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March 9, 2010

VIA HAND & ELECTRONIC FILING CONFIDENTIAL – FILED UNDER SEAL

The Honorable Leonard P. Stark
U.S. District Court, District of Delaware
844 North King Street
Wilmington, DE 19801

Re: Leader Technologies, Inc. v. Facebook, Inc., C.A. No. 08-862-JJF

Dear Magistrate Stark:

Facebook respectfully requests an order compelling Leader Technologies, Inc. (“LTI”) to produce the source code for Leader2Leader, the product that LTI contends practices the asserted claims of the patent-in-suit. LTI should be so compelled because the Leader2Leader source code is relevant to Facebook’s claim of false marking and to remedies LTI is seeking against Facebook.

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Facebook has repeatedly requested access to the Leader2Leader source code directly from LTI, but has been repeatedly denied. *See e.g., January 27, 2010 Letter from Mark Weinstein to James Hannah, Ex. 3; February 1, 2010 Letter from James Hannah to Mark Weinstein, Ex. 4.* At this juncture, Facebook requires the Court's intervention in order to facilitate this discovery.

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One of the core elements of any false marking claim is an analysis of what the marked product does. Facebook will be hamstrung in its defense and in proving its counterclaims without access to the Leader2Leader source code.

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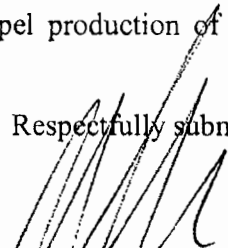
Because Facebook has established the relevance of the Leader2Leader source code and its need for the code, and because there is no burden sufficient to outweigh the benefit,



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Facebook respectfully requests the Court to compel production of the Leader2Leader source code.

Respectfully submitted,



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I.D. No. 3484

SLC:pf
Enclosures

cc: Clerk of Court (via hand delivery and e-filing)
Philip A. Rovner, Esquire (via e-service)