

1 COOLEY LLP
2 MICHAEL G. RHODES (116127)
3 (rhodesmg@cooley.com)
4 MATTHEW D. BROWN (196972)
5 (brownmd@cooley.com)
6 BENJAMIN H. KLEINE (257225)
7 (bkleine@cooley.com)
8 JAMES B. MCARTHUR (265806)
9 (jmcarthur@cooley.com)
10 101 California Street, 5th Floor
11 San Francisco, CA 94111-5800
12 Telephone: (415) 693-2000
13 Facsimile: (415) 693-2222

14 Attorneys for Defendant FACEBOOK, INC.

15 UNITED STATES DISTRICT COURT
16 NORTHERN DISTRICT OF CALIFORNIA
17 SAN FRANCISCO DIVISION

18 RYAN UNG, CHI CHENG and ALICE
19 ROSEN, on Behalf of Themselves and All
20 Others Similarly Situated,

21 Plaintiffs,

22 v.

23 FACEBOOK, INC.,

24 Defendant.

Case No. 11-CV-02829-JSW-PSG

**DECLARATION OF JAS ATHWAL IN
SUPPORT OF FACEBOOK, INC.'S
SUPPLEMENTAL BRIEF REGARDING
JURISDICTION UNDER THE CLASS
ACTION FAIRNESS ACT (28 U.S.C. §
1332(d))**

Judge: Hon. Jeffrey S. White
Courtroom: 11
Trial Date: Not yet set

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

I, Jas Athwal, declare as follows:

1. I am employed by Defendant Facebook, Inc. (“Facebook”) as Director, Revenue Controller. Except as otherwise noted, I have personal knowledge of the following facts and if called to testify could and would testify competently thereto.

2. During the period from May 1, 2010 to May 1, 2011, Facebook earned in excess of \$25,000,000 in gross revenue from business and organizations in the United States who paid for advertisements and/or Sponsored Stories on Facebook.

I declare under penalty of perjury that the forgoing is true and correct.

Executed on December 7, 2011 at Menlo Park, California.

/s/ Jas Athwal
Jas Athwal

FILER’S ATTESTATION

Pursuant to General Order No. 45, § X(B) regarding signatures, I attest under penalty of perjury that the concurrence in the filing of this document has been obtained from its signatory.

Dated: December 7, 2011

COOLEY LLP

/s/ Matthew D. Brown
Matthew D. Brown (196972)

Attorneys for Defendant FACEBOOK, INC.