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11 *Attorneys for Defendant Facebook, Inc.*

12 UNITED STATES DISTRICT COURT
 13 NORTHERN DISTRICT OF CALIFORNIA
 14 OAKLAND DIVISION

15 MATTHEW CAMPBELL and MICHAEL
 16 HURLEY,

17 Plaintiffs,

18 v.

19 FACEBOOK, INC.,

20 Defendant.

Case No. C 13-05996 PJH-SK

**JOINT SUPPLEMENTAL BRIEF IN
 SUPPORT OF PLAINTIFFS' MOTION
 FOR PRELIMINARY APPROVAL OF
 CLASS ACTION SETTLEMENT**

1 As requested at the hearing on Plaintiffs’ Motion for Preliminary Approval of Class Action
2 Settlement, attached as Exhibit A is a modified order granting preliminary approval to the parties’
3 class action settlement in this action. This proposed order modifies paragraphs 7, 9 and 10 of the
4 order submitted on March 1, 2017 (Dkt. 227-1), per the Court’s instruction, and updates all dates
5 therein to reflect those provided by the Court on the record.

6 As counsel for the parties explained at the hearing, information about the litigation and
7 Settlement is publicly available through several public sources:

8 First, pursuant to the Class Actions Fairness Act (28 U.S.C. § 1715 (2005)), Facebook sent
9 copies of the Settlement as well as Plaintiffs’ Motion for Preliminary Approval of Class Action
10 Settlement (Dkt. 227 through 227-3), the original, Amended, and Second Amended Complaints (Dkt.
11 1, 25, 196), the Court’s Order Granting in Part and Denying in Part Defendant’s Motion to Dismiss
12 (Dkt. 43), the Court’s Order Granting in Part and Denying in Part Plaintiffs’ Motion for Certification
13 (Dkt. 192), and Plaintiff Shadpour’s Notice of Voluntary Dismissal (Dkt. 123) to the responsible
14 federal and state attorneys general for all fifty states and U.S. territories on March 8, 2017.

15 Second, the Settlement, Motion for Preliminary Approval, and all other unsealed case
16 documents are accessible through the publicly-available PACER/CM-ECF system.

17 Third, this case has garnered considerable publicity from its inception up to and including the
18 filing of Plaintiffs’ Motion for Preliminary Approval of the Settlement. Attached as Exhibit B is a
19 list of links to internet press coverage of the litigation and Settlement.

20 Fourth, at the hearing on Plaintiffs’ Motion for Preliminary Approval of Class Action
21 Settlement, the Court held that information about the Settlement (including Class Counsel’s

22 ///

23 ///

24 ///

1 application for attorneys' fees, costs/expenses, and incentive awards for the named plaintiffs/class
2 representatives) will be posted on Class Counsel's publicly available websites
3 (<http://www.cbplaw.com/> and <https://www.lieffcabraser.com/>).

4 Respectfully submitted,

5 DATED: April 24, 2017

GIBSON, DUNN & CRUTCHER LLP

7 By: _____/s/
8 JOSHUA A. JESSEN

9 Attorneys for Defendant Facebook, Inc.

11 DATED: April 24, 2017

CARNEY BATES & PULLIAM PLLC

13 By: _____/s/
14 HANK BATES

15 Attorneys for Plaintiffs

17 **ATTORNEY ATTESTATION**

18 Pursuant to Civil Local Rule 5-1, I, Joshua A. Jessen, hereby attest that concurrence in the
19 filing of this document has been obtained from Hank Bates.

21 DATED: April 24, 2017

GIBSON, DUNN & CRUTCHER LLP

23 By: _____/s/
24 JOSHUA A. JESSEN

25 Attorneys for Defendant Facebook, Inc.