

# EXHIBIT 6

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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

MATTHEW CAMPBELL, MICHAEL )  
HURLEY, and DAVID SHADPOUR, ) Case No.  
Plaintiffs, ) C 13-05996 PJH (MEJ)  
vs. )  
FACEBOOK, INC., )  
Defendant. )  
\_\_\_\_\_ )

VIDEOTAPED DEPOSITION OF DAVID SHADPOUR  
THURSDAY, OCTOBER 1, 2015

REPORTED BY:  
JARDENE L. PLATT,  
RPR, CSR No. 3724  
Job No. 2142485  
  
Pages 1-151

1 followed up with plaintiffs' counsel at all between, 09:32:07  
2 again December-January time frame and the March time 09:32:09  
3 frame? 09:32:13  
4 A. Yeah. But I -- to help add some clarity 09:32:13  
5 on what was discussed earlier on record, it was a 09:32:16  
6 more passive conversation about leaving the claim. 09:32:18  
7 It only became more active around this time. 09:32:20  
8 Q. What is -- you said "around this time." 09:32:23  
9 Are you talking about July or March? 09:32:25  
10 A. The March time, yeah. 09:32:26  
11 Q. Can you describe what you mean by a more 09:32:29  
12 passive conversation. 09:32:32  
13 A. Yeah. "I would like to leave the claim. 09:32:33  
14 What's the best -- what's the best approach?" 09:32:34  
15 And -- 09:32:36  
16 Q. That was generally a conversation with 09:32:37  
17 Mr. Portnoy? 09:32:39  
18 A. Yeah. My conversations were exclusive to 09:32:40  
19 Mr. Portnoy for majority of duration. 09:32:42  
20 Q. Understood. But earlier you referenced 09:32:45  
21 conversations with Mr. Rudolph, Ms. Gardner and 09:32:47  
22 Mr. Diamand. They were not involved in those? 09:32:50  
23 A. That's correct. They were involved in the 09:32:52  
24 summer. 09:32:55  
25 Q. In the summer. 09:32:55

1 A. Yeah. 09:32:56

2 Q. Had you had, as far as you can recall, any 09:32:57

3 conversations with Ms. Gardner or Mr. Rudolph or 09:32:59

4 Mr. Diamand at any point up until March of 2015? 09:33:02

5 A. Not that I know of. 09:33:06

6 Q. You mentioned the conversations were 09:33:12

7 passive but then they -- I forget which term you 09:33:14

8 used -- but you -- 09:33:17

9 A. Active. 09:33:18

10 Q. -- became more active in around the March 09:33:18

11 time frame. Is that right? 09:33:20

12 A. Yeah. 09:33:21

13 Q. At that point did you make any specific 09:33:24

14 instructions to your counsel to have them dismiss 09:33:28

15 you from the case? 09:33:31

16 A. Yeah. I asked to be dismissed. 09:33:33

17 Q. Had you made that explicit request before 09:33:36

18 March of 2015? 09:33:38

19 A. It's possible. 09:33:40

20 Q. At any point in time, going broad now, at 09:33:44

21 any point in time, did anyone explain to you what 09:33:47

22 Facebook sought in exchange for your withdrawal or 09:33:51

23 dismissal from the case? 09:33:54

24 A. Yeah. I believe the deposition. 09:33:55

25 Q. How about completing outstanding 09:33:59

1 discovery? 09:34:02

2 A. It's possible. 09:34:02

3 Q. And were you willing to sit for a 09:34:04

4 deposition in exchange for dismissal? 09:34:06

5 A. No. 09:34:08

6 Q. At any point in time did that desire 09:34:09

7 change? 09:34:12

8 A. No. I am here. 09:34:12

9 Q. Fair enough. 09:34:15

10 Do you know that Facebook had requested 09:34:20

11 your deposition early in the case? 09:34:22

12 A. Yeah. I'm aware of that. 09:34:25

13 MR. CHORBA: Mark this Exhibit 17, I 09:34:42

14 believe. 09:34:43

15 (Deposition Exhibit 17 was marked for

16 identification and is attached hereto.)

17 BY MR. CHORBA:

18 Q. Mr. Shadpour, the reporter has just handed 09:34:57

19 you a document we have marked as Exhibit 17. This 09:34:59

20 is an email from David Rudolph addressed to me and 09:35:01

21 my colleagues, copying Michael Sobol. 09:35:04

22 So again, it's from -- to orient you, it's 09:35:07

23 from plaintiffs' counsel to Facebook's counsel and 09:35:10

24 it attaches a draft stipulation. It's dated 09:35:13

25 April 30. 09:35:16

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I, JARDENE L. PLATT, RPR, CSR No. 3724 in and for the State of California, do hereby certify:

That prior to being examined, the witness named in the foregoing deposition was by me duly sworn to testify as to the truth, the whole truth, and nothing but the truth.

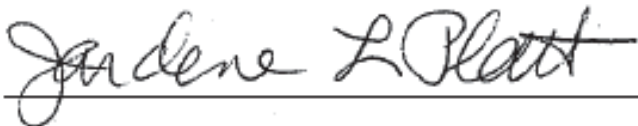
That said deposition was taken before me at the time and place therein set forth and was taken down by me stenographically and thereafter transcribed via computer-aided transcription under my direction and is a true record of the testimony.

Before completion of the deposition, review of the transcript [XX] was [ ] was not requested.

I further certify that I am neither counsel for, nor related to, any party to said action, nor interested in the outcome thereof.

IN WITNESS WHEREOF, I have hereunto subscribed my name.

Dated: October 14, 2015



JARDENE L. PLATT, RPR, CSR No. 3724