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13
 14 UNITED STATES DISTRICT COURT
 15 NORTHERN DISTRICT OF CALIFORNIA
 16 OAKLAND DIVISION

17 MATTHEW CAMPBELL and MICHAEL
 HURLEY,

18 Plaintiffs,

19 v.

20 FACEBOOK, INC.,

21 Defendant.
 22

Case No. C 13-05996 PJH

**JOINT NOTICE OF REILING OF CLASS
 CERTIFICATION BRIEFS AND
 EVIDENTIARY OBJECTIONS (DKT. 138,
 149, 167, 170, AND 172)**

1 Pursuant to the discussion at the hearing on Plaintiffs’ Motion for Class Certification held on
2 March 16, 2016, and this Court’s Minute Order dated March 16, 2016 (Dkt. 174), Plaintiffs and
3 Defendant Facebook, Inc. jointly file replacement versions of the following briefs and evidentiary
4 objections: (1) Plaintiffs’ Motion for Class Certification (Dkt. 138); (2) Defendant Facebook, Inc.’s
5 Opposition to Plaintiffs’ Motion for Class Certification (Dkt. 149); (3) Plaintiffs’ Reply in Support of
6 Motion for Class Certification (Dkt. 167); (4) Defendant Facebook, Inc.’s Objection to and Request
7 to Strike New Evidence and Misstatements of Fact Contained in Plaintiffs’ Reply in Support of their
8 Motion for Class Certification (Dkt. 170); and (5) Plaintiffs’ Response to Defendant’s “Objection to
9 and Request to Strike New Evidence and Misstatements of Fact” (Dkt. 172).

10 In its Minute Order, this Court ordered that “all of the administrative motions to seal (Dkt.
11 137, 147, 166, 169 and 171) are denied without prejudice to filing a limited, narrowly tailored request
12 for sealing as stated on the record.” (Dkt. 174.) The Court also ordered that “[t]he briefs shall be
13 filed unredacted in the public record by Monday 3/21/16,” and that while a new motion to seal must
14 be filed “for any request to seal trade secrets,” the Court would “allow redactions of source code,
15 names, addresses and phone numbers without a Court order.” (*Id.*) Accordingly, this joint filing
16 contains replacement versions of the aforementioned briefs and evidentiary objections that contain
17 redactions consistent with the Court’s Order.¹ The parties are in the process of conferring about a
18 new, omnibus administrative motion to seal limited portions of the documents accompanying the
19 aforementioned briefs and evidentiary objections that will be consistent with the Court’s Order, and
20 they intend to file that motion by next Monday, March 28, 2016.

21 Attached as **Exhibit 1** is a true and correct copy of a redacted version of Plaintiffs’ Motion for
22 Class Certification, originally filed at Dkt. 138. The only redactions in Exhibit 1 are by Facebook,
23 and they are of names of non-parties (specifically, Facebook employees) (*see pp.* 10:3, 10:5, 10:21,
24 10:22; 10:24; 11:25; 23:20-21; and 23:24).

25
26 ¹ The courtesy copies of this filing will also include copies of Exhibits 1-5 with highlighting that
27 reflects the redactions in the as-filed versions of the exhibits. For the Court’s convenience,
28 Plaintiffs’ redactions will appear in yellow highlighting, and Facebook’s redactions will appear in
blue highlighting.

1 Attached as **Exhibit 2** is a true and correct copy of a redacted version of Defendant Facebook,
2 Inc.'s Opposition to Plaintiffs' Motion for Class Certification, originally filed at Dkt. 149. The only
3 redactions in Exhibit 2 are by Plaintiffs, and they include names of non-parties (specifically, putative
4 class members) (*see pp. 7:22; 11:21; 20:12; 20:17; 20:18; 29:8; 29:11; 29:13*); a Facebook message
5 sent by Plaintiff Campbell (*see p. 23:7-9*); and the URL included in that message (*see p. 23:10*).

6 Attached as **Exhibit 3** is a true and correct copy of a redacted version of Plaintiffs' Reply in
7 Support of Motion for Class Certification, originally filed at Dkt. 167. The only redactions in Exhibit
8 3 are by Plaintiffs, and they are of the name of a non-party (specifically, a putative class member)
9 (*see pp. 20:24; 20:25; 20:26*).

10 Attached as **Exhibit 4** is a true and correct copy of Defendant Facebook, Inc.'s Objection to
11 and Request to Strike New Evidence and Misstatements of Fact Contained in Plaintiffs' Reply in
12 Support of their Motion for Class Certification, originally filed at Dkt. 170. Exhibit 4 now contains
13 no redactions.

14 Attached as **Exhibit 5** is a true and correct copy of a redacted version of Plaintiffs' Response
15 to Defendant's "Objection to and Request to Strike New Evidence and Misstatements of Fact,"
16 originally filed at Dkt. 172. The only redaction in Exhibit 5 is by Facebook, and it is of the name of a
17 non-party (specifically, a Facebook employee) (*see p. 7:8*).

18 Dated: March 21, 2016

Respectfully submitted,

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20 GIBSON, DUNN & CRUTCHER LLP

21 By: _____/s/
Christopher Chorba

22 Attorneys for Defendant FACEBOOK, INC.

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26 Attorneys for Plaintiffs
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