

EXHIBIT 8

From: Hannah, James
Sent: Tuesday, February 02, 2010 10:18 AM
To: 'Norberg, Jeffrey'
Cc: Kobialka, Lisa; Andre, Paul; 'Rovner, Philip A.'; caponi@blankrome.com; Keefe, Heidi; Keyes, Melissa; Weinstein, Mark
Subject: RE: Leader v. Facebook - Summary of Meet and Confer

Jeff,

It is clear that we are at an impasse with regard to the deposition of Mark Zuckerberg. Accordingly, we will be contacting the Court immediately to schedule a hearing.

Furthermore, we will include in our brief the fact that you refuse to produce party witnesses before the close of written discovery. As you know, we have had multiple meet and confers over the past three weeks and Facebook has refused to provide dates for its party witnesses. Facebook's latest reason for stalling is that it demands that we provide the topics and/or questions Leader will be asking Facebook's party witnesses during the deposition. Facebook's request is unreasonable, and its refusal to produce party witnesses is inexcusable. Accordingly, we will seek costs for having to bring a motion to compel the deposition of party witnesses.

Moreover, as evidenced in your email below, Facebook is attempting to unilaterally extend the fact discovery deadline despite a Court order. Leader will also be moving to compel Facebook to provide dates for its party witnesses before the Court ordered fact discovery cutoff of March 1, 2010.

Of course, if Facebook provides appropriate dates for the remainder of its party witnesses before Leader's briefing, we will withdraw our motion to compel with respect to those witnesses. If Facebook does not provide such dates, Leader will be forced to bring its motion to compel, and will seek costs for doing so, based on Facebook's abusive discovery tactics.

James

From: Norberg, Jeffrey [mailto:jnorberg@cooley.com]
Sent: Monday, February 01, 2010 6:34 PM
To: Hannah, James
Cc: Kobialka, Lisa; Andre, Paul; 'Rovner, Philip A.'; caponi@blankrome.com; Keefe, Heidi; Keyes, Melissa; Weinstein, Mark
Subject: RE: Leader v. Facebook - Summary of Meet and Confer

James,

Your e-mail below misrepresents our discussion.

First, we provided you with a date for Christopher Cox, a member of Facebook's senior management - March 5. LTI waited until the end of January to notice this deposition and failed to confer regarding an appropriate date prior to noticing the deposition. In light of this, the only date Mr. Cox is available is March 5. If you move to compel his deposition when we have clearly offered it on a date that will prejudice no one, we will seek our costs in defending the motion.

Further, we have not refused to produce Daniel Chai, Cipora Herman, James Wang or Josh Wiseman. I told you

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on the call that I would be providing a date for Cipora Herman shortly. I can now offer Cipora Herman's deposition on February 26. With respect to Daniel Chai, James Wang and Josh Wiseman, I asked you to tell us why you believe these individuals have discoverable information that is not duplicative of the information that LTI can get during a 30(b)(6) deposition and/or during the depositions of the other noticed Facebook employees. You told us for the first time during the call that you believe that these individuals have information relating to Falcon, Photos and Groups. I told you that we would consider your position and get back to you. Therefore, we are still meeting and conferring on that issue.

Regarding Messrs. Ramakrishnan, Baloun and Dawson-Haggerty, we have repeatedly asked you to tell us why you believe these non-parties have any relevant information that cannot be obtained through a properly noticed 30(b)(6) deposition or the other non-party witnesses we have already agreed to produce. You have repeatedly refused to provide this information and we therefore will move to quash these three subpoenas in the Northern District of California.

Finally, I asked you to explain why you believe you are entitled to our CEO's deposition without first showing that you cannot obtain the information you need from the witnesses already being offered. The only issue you identified related to willfulness. We have repeatedly offered to provide a 30(b)(6) witness on Facebook's knowledge of LTI or the "white paper" and a declaration confirming what we have repeatedly said in our interrogatory responses: that neither Mr. Zuckerberg nor any of the Facebook employees involved with the initial coding of Facebook had any knowledge of LTI or LTI's "white paper" prior to the institution of this litigation. You refused this offer. It is dramatically premature to rush to the Court on this issue before you have even seen what the other deponents have to say, or whether Mr. Zuckerberg would even be necessary.

Sincerely,

Jeff

From: Hannah, James [mailto:jhannah@KSLAW.com]

Sent: Monday, February 01, 2010 4:28 PM

To: Norberg, Jeffrey

Cc: Kobialka, Lisa; Andre, Paul; 'Rovner, Philip A.'; caponi@blankrome.com; Keefe, Heidi; Keyes, Melissa; Weinstein, Mark

Subject: Leader v. Facebook - Summary of Meet and Confer

Jeff,

To summarize our meet and confer, we have confirmed the deposition of Adam D'Angelo for February 19, 2009 in our Silicon Valley office. We also confirmed the deposition of Mike McKibben for February 23, 2010 in California, and the depositions of Jeffrey Lamb, James Sobwick, Tim Fathbruckner, and Riad Yammine for the week of February 15th in Ohio. We are checking on the availability of Keith Voigts for deposition.

Further, Leader will be moving the Court to compel the depositions of Daniel Chai, Christopher Cox, Cipora Herman, James Wang, Josh Wiseman and Mark Zuckerberg before the fact discovery cut-off of March 1, 2010. Leader will also be moving for costs associated with having to bring this motion. Of course, we will withdraw our motion as to the people you provide us dates for if the date of deposition is before the close of fact discovery.

We will also be moving to compel the depositions of Thyagaraja Ramakrishnan, Karel Baloun and Stephen Dawson-Haggerty in the appropriate venue.

Please let me know if you have any questions.

James

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