

COPY

AO 440 (Rev. 12/09) Summons in a Civil Action

UNITED STATES DISTRICT COURT

E-FILING

for the Northern District of California

DAVID GOULD, an individual, on behalf of himself and all others similarly situated,

Plaintiff

v.

FACEBOOK, INC., a Delaware corporation,

Defendant

ADR

Civil Action No.

CV 10-02389 PVT

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) FACEBOOK, INC., a Delaware corporation, 1601 South California Avenue, Palo Alto, California 94304

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are: Sean Reis, Edelson McGuire LLP, 30021 Tomas Street, Suite 300, Rancho Santa Margarita, California 92688, (949) 459-2124;

Jay Edelson, Michael J. Aschenbrener, and Benjamin H. Richman, Edelson McGuire LLC, 350 North LaSalle Street, Suite 1300, Chicago, Illinois 60654, (312) 589-6370

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Richard W. Wischnig
CLERK OF COURT
CITA F. ESCOLANO

Date: MAY 28 2010

Signature of Clerk or Deputy Clerk

FAXED

Civil Action No. _____

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for *(name of individual and title, if any)* _____
was received by me on *(date)* _____.

I personally served the summons on the individual at *(place)* _____
_____ on *(date)* _____ ; or

I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____, and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* _____, who is
designated by law to accept service of process on behalf of *(name of organization)* _____
_____ on *(date)* _____ ; or

I returned the summons unexecuted because _____ ; or

Other *(specify)*:

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00 .

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc: