declaration of Steve Vachani In Support of Defendant's Opposition
19 Dkt. No. 71	Minute Entry from February 26 Hearing
20 Dkt. No. 74	Power's Corrected Opposition to Facebook's Motion for Judgment on the Pleadings

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23 Dated: March 10, 2010

JULIO C. AVALOS
Orrick, Herrington & Sutcliffe LLP

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26 /s/ Julio C. Avalos
JULIO C. AVALOS
Attorneys for Plaintiff
FACEBOOK, INC.