

1 \*\*E-Filed 11/19/2010\*\*

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8 **IN THE UNITED STATES DISTRICT COURT**

9 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

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12 FACEBOOK, INC.,  
a Delaware Corporation,

13 Plaintiff,

14 v.

15 JEREMI FISHER; PHILIP POREMBKSI; RYAN  
16 SHIMEALL; and JOHN DOES 1-25, individuals;  
17 and CHOKO SYSTEMS LLC; HARM, INC.; PP  
18 WEB SERVICES LLC, iMEDIA ONLINE  
19 SERVICES LLC; and JOHN DOES 26-50,  
20 corporations,

21 Defendants.

Case Number 5:09-cv-05842-JF

ORDER<sup>1</sup> DIRECTING NOTICE OF  
PLAINTIFF'S MOTION FOR  
DEFAULT JUDGMENT

22 It has become apparent that Defendants Philip Porembski and PP Web Services, LLC  
23 have not received notice of Plaintiff's motion for default judgment, which was filed on August  
24 27, 2010. Pursuant to Fed. R. Civ. P. 55(b)(2), "[i]f the party against whom a default judgment  
25 is sought has appeared personally or by a representative, that party or its representative must be  
26 served with written notice of the application at least 7 days before the hearing." Although  
27 Defendants previously appeared through counsel, Downey Brand, LLP, by means of a stipulated

28 <sup>1</sup> This disposition is not designated for publication in the official reports.

1 order issued on January 8, 2010, counsel's services apparently were terminated on March 15,  
2 2010. Thus, notice of the instant motion should have been served on Defendants themselves  
3 pursuant to Fed. R. Civ. P. 55(b)(2).

4 **ORDER**

5 Accordingly, the Court directs that Plaintiff send notice of the instant motion to  
6 Defendants<sup>2</sup> at their addresses of record.

7 **IT IS SO ORDERED.**

8 DATED: 11/19/10

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10 JEREMY FOGEL  
United States District Judge

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27 <sup>2</sup> Plaintiff's counsel, Joseph Cutler, has informed the Court that he is in possession of an  
28 email address for Defendant Philip Porembski. The Court directs that notice be sent to this  
address as well as any additional known addresses for Defendants.