

1 COOLEY LLP  
 2 MICHAEL G. RHODES (116127)  
 (rhodesmg@cooley.com)  
 3 MATTHEW D. BROWN (196972)  
 (brownmd@cooley.com)  
 4 JAMES M. PENNING (229727)  
 (jpenning@cooley.com)  
 5 101 California Street  
 5th Floor  
 San Francisco, CA 94111-5800  
 6 Telephone: (415) 693-2000  
 Facsimile: (415) 693-2222

7 Attorneys for Defendant  
 8 FACEBOOK, INC.

THE TERRELL LAW GROUP  
 REGINALD TERRELL  
 P.O. Box 13315, PMB # 148  
 Oakland, CA 94661  
 Telephone: (510) 237-9700  
 Facsimile: (510) 237-4616

AMAMGBO & ASSOCIATES  
 DONALD AMAMGBO  
 P.O. Box 13315, PMB # 148  
 Oakland, CA 94661  
 Telephone: (510) 615-6000  
 Facsimile: (510) 615-6025

LAW OFFICES OF SYDNEY J. HALL  
 SYDNEY J. HALL, ESQ. (158151)  
 (sydneyhallawoffice@yahoo.com)  
 1308 Bayshore Highway, Suite 220  
 Burlingame, CA 94010  
 Telephone: (650) 342-1830  
 Facsimile: (650) 342-6344

Attorneys for Plaintiff  
 ZETHA NOBLE in *Noble v. Facebook, Inc.*,  
 No. 10-cv-05781-HRL

14 [Additional Counsel Listed In Signature Block]

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

20 IN RE:  
 21 FACEBOOK PRIVACY LITIGATION

Case No. 10-cv-02389-JW

**STIPULATION IN SUPPORT OF  
 DEFENDANT FACEBOOK, INC.'S  
 ADMINISTRATIVE MOTION TO RELATE  
 AND CONSOLIDATE CASES**

1 Pursuant to Civil Local Rules 3-12, 7-11, and 7-12, this Stipulation is entered into by and  
2 among (1) Plaintiffs in this consolidated action in this Court, captioned *In re Facebook Privacy*  
3 *Litigation*, No. 10-cv-02389-JW, (2) Zetha Noble, Plaintiff in another action in this Court  
4 captioned *Noble v. Facebook Inc.*, No. 10-cv-05781-HRL, and (3) Facebook, Inc., Defendant in  
5 each of these actions, by and through their respective counsel.

6 WHEREAS, by Order dated August 20, 2010, the Court consolidated the related actions  
7 *Gould v. Facebook, Inc. (Gould)*, No. 10-cv-02389-JW, and *Robertson v. Facebook, Inc.*  
8 (*Robertson*), No. 10-cv-02408-JW, into the single action *In re Facebook Privacy Litigation*, No.  
9 10-cv-02389-JW, and closed No. 10-cv-02408-JW;

10 WHEREAS, by Order dated December 10, 2010, the Court consolidated eight related  
11 cases—*Graf v. Zynga*, No. 10-cv-04680-JW, *Albini v. Zynga*, No. 10-cv-04723-JW, *Gudac &*  
12 *Beiles v. Zynga*, No. 10-cv-04793-JW, *Schreiber v. Zynga*, No. 10-cv-04794-JW, *Swanson v.*  
13 *Zynga*, No. 10-cv-04902-JW, *Carmel-Jessup v. Facebook & Zynga*, No. 10-cv-04930-JW, *Phee*  
14 *& O'Hara v. Zynga*, No. 10-cv-04935-JW, and *Bryant & Brock v. Zynga*, No. 10-cv-05192-JW—  
15 into the single action *In re Zynga Privacy Litigation*, No. 10-cv-04680-JW;

16 WHEREAS, on December 20, 2010, the *Noble* action was filed in this Court and assigned  
17 Case No. 10-cv-05781-HRL;

18 WHEREAS, by Order dated December 21, 2010, the Court related the action *Marfeo v.*  
19 *Facebook, Inc.*, No. 10-cv-05301-BZ, with *In re Facebook Privacy Litigation*, No. 10-cv-02389-  
20 JW;

21 WHEREAS, by the same Order dated December 21, 2010, the Court consolidated the  
22 *Marfeo* action into *In re Facebook Privacy Litigation*, administratively closed No. 10-cv-05301,  
23 and further ordered that “[a]ll future related cases shall be automatically consolidated and  
24 administratively closed”;

25 WHEREAS, the parties hereto through their respective counsel agree that the *Noble* action  
26 should be related to the above-captioned action, *In re Facebook Privacy Litigation*, pursuant to  
27 Civil Local Rule 3-12 and this Court’s Order dated December 21, 2010;

28

1 WHEREAS, the parties hereto through their respective counsel agree that the *Noble* action  
2 should be consolidated into the above-captioned action, *In re Facebook Privacy Litigation*,  
3 pursuant to Federal Rule of Civil Procedure 42(a) and this Court's Order dated December 21,  
4 2010;

5 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between  
6 the parties hereto through their respective counsel:

7 1. *Noble v. Facebook, Inc.*, No. 10-cv-05781-HRL, should be related to *In re*  
8 *Facebook Privacy Litigation*, No. 10-cv-02389-JW, the lower numbered case, and, accordingly,  
9 should be reassigned to the Honorable James Ware.

10 2. *Noble v. Facebook, Inc.*, No. 10-cv-05781-HRL, and *In re Facebook Privacy*  
11 *Litigation*, No. 10-cv-02389-JW, should be consolidated for all purposes into one action, and the  
12 *Noble* action should be administratively closed.

13 3. All future filings shall be made in, and bear the caption of, *In re Facebook Privacy*  
14 *Litigation*, No. 10-cv-02389-JW, which will be the lead case. The existing Consolidated Class  
15 Action Complaint in *In re Facebook Privacy Litigation* shall be the operative complaint in the  
16 consolidated action.

17 IT IS SO STIPULATED.

18 Dated: January 13, 2011

COOLEY LLP

19  
20 /s/ Matthew D. Brown

MATTHEW D. BROWN

21 Attorneys for Defendant FACEBOOK, INC.

22  
23 Dated: January 13, 2011

EDELSON MCGUIRE LLP

24  
25 /s/ Michael J. Aschenbrener

MICHAEL J. ASCHENBRENER

26 Co-Lead Counsel in *In re Facebook Privacy*  
27 *Litigation*, No. 10-cv-02389-JW

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

Dated: January 13, 2011

THE TERRELL LAW GROUP

/s/ Reginald Terrell  
REGINALD TERRELL

Attorneys for Plaintiff ZETHA NOBLE in  
*Noble v. Facebook, Inc.*, No. 10-cv-05781-HRL

Additional Counsel (Continued From Caption Page):

NASSIRI & JUNG LLP  
KASSRA P. NASSIRI (215405) (knassiri@nassiri-jung.com)  
CHARLES H. JUNG (217909) (cjung@nassiri-jung.com)  
47 Kearny Street, Suite 700  
San Francisco, CA 94108  
Telephone: (415) 762-3100  
Facsimile: (415) 534-3200

EDELSON MCGUIRE LLP  
SEAN REIS (184044) (sreis@edelson.com)  
30021 Tomas Street, Suite 300  
Rancho Santa Margarita, CA 92688  
Telephone: (949) 450-2124  
Facsimile: (949) 459-2123

EDELSON MCGUIRE LLP  
MICHAEL J. ASCHENBRENER (*pro hac vice*) (maschenbrener@edelson.com)  
BENJAMIN J. RICHMAN (*pro hac vice*)  
(brichman@edelson.com)  
350 North LaSalle Street, Suite 1300  
Chicago, IL 60654  
Telephone: (312) 589-6370  
Facsimile: (312) 693-6378

Co-Lead Counsel in  
*In re Facebook Privacy Litigation*, No. 10-cv-02389-JW

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**ATTESTATION PURSUANT TO GENERAL ORDER 45**

I, Matthew D. Brown, attest that concurrence in the filing of this Stipulation has been obtained from each of the other signatories. Executed this 13th day of January, 2011, at San Francisco, California.

*/s/ Matthew D. Brown*  
\_\_\_\_\_  
Matthew D. Brown