

1 COOLEY LLP
 2 MICHAEL G. RHODES (116127)
 3 (rhodesmg@cooley.com)
 4 MATTHEW D. BROWN (196972)
 5 (brownmd@cooley.com)
 6 KYLE C. WONG (224021)
 7 (kwong@cooley.com)
 8 ADAM C. TRIGG (261498)
 9 (atrigg@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
 15 FACEBOOK, INC.

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

19 In re: Facebook Internet Tracking Litigation

20 Case No. 5:12-md-02314 EJD

21 **[PROPOSED] ORDER GRANTING
 22 DEFENDANT FACEBOOK, INC.'S MOTION
 23 TO DISMISS PLAINTIFFS' SECOND
 24 AMENDED CONSOLIDATED CLASS
 25 ACTION COMPLAINT**

26 DATE: April 28, 2016
 27 TIME: 9:00 a.m.
 28 COURTROOM: 4
 JUDGE: Hon. Edward J. Davila
 TRIAL DATE: None Set

29 Defendant Facebook, Inc.'s Motion to Dismiss Plaintiffs' Second Amended Consolidated
 30 Complaint was heard on April 28, 2016 at 9:00 a.m. in this Court. Counsel for Facebook and
 31 counsel for Plaintiffs were in attendance and presented oral argument. Having considered the
 32 parties' papers filed in support of and in opposition to the motion, oral argument, and all other
 33 materials properly considered by the Court, and good cause having been shown, the Court issues
 34 the following findings and orders.

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This Court finds as follows:

Plaintiffs do not have standing to bring the present action under Article III of the United States Constitution.

With respect to the first through eleventh claims for relief, Plaintiffs fail to state a claim upon which relief can be granted.

Accordingly, **IT IS HEREBY ORDERED THAT:**

Facebook’s Motion to Dismiss Plaintiffs’ Second Amended Consolidated Class Action Complaint is **GRANTED**; and

Plaintiffs’ Second Amended Consolidated Class Action Complaint and all claims for relief alleged therein are hereby **DISMISSED WITH PREJUDICE**.

IT IS SO ORDERED.

DATED: _____

THE HONORABLE EDWARD J. DAVILA
UNITED STATES DISTRICT JUDGE

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