

IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF VIRGINIA
NORFOLK DIVISION

PRAGMATUS AV, LLC,

Plaintiff,

v.

FACEBOOK, INC.,

Defendant.

Civil Action No. 2:10-cv-0560 (HCM/FBS)

**DEFENDANT FACEBOOK, INC.'S RULE 12(b)(6) MOTION TO DISMISS OR, IN THE
ALTERNATIVE, FOR A MORE DEFINITE STATEMENT**

Defendant Facebook, Inc. ("Facebook") hereby moves the Court for an Order dismissing Plaintiff's Complaint for failure to state a claim upon which relief may be granted pursuant to Federal Rule of Civil Procedure 12(b)(6), or in the alternative, for a more definite statement pursuant to Federal Rule of Civil Procedure 12(e).

Dated: January 21, 2011

Respectfully submitted,

/s/ Justin P.D. Wilcox

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CERTIFICATE OF SERVICE

I hereby certify that on the 25th day of January, 2011, I will electronically file the foregoing DEFENDANT FACEBOOK, INC.'S RULE 12(b)(6) MOTION TO DISMISS OR, IN THE ALTERNATIVE, FOR A MORE DEFINITE STATEMENT with the Clerk of the Court using the CM/ECF system, which will then send a notification of such filing (NEF) to the following:

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