

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

LEADER TECHNOLOGIES, INC., a
Delaware corporation,

Plaintiff-Counterdefendant,

v.

FACEBOOK, INC., a Delaware corporation,

Defendant-Counterclaimant.

Civil Action No. 08-862-JJF/LPS

**DECLARATION OF JEFFREY NORBERG IN SUPPORT OF DEFENDANT
FACEBOOK, INC.'s MOTION FOR LEAVE TO AMEND ITS RESPONSIVE
PLEADING TO ADD A DEFENSE AND COUNTERCLAIM OF INEQUITABLE
CONDUCT AND TO AMEND ITS FALSE MARKING COUNTERCLAIM**

I, Jeffrey Norberg, declare:

1. I am an attorney with Cooley Godward Kronish LLP, of counsel in this action for Defendant Facebook, Inc. ("Facebook"). I make this declaration in support of Facebook's Motion for Leave to Amend Its Responsive Pleading to Add a Defense and Counterclaim of Inequitable Conduct and to Amend Its False Marking Counterclaim. I have personal knowledge of the facts contained within this declaration, and if called as a witness, could testify competently to the matters contained herein.

2. Facebook made a reasonable effort to reach agreement with Leader Technologies, Inc. ("LTI") on the matters set forth in this motion. The parties met-and-conferred regarding Facebook's desire to amend its Second Amended Answer, Affirmative Defenses, and Counterclaim to add a defense and counterclaim of inequitable conduct and to amend its false marking counterclaim. In that meet-and-confer, the parties were unable to reach an agreement sufficient to obviate Facebook's need to seek leave to amend from the Court.

3. Attached hereto as Exhibit 1 is a true and correct copy of Leader Technologies, Inc.'s Response to Facebook, Inc.'s Second Set of Interrogatories.

4. Attached hereto as Exhibit 2 is a true and correct copy of Leader Technologies, Inc.'s First Supplemental Response to Facebook, Inc.'s Interrogatory No. 10.

5. Attached hereto as Exhibit 3 is a true and correct copy of Leader Technologies, Inc.'s Third Supplemental Response to Facebook, Inc.'s Interrogatory No. 1, First Supplemental Response to Facebook, Inc.'s Interrogatory No. 8, and Second Supplemental Responses to Facebook, Inc.'s Interrogatories Nos. 10 and 12-17.

6. Attached hereto as Exhibit 4 is a true and correct copy of excerpts from the February 19, 2010 deposition transcript of Jeffrey Lamb.

7. Attached hereto as Exhibit 5 is a true and correct copy of a document bearing production label numbers LTI 074788-89, which was produced in this litigation by Leader Technologies.

8. Attached hereto as Exhibit 6 is a true and correct copy of a document bearing production label numbers LTI 048195-206, which was produced in this litigation by Leader Technologies.

9. Attached hereto as Exhibit 7 is a true and correct copy of a document bearing production label numbers LTI 105611-13, which was produced in this litigation by Leader Technologies.

10. Attached hereto as Exhibit 8 is a true and correct copy of excerpts of Leader Technologies, Inc.'s Second Supplemental Response to Facebook, Inc.'s Interrogatory No. 1, First Supplemental Responses to Facebook's Interrogatory Nos. 4, 11-17 and Third Supplemental Response to Facebook's Interrogatory No. 9.

11. Attached hereto as Exhibit 9 is a true and correct copy of excerpts from the February 23, 2010 deposition transcript of Michael McKibben.

12. Attached hereto as Exhibit 10 is a true and correct copy of excerpts from the February 24, 2010 deposition transcript of Michael McKibben.

13. Attached hereto as Exhibit 11 is a true and correct copy of a document bearing production label numbers LTI 145929-32, which was produced in this litigation by Leader Technologies.

14. Attached hereto as Exhibit 12 is a true and correct copy of a document bearing production label numbers LTI 111341-42, which was produced in this litigation by Leader Technologies.

15. Attached hereto as Exhibit 13 is a true and correct copy of a document bearing production label numbers LTI 102315-17, which was produced in this litigation by Leader Technologies.

16. Attached hereto as Exhibit 14 is a true and correct copy of a document bearing production label numbers LTI 134982-5046, which was produced in this litigation by Leader Technologies.

17. Attached hereto as Exhibit 15 is a true and correct copy of a document bearing production label numbers LTI 002871-75, which was produced in this litigation by Leader Technologies.

18. Attached hereto as Exhibit 16 is a true and correct copy of a document bearing production label number LTI 1002878, which was produced in this litigation by Leader Technologies.

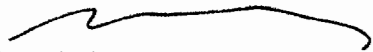
19. Attached hereto as Exhibit 17 is a true and correct copy of a document bearing production label numbers LTI 064039-57, which was produced in this litigation by Leader Technologies.

20. Attached hereto as Exhibit 18 is a true and correct copy of Facebook, Inc.'s Fourth Set of Interrogatories to Leader Technologies, Inc.

21. Attached hereto as Exhibit 19 is a true and correct copy of Leader Technologies, Inc.'s Responses to Facebook, Inc.'s Fourth Set of Interrogatories (Nos. 12-18).

22. Attached hereto as Exhibit 20 is a true and correct copy of excerpts from the February 17, 2010 deposition of Tim Fathbruckner.

I declare under penalty of perjury that the foregoing is true and correct. Executed on
March 25, 2010 in Palo Alto, California.

/s/ 

Jeffrey Norberg