

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

LEADER TECHNOLOGIES, INC., a  
Delaware corporation,

Plaintiff and Counterdefendant,

v.

FACEBOOK, INC., a Delaware  
corporation,

Defendant and Counterclaimant.

Civil Action No. 1:08-cv-00862-JJF

**PUBLIC VERSION**

**CONFIDENTIAL - FILED UNDER SEAL**

**DECLARATION OF JEFFREY NORBERG IN SUPPORT OF  
DEFENDANT FACEBOOK INC.'S OBJECTIONS TO  
MAGISTRATE JUDGE STARK'S APRIL 27, 2010 ORDER**

OF COUNSEL:

Heidi L. Keefe (*pro hac vice*)  
Mark R. Weinstein (*pro hac vice*)  
Jeffrey Norberg (*pro hac vice*)  
Melissa H. Keyes (*pro hac vice*)  
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Counterclaimant Facebook, Inc.*

Filed: May 11, 2010  
PUBLIC VERSION FILED: May 27, 2010

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	)	
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v.	)	
	)	
FACEBOOK, INC., a Delaware corporation,	)	
	)	
Defendant and Counterclaimant.	)	
	)	

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**DECLARATION OF JEFFREY T. NORBERG IN SUPPORT OF  
FACEBOOK, INC.'S OBJECTIONS TO  
MAGISTRATE JUDGE STARK'S APRIL 27, 2010 ORDER**

I, Jeffrey T. Norberg, declare:

1. I am an attorney with Cooley Godward Kronish LLP, of counsel in this action for defendant Facebook, Inc. I make this declaration in support of Facebook, Inc.'s Objections to Magistrate Judge Stark's April 27, 2010 Order. 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. Attached hereto as Exhibit A is a true and correct copy of the confidential April 7, 2010 letter brief submitted by Facebook, Inc. to Magistrate Judge Stark.
3. Attached hereto as Exhibit B is a true and correct copy of the confidential exhibits attached to the April 7, 2010 letter brief submitted by Facebook, Inc. to Magistrate Judge Stark.
4. Attached hereto as Exhibit C is a true and correct copy of the confidential April 8, 2010 responsive letter brief submitted by Leader Technologies, Inc. to Magistrate Judge Stark.
5. Attached hereto as Exhibit D is a true and correct copy of the confidential exhibits

attached to the April 8, 2010 responsive letter brief submitted by Leader Technologies, Inc. to Magistrate Judge Stark.

6. Attached hereto as Exhibit E is a true and correct copy of the transcript of the April 9, 2010 hearing before Magistrate Judge Stark in the instant litigation.

7. Attached hereto as Exhibit F is a true and correct copy of the confidential April 26, 2010 letter brief submitted by Facebook, Inc. to Magistrate Judge Stark.

8. Attached hereto as Exhibit G is a true and correct copy of the confidential exhibits attached to the April 26, 2010 letter brief submitted by Facebook, Inc. to Magistrate Judge Stark.

9. Attached hereto as Exhibit H is a true and correct copy of the confidential April 26, 2010 letter brief submitted by Leader Technologies, Inc. to Magistrate Judge Stark.

10. Attached hereto as Exhibit I is a true and correct copy of the confidential exhibits attached to the April 26, 2010 letter brief submitted by Leader Technologies, Inc. to Magistrate Judge Stark.

11. Attached hereto as Exhibit J is a true and correct copy of the transcript of the April 27, 2010 hearing before Magistrate Judge Stark in the instant litigation.

12. Attached hereto as Exhibit K is a true and correct copy of an email exchange between myself and James Hannah and Paul Andre, both counsel for Leader Technologies, Inc., dated March 15, 2010 through March 24, 2010.

13. I contacted Benjamin Zacks of Zacks Law Group by telephone on April 19, 2010 regarding his involvement or interaction with Leader Technologies and/or Michael McKibben. Mr. Zacks told me that he required a subpoena from Facebook before he would produce documents or information relating to relevant topics in this litigation.

I declare under penalty of perjury that the foregoing is true and correct. Executed on May 11, 2010 in Palo Alto, California.



Jeffrey T. Norberg