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 8
 Attorneys for Plaintiff
 9 ZYNGA INC.

11 UNITED STATES DISTRICT COURT
 12 NORTHERN DISTRICT OF CALIFORNIA
 13 SAN JOSE DIVISION

15 ZYNGA GAME NETWORK INC., a Delaware
 Corporation,
 16
 17 Plaintiff,
 18 v.
 19 JASON WILLIAMS, an individual, LUNA
 MARTINI, an individual, WAN-WEN KUO, an
 20 individual, and JOHN DOES 4-5 D/B/A MW
 GROUP
 21 Defendants.
 22

CASE NO. CV-10:01022 JF (PSGx)

**DECLARATION OF DAVID K. CAPLAN
 IN SUPPORT OF PLAINTIFF'S REQUEST
 FOR ENTRY OF DEFAULT BY THE
 CLERK AGAINST DEFENDANTS JASON
 WILLIAMS, LUNA MARTINI AND WAN-
 WEN KUO**

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I, David K. Caplan, declare:

1. I am a partner at Keats McFarland & Wilson LLP, attorneys of record for Plaintiff ZYNGA INC. (“Plaintiff”) in the above-entitled action. I submit this declaration in support of Plaintiffs’ Request for Entry of Default Against Defendants (1) Jason Williams; (2) Luna Martini; and (3) Wan-Wen Kuo (collectively, “Defendants”). Unless otherwise stated herein, I have personal knowledge of the facts stated in this declaration and, if called by a court of law to do so, I could and would testify competently thereto.

2. A true and correct copy of the Proof of Service Summons and First Amended Complaint as to Defendants is attached hereto as Exhibit 1.

3. A true and correct copy of the Court’s March 24, 2011 Order Authorizing Plaintiff to Serve Defendants by Electronic Mail, is attached hereto as Exhibit 2.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that all of the foregoing is true and correct.

Executed this 22nd day of April, 2011, in Beverly Hills, California.

By: _____ /s/
David K. Caplan

Exhibit 1

1 Larry W. McFarland (Bar No. 129668)
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CASE NO. CV-10:01022 JF (PSGx)

PROOF OF SERVICE

DECLARATION OF SERVICE

***Zynga Game Network Inc. v. Jason Williams, et al.,
USDC-Northern Dist. of California, Case No. CV:10-1022 JF (PSGx)***

I, the undersigned, say:

I am and was at all times herein mentioned a resident of the County of Los Angeles, over the age of eighteen (18) years and not a party to the within action or proceeding. My business address is 9720 Wilshire Boulevard, Penthouse Suite, Beverly Hills, California 90212, and I am employed in the offices of Keats McFarland & Wilson LLP by a member of the Bar of this Court at whose direction the service mentioned herein below was made.

On March 28, 2011, pursuant to the Court's Order Authorizing Plaintiff to Serve Defendants by Electronic Mail (Dkt. No. 35) filed March 25, 2011, I served the document(s) listed below entitled:

See Attachment A

upon the *defendants* at the following e-mail addresses:

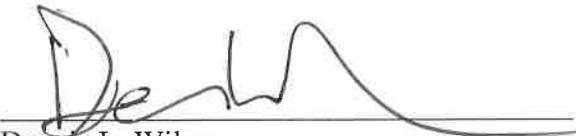
jwilliams1980@ymail.com; lmartini888@gmail.com; mwfexpress@gmail.com;
mafiawarsblackmarket@gmail.com; cindypearst@yahoo.com; mafiawarsdirect@gmail.com

by the method indicated below:

BY EMAIL OR ELECTRONIC TRANSMISSION: On March 28, 2011, from my computer I simultaneously transmitted to the defendants in this case via electronic mail, sent to the electronic addresses above, copies (in pdf form) of each of the documents mentioned above.

I declare under penalty of perjury under the laws of the state of California that the foregoing is true and correct.

Executed on March 28, 2011, at Beverly Hills, California.


Dennis L. Wilson

ATTACHMENT A

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1. **SUMMONS;**
 2. **FIRST AMENDED COMPLAINT;**
 3. **NOTICE OF ERRATA REGARDING FIRST AMENDED COMPLAINT;**
 4. **ORDER AUTHORIZING PLAINTIFF TO SERVE DEFENDANTS BY ELECTRONIC MAIL;**
 5. **NOTICE OF INTERESTED PARTIES;**
 6. **ORDER SETTING INITIAL CASE MANAGEMENT CONFERENCE AND ADR DEADLINES;**
 7. **STANDING ORDER FOR DISCOVERY PRACTICE IN ALL CASES REFERRED TO MAGISTRATE JUDGE PATRICIA V. TRUMBULL FOR DISCOVERY;**
 8. **STANDING ORDER FOR ALL JDUGES OF THE NORTHERN DISTRICT OF CALIFORNIA;**
 9. **WELCOME TO THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF CALIFORNIA, CLERK'S OFFICE, SAN JOSE DIVISION;**
 10. **NORTHERN DISTRICT OF CALIFORNIA SAN JOSE DIVISION CRIMINAL AND CIVIL LAW AND MOTION/TRIAL/SETTLEMENT/CASE MANAGEMENT/DISMISSAL HEARING SCHEDULE;**
 11. **NOTICE OF ASSIGNMENT OF CASE TO A UNITED STATES MAGISTRATE JUDGE FOR TRIAL;**
 12. **CONSENT TO PROCEED BEFORE A UNITED STATES MAGISTRATE JUDGE;**
 13. **DECLINATION TO PROCEED BEFORE A MAGISTRATE JUDGE AND REQUEST FOR REASSIGNMENT TO A UNITED STATES DISTRICT JUDGE;**
 14. **U.S. DISTRICT COURT NORTHERN CALIFORNIA ECF REGISTRATION INFORMATION HANDOUT;**
 15. **CLERK'S NOTICE OF IMPENDING REASSINGMENT TO A UNITED STATES DISTRICT JUDGE;**
 16. **REASSIGNMENT ORDER;**
 17. **ORDER CONTINUING CASE MANAGEMENT CONFERENCE [DKT 15];**
 18. **ORDER CONTINUING CASE MANAGEMENT CONFERENCE [DKT 21];**
 19. **ORDER CONTINUING CASE MANAGEMENT CONFERENCE [DKT 31];**
 20. **ORDER CONTINUING CASE MANAGEMENT CONFERENCE [DKT 34];**
 21. **STANDING ORDER REGARDING CASE MANAGEMENT IN A CIVIL CASE;**
 22. **STANDING ORDER RE PRETRIAL PREPARATION.**

Exhibit 2

1 Larry W. McFarland (Bar No. 129668)
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CASE NO. CV-10:01022 JF (PSG)

**[PROPOSED] ORDER AUTHORIZING
PLAINTIFF TO SERVE DEFENDANTS BY
ELECTRONIC MAIL**

Exhibit 2
Page 5

1 THE COURT, having considered Plaintiff Zynga Game Network Inc.'s ("Zynga's")
2 administrative motion for leave to serve defendants Jason Williams, Luna Martini and Wan-Wen
3 Kuo in this matter ("Defendants") with process by electronic mail ("email"), as well as the
4 supporting declaration of David K. Caplan and the exhibits attached thereto, and the other pleadings
5 and submissions on file in this case, hereby GRANTS Zynga's motion.

6 The Court finds that service of process by email on the Defendants is not prohibited by any
7 international agreement, and that such service satisfies the requirements of due process.

8 Zynga is hereby authorized to serve process on the Defendants by sending the Summons,
9 First Amended Complaint, this Order, and the other documents required by Civil Local Rule 4-2, in
10 English, simultaneously to the following email addresses: <jwilliams1980@ymail.com>;
11 <lmartini888@gmail.com>; <mwfexpress@gmail.com>; <mafiawarsblackmarket@gmail.com>;
12 <cindypearst@yahoo.com>; and <mafiawarsdirect@gmail.com>.

13 Service shall be deemed effective as of the date the aforementioned emails are sent, and the
14 Defendants shall answer or otherwise respond to Zynga's First Amended Complaint no later than
15 twenty-one (21) days after that date.

16 Unless and until the Defendants appear in this matter and provide additional service
17 information, Zynga is authorized to serve the Defendants with any further documents in this case by
18 emailing such documents, in English, to the email addresses specified above. Service of such
19 documents shall be deemed to be effective on the date the emails are sent.

20
21 IT IS SO ORDERED.

22
23 March 24, 2011

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26 The Honorable Jeremy Fogel
United States District Court Judge

27 Exhibit 2
28 Page 6