

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

LEADER TECHNOLOGIES, INC., a Delaware corporation,)	
)	
Plaintiff-Counterdefendant,	)	Civil Action No. 08-862-LPS
)	
v.)	
)	
FACEBOOK, INC., a Delaware corporation,	)	PUBLIC VERSION
)	
)	
Defendant-Counterclaimant.)	
)	

**DECLARATION OF SHANE GLYNN IN SUPPORT OF
LEADER TECHNOLOGIES, INC.'S MOTION TO STRIKE AND
OPPOSITION TO FACEBOOK, INC.'S MOTION *IN LIMINE* NO. 12**

OF COUNSEL:

Paul J. André
Lisa Kobialka
KING & SPALDING LLP
333 Twin Dolphin Drive
Suite 400
Redwood Shores, CA 94065
(650) 590-0700

Dated: June 21, 2010
Public Version: June 28, 2010

Philip A. Rovner (#3215)
Jonathan A. Choa (#5319)
POTTER ANDERSON & CORROON LLP
Hercules Plaza
P. O. Box 951
Wilmington, DE 19899
(302) 984-6000
provner@potteranderson.com

*Attorneys for Plaintiff
Leader Technologies, Inc.*

I, Shane Glynn, declare as follows:

1. I am an attorney with the law firm of King & Spalding LLP, counsel of record for Leader Technologies, Inc (“Leader”). I have personal knowledge of the facts set forth in this declaration and can testify competently to those facts.

2. Attached hereto as Exhibit A is a true and correct copy of an email string between James Hannah of King & Spalding and Jeffrey Norberg of Cooley LLP dated from April 29, 2010, to May 4, 2010.

3. Attached hereto as Exhibit B is a true and correct copy of Facebook, Inc.’s (“Facebook”) Seventh Set of Interrogatories (Re: Marking) To Leader served on February 5, 2010.

4. Attached hereto as Exhibit C is a true and correct copy of Facebook’s Fifth Set of Requests for Production of Documents (Re: Marking) to Leader served on February 5, 2010.

5. Attached hereto as Exhibit D is a true and correct copy of Facebook’s Notice of Deposition of Leader Pursuant to Fed.R.Civ.P. 30(b)(6) served on February 8, 2010.

6. Attached hereto as Exhibit E is a true and correct copy of pages 240-44, 246-51, and 400 from the transcript of the deposition of Michael McKibben taken February 24, 2010.

7. Attached hereto as Exhibit F is a true and correct copy of an email between Ed Crocket of Leader and Mr. McKibben dated January 14, 2008.

8. Attached hereto as Exhibit G is a true and correct copy of an email from Mr. McKibben to Leader employees dated December 19, 2002.

9. Attached hereto as Exhibit H is a true and correct copy of pages 120-22 from the transcript of the deposition of Jeffrey Lamb taken February 19, 2010.

I declare under penalty of perjury under the laws of the State of California and the United States that each of the above statements is true and correct.

Executed on June 21, 2010, in Redwood Shores, California.

 /s/ Shane Glynn
Shane Glynn

Exhibit A

Hannah, James

From: Hannah, James
Sent: Tuesday, May 04, 2010 8:12 AM
To: 'jnorberg@cooley.com'
Subject: Re: Leader v. Facebook - Pretrial Motions

Agreed.

James

James Hannah
Attorney At Law
King & Spalding LLP

Silicon Valley -
333 Twin Dolphin Drive, Suite 400
Redwood Shores, CA 94065

San Francisco -
101 Second Street, Suite 2300
San Francisco, CA 94105

Phone (SV & SF): (650) 590-0726
Fax (SV & SF): (650) 590-1900
Email: jhannah@kslaw.com

----- Original Message -----

From: Norberg, Jeffrey <jnorberg@cooley.com>
To: Hannah, James
Sent: Sun May 02 20:37:37 2010
Subject: RE: Leader v. Facebook - Pretrial Motions

James,

We agree to your proposal regarding the pretrial motions -- opening briefs on May 20th, responses on May 27th and no replies.

Regarding the deposition designation schedule, we proposed designations by May 17th, counter-designations / objections by May 24th and objections to counter-designations by May 27th. Please let me know if you agree with this schedule.

Thanks,

Jeff

From: Hannah, James [mailto:jhannah@KSLAW.com]
Sent: Thursday, April 29, 2010 2:59 PM
To: Norberg, Jeffrey
Subject: Leader v. Facebook - Pretrial Motions

Jeff,

I received your message regarding the pretrial motions. We generally agree with your proposal, however we insist that the motions be filed on the same day as the Pretrial Order which is May 27th. Therefore, we propose that we file opening pretrial motions on May 20th and oppositions on May 27th. Please let me know if you agree.

Also, were you OK with the deposition designation schedule? Please confirm that you agree to that schedule as well, or propose one for our consideration.

Thanks.

James

James Hannah
Attorney At Law
King & Spalding LLP

Silicon Valley -
333 Twin Dolphin Drive, Suite 400
Redwood Shores, CA 94065

San Francisco -
101 Second Street, Suite 2300
San Francisco, CA 94105

Phone (SV & SF): (650) 590-0726

Fax (SV & SF): (650) 590-1900

Email: jhannah@kslaw.com

King & Spalding Confidentiality Notice:

This message is being sent by or on behalf of a lawyer. It is intended exclusively for the individual or entity to which it is addressed. This communication may contain information that is proprietary, privileged or confidential or otherwise legally exempt from disclosure. If you are not the named addressee, you are not authorized to read, print,

retain, copy or disseminate this message or any part of it. If you have received this message in error, please notify the sender immediately by e-mail and delete all copies of the message.

This email message is for the sole use of the intended recipient(s) and may contain confidential and privileged information. Any unauthorized review, use, disclosure or distribution is prohibited. If you are not the intended recipient, please contact the sender by reply email and destroy all copies of the original message. If you are the intended recipient, please be advised that the content of this message is subject to access, review and disclosure by the sender's Email System Administrator.

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Exhibit B

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

LEADER TECHNOLOGIES, INC., a Delaware corporation,)	CIVIL ACTION
)	
Plaintiff and Counterdefendant,	)	No. 1:08-cv-00862-JJF
)	
v.	)	FACEBOOK, INC.'S SEVENTH SET
	)	OF INTERROGATORIES (RE:
FACEBOOK, INC., a Delaware corporation,	)	MARKING) TO LEADER
	)	TECHNOLOGIES, INC.
Defendant and Counterclaimant.)	

PROPOUNDING PARTY: FACEBOOK, INC.

RESPONDING PARTY: LEADER TECHNOLOGIES, INC.

SET NUMBER: SEVEN (7)

Pursuant to Rule 33 of the Federal Rules of Civil Procedure, defendant and counterclaimant FACEBOOK, INC. ("Facebook") hereby request that plaintiff and counterdefendant LEADER TECHNOLOGIES, INC. ("LTI") answer the following interrogatories separately, fully, and under oath within thirty (30) days of service. Plaintiff is subject to a duty to supplement all responses to these interrogatories in accordance with Federal Rule of Civil Procedure 26(e).

DEFINITIONS

A. "Document" shall have the broadest meaning ascribed to it by Federal Rule of Civil Procedure 34 and Federal Rule of Evidence 1001 and includes, without limiting the generality of the foregoing, the original and all copies, drafts, and translations of any document in any written, recorded, or graphic form, including film, video, computer data and programs, memoranda and notes of oral conversations, as well as compilations, catalogs and summaries of information or data, whether typed, handwritten, printed, recorded, or otherwise produced or

reproduced, and any other retrievable data (whether email, discs, tapes, cards, or coded electrostatically, electromagnetically, optically or otherwise). "Document" also means any nonidentical copy thereof and all associated metadata about the creation, modification and storage of the document. Designated documents are to be taken as including all attachments, exhibits, enclosures, appendices and other documents that relate to or refer to such designated documents. The enumeration of various specific items as included within the definition of the word "documents" shall not be taken to limit the generality of this word, and the requests herein are directed and intended to obtain all "documents" in the broadest and most comprehensive sense and meaning of this word.

B. "Communication" means any contact, oral or documentary, formal or informal, at any place or under any circumstances whatsoever whereby information of any nature is transmitted or transferred, including, without limitation, a single person seeing or hearing any information by any means.

C. "Any" shall be understood to include and encompass "all," and "each" shall be understood to include and encompass "every."

D. The singular shall always include the plural and the present tense shall also include the past tense.

E. "And" as well as "or" shall be construed disjunctively or conjunctively as necessary to bring within the scope of this request all documents or things that might otherwise be construed to be outside its scope.

F. "LTI," "Plaintiff" and "you" shall be understood to mean Leader Technologies, Inc., its directors, officers, parents, subsidiaries, predecessors, successors, assigns, agents, servants, employees, investigators, attorneys, and all other persons and entities representing it or acting on its behalf.

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INSTRUCTIONS

1. To "identify" a person or entity means to state the person's or entity's name and last known residential and/or business addresses and telephone numbers and to provide the facts or documents about which you believe that person has knowledge.
2. To "identify" an event, discussion, inquiry or request means to state (1) the date that any of the foregoing occurred, (2) the individuals involved, (3) the location where the event, discussion, inquiry or request occurred, and (4) the outcome thereof.
3. To "identify" a document means:
 - a. to refer to the document's identification or exhibit number if the document has previously been, or is concurrently being, produced or used in discovery, or to attach a true copy of the document to the interrogatory answers, and to state the document's title and date, or if unknown, the approximate date of creation;
 - b. provide the identity of each person who signed or participated in the preparation of the document;
 - c. provide the identity of each person who is an addressee, including those to whom copies were to be sent, or who received a copy of the document;
 - d. provide a summary of the subject matter of the document;
 - e. provide the present location of the document and the identity of the custodian of the original and each copy thereof; and
 - f. if the document no longer exists, give the date on which it was destroyed, the identity of the person who destroyed it, and the person under whose authority it was destroyed.
4. In answering the following interrogatories, you are required to provide all information that is available to you or within your control, including information in the possession of your attorneys, investigators, employees, agents, representatives, and guardians or any other person acting on your behalf, and not merely information from your own personal knowledge.

5. If you cannot answer any interrogatory in full, answer to the extent you are able to do so, state the reason for your inability to answer further, and state the knowledge or information available to you concerning the unanswered portion.

6. If you object to any of the interrogatories, you must state the grounds for any objection(s). If you object to only part of an interrogatory, you must state the objection and the grounds for any objection(s) and respond to the remainder of the interrogatory.

7. Each answer should be preceded by a reiteration of the full interrogatory to which it responds.

8. For each interrogatory, identify all persons who provided information or otherwise assisted in preparing your response.

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INTERROGATORIES

36. Identify and describe with particularity each instance in which LTI has marked any product and/or service with U.S. Patent No. 7,139,761 B1 or the application or provisional application for such patent (including marking with "Patent Pending" or any other similar designation), including without limitation the identity of the product and/or service marked; the actual mark affixed to such product and/or service; each location where such mark appeared, including but not limited to every document, communication, web page URL, software screen, splash screen, user manual, and piece of marketing material; and all date(s) when such mark(s) appeared.

Dated: February 5, 2010

By: _____



Heidi L. Keefe (*pro hac vice*)

Mark R. Weinstein (*pro hac vice*)

Jeffrey Norberg (*pro hac vice*)

Melissa H. Keyes (*pro hac vice*)

COOLEY GODWARD KRONISH LLP

3000 El Camino Real

5 Palo Alto Square

Palo Alto, CA 94306

*Counsel for Defendant and
Counterclaimant Facebook, Inc.*

CERTIFICATE OF SERVICE

STATE OF CALIFORNIA, COUNTY OF SANTA CLARA

I am employed in the County of Santa Clara, State of California. I am over the age of 18 and not a party to the within action. My business address is 3000 El Camino Real, Five Palo Alto Square, Palo Alto, CA 94306.

On February 5, 2010, I served the following document:

**FACEBOOK, INC.'S SEVENTH SET OF INTERROGATORIES (RE: MARKING)
TO LEADER TECHNOLOGIES, INC.**

on the interested parties in this action follows:

<p><u>BY E-MAIL:</u></p> <p>Paul J. Andre, Esq. Lisa Kobialka, Esq. James Hannah, Esq. King & Spalding 333 Twin Dolphin Drive, Suite 400 Redwood Shores, CA 94065</p> <p>pandre@kslaw.com lkobialka@kslaw.com jhannah@kslaw.com</p>	<p><u>BY E-MAIL:</u></p> <p>Philip A. Rovner, Esq. Potter Anderson & Corroon LLP P.O. Box 951 Wilmington, DE 19899-0951</p> <p>provner@potteranderson.com</p>
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[XX] BY ELECTRONIC MAIL: I am personally and readily familiar with the business practice of Cooley Godward Kronish LLP for the preparation and processing of documents in portable document format (PDF) for e-mailing, and I caused said documents to be prepared in PDF and then served by electronic mail to the parties listed above.

I declare that I am employed in the office of a member of the bar of this Court at whose directions the service was made. I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on February 5, 2010 at Palo Alto, California.

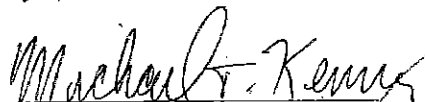

Michael Kenny

Exhibit C

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

LEADER TECHNOLOGIES, INC., a Delaware corporation,	)	CIVIL ACTION
)	
Plaintiff and Counterdefendant,	)	No. 1:08-cv-00862-JJF
)	
v.	)	FACEBOOK, INC.'S FIFTH SET OF
	)	REQUESTS FOR PRODUCTION OF
FACEBOOK, INC., a Delaware corporation,	)	DOCUMENTS (RE: MARKING) TO
	)	LEADER TECHNOLOGIES, INC.
Defendant and Counterclaimant.)	

PROPOUNDING PARTY: FACEBOOK, INC.

RESPONDING PARTY: LEADER TECHNOLOGIES, INC.

SET NUMBER: FIFTH (5)

Pursuant to Rule 34 of the Federal Rules of Civil Procedure, defendant and counterclaimant FACEBOOK, INC. ("Facebook") hereby requests that plaintiff LEADER TECHNOLOGIES, INC. ("LTI") produce and/or permit Facebook to inspect and copy the documents and things designated below. The documents shall be produced at the offices of Cooley Godward Kronish LLP, 3000 El Camino Real, 5 Palo Alto Square, Palo Alto, California 94306, within thirty (30) days of service.

DEFINITIONS

A. "Document" as used herein shall have the broadest possible construction under Rule 34(a) of the Federal Rules of Civil Procedure and Federal Rule of Evidence 1001 and includes, without limiting the generality of the foregoing, the original and all copies, drafts, and translations of any document in any written, recorded, or graphic form, including film, video, computer data and programs, memoranda and notes of oral conversations, as well as compilations, catalogs and summaries of information or data, whether typed, handwritten,

printed, recorded, or otherwise produced or reproduced, and any other retrievable data (whether email, discs, tapes, cards, or coded electrostatically, electromagnetically, optically or otherwise). "Document" also means any nonidentical copy thereof and all associated metadata about the creation, modification and storage of the document. Designated documents are to be taken as including all attachments, exhibits, enclosures, appendices and other documents that relate to or refer to such designated documents. The enumeration of various specific items as included within the definition of the word "documents" shall not be taken to limit the generality of this word, and the requests herein are directed and intended to obtain all "documents" in the broadest and most comprehensive sense and meaning of this word.

B. "Communication" means any contact, oral or documentary, formal or informal, at any place or under any circumstances whatsoever whereby information of any nature is transmitted or transferred, including, without limitation, a single person seeing or hearing any information by any means.

C. "Any" shall be understood to include and encompass "all."

D. The singular shall always include the plural and the present tense shall also include the past tense.

E. "LTI," "Plaintiff" and "you" shall be understood to mean Leader Technologies, Inc., its directors, officers, parents, subsidiaries, predecessors, successors, assigns, agents, servants, employees, investigators, attorneys, and all other persons and entities representing it or acting on its behalf.

H. "Relate" or "refer" or any variants thereof, when used in connection with any document, shall apply if the document directly or indirectly evidences, mentions, discusses, constitutes, concerns, supports, contradicts, refers to, or in any other way deals with the subject matter described in the request in which the term appears.

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INSTRUCTIONS

1. Each document is to be produced along with all drafts thereof in its entirety, without abbreviation or redaction.

2. In the event that any document called for by the Requests is to be withheld on the basis of a claim of privilege or work product protection, that document shall be identified by stating (i) each addressor and addressee, (ii) any indicator or blind copy; (iii) the document's date, subject matter, number of pages and attachments or appendices; (iv) all persons to whom the document was distributed, shown or explained; (v) its present custodian; and (vi) the nature of the privilege being claimed.

3. In the event that any document called for by these Requests has been lost, destroyed or discarded, that document is to be identified by stating: (i) any addressor and addressee; (ii) any indicated or blind copies (iii) the document's date, subject matter, number of pages and attachments or appendices; (iv) all persons to whom the document was distributed, shown or explained; (v) the date of loss, destruction or discard, manner of destruction or discard, and reason for destruction or discard; (vi) the persons who were authorized to carry out such destruction or discard; and (vii) whether any copies of the document presently exist and if so, the name of the custodian of each copy.

4. These Requests shall be deemed continuing so as to require further and supplemental production in accordance with the Federal Rules of Civil Procedure.

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DOCUMENT REQUESTS

92. All documents referring to, relating to or mentioning any efforts by LTI to marked any product and/or service with U.S. Patent No. 7,139,761 B1 or the application or provisional application for such patent (including marking with "Patent Pending" or any other similar designation), including without limitation the identity of the product and/or service marked; the actual mark affixed to such product and/or service; each location where such mark appeared, including but not limited to every document, communication, web page URL, software screen, splash screen, user manual, and piece of marketing material; and all date(s) when such mark(s) appeared.

Dated: February 5, 2010

By: 

Heidi L. Keefe (*pro hac vice*)

Mark R. Weinstein (*pro hac vice*)

Jeffrey Norberg (*pro hac vice*)

Melissa H. Keyes (*pro hac vice*)

COOLEY GODWARD KRONISH LLP

3000 El Camino Real

5 Palo Alto Square

Palo Alto, CA 94306

*Counsel for Defendant and
Counterclaimant Facebook, Inc.*

CERTIFICATE OF SERVICE

STATE OF CALIFORNIA, COUNTY OF SANTA CLARA

I am employed in the County of Santa Clara, State of California. I am over the age of 18 and not a party to the within action. My business address is 3000 El Camino Real, Five Palo Alto Square, Palo Alto, CA 94306.

On February 5, 2010, I served the following document:

FACEBOOK, INC.'S FIFTH SET OF REQUESTS FOR PRODUCTION OF DOCUMENTS (RE: MARKING) TO LEADER TECHNOLOGIES, INC.

on the interested parties in this action follows:

<p><u>BY E-MAIL:</u></p> <p>Paul J. Andre, Esq. Lisa Kobialka, Esq. James Hannah, Esq. King & Spalding 333 Twin Dolphin Drive, Suite 400 Redwood Shores, CA 94065</p> <p>pandre@kslaw.com lkobialka@kslaw.com jhannah@kslaw.com</p>	<p><u>BY E-MAIL:</u></p> <p>Philip A. Rovner, Esq. Potter Anderson & Corroon LLP P.O. Box 951 Wilmington, DE 19899-0951</p> <p>provner@potteranderson.com</p>
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[XX] BY ELECTRONIC MAIL: I am personally and readily familiar with the business practice of Cooley Godward Kronish LLP for the preparation and processing of documents in portable document format (PDF) for e-mailing, and I caused said documents to be prepared in PDF and then served by electronic mail to the parties listed above.

I declare that I am employed in the office of a member of the bar of this Court at whose directions the service was made. I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on February 5, 2010 at Palo Alto, California.

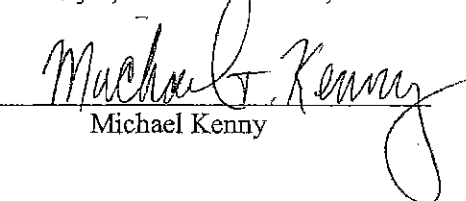

Michael Kenny

Exhibit D

**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

**DEFENDANT FACEBOOK, INC.'S NOTICE OF DEPOSITION OF DEFENDANT LEADER
TECHNOLOGIES, INC. PURSUANT TO FED. R. CIV. P. 30(b)(6)**

NOTICE IS HEREBY GIVEN pursuant to Federal Rule of Civil Procedure 30 that Defendant and Counterclaimant FACEBOOK, INC. ("Facebook") will take deposition upon oral examination of Plaintiff and Counterdefendant LEADER TECHNOLOGIES, INC. ("LTI" or "Plaintiff") at a time and place to be agreed upon, and continuing from day to day thereafter until completed. The deposition will be recorded by a certified stenographic reporter. Facebook may also record the deposition by videotape and through the instant visual display of the testimony (i.e., LiveNote).

NOTICE IS HEREBY FURTHER GIVEN pursuant to Federal Rule of Civil Procedure 30(b)(6) that LTI shall designate and produce one or more of their officers, employees, managing agents, or other such persons as are most qualified, knowledgeable, and competent to testify on LTI's behalf as to all matters known or reasonably available to LTI regarding the subjects set forth in Exhibit A, Section II below, in accordance with the Definitions set forth in the attached Exhibit A, Section I below.

EXHIBIT A

I. DEFINITIONS

1. "Any" shall be understood to include and encompass "all."
2. The singular shall always include the plural and the present tense shall also include the past tense.

3. "And" as well as "or" shall be construed disjunctively or conjunctively as necessary to bring within the scope of this request all documents or things that that might otherwise be construed to be outside its scope.

4. "Person" and "persons" mean both natural persons and legal entities, including, without limitation, corporations, companies, firms, partnerships, joint ventures, proprietorships, associations, and governmental bodies or agencies. Unless noted otherwise, references to any person, entity or party herein include its, his or her agents, attorneys, employees, employers, officers, directors, or others acting on behalf of said person, entity, or party.

5. "Relate" or "refer" or any variants thereof, when used in connection with any document, shall be understood to apply if the document directly or indirectly evidences, mentions, discusses, constitutes, concerns, supports, contradicts, refers to, or in any other way deals with the subject matter described in the request in which the term appears.

6. "Document" shall have the broadest meaning ascribed to it by Federal Rule of Civil Procedure 34 and Federal Rule of Evidence 1001.

7. "Communication" means any contact, oral or documentary, formal or informal, at any place or under any circumstances whatsoever whereby information of any nature is transmitted or transferred, including, without limitation, a single person seeing or hearing any information by any means.

8. "LTI," "Plaintiff," "You," and "Your" mean Leader Technologies, Inc., its directors, officers, parents, subsidiaries, predecessors, successors, assigns, agents, servants,

employees, investigators, attorneys, and all other persons and entities representing it or acting on its behalf.

9. "Facebook" means Facebook, Inc.

10. "Litigation" means the action commenced in the District of Delaware (No. 08-cv-862-JJF/LPS) and any actions between the parties.

11. "Persons with knowledge" means any persons (1) who observed or witnessed the event or communication in question; (2) who participated in the event in question; or (3) who discussed the event or communication in question with a person meeting the description in (1) or (2) herein.

12. "Patent-in-suit" and "'761 patent" both mean United States Patent No. 7,139,761.

13. "Leader2Leader" shall be understood to include the LTI product and/or service referred to by LTI as "Leader2Leader," "L2L," "Leader2Leader® powered by Digital Leaderboard®," and/or "Leader's Enterprise Social Networking technology."

14. "Prior Art" means any document, action, or information that satisfies, or potentially satisfies, any of the prior art provisions of 35 U.S.C. § 100, et seq., e.g., §§ 102, 103.

15. "Infringe" or any variant thereof refers to any infringement whether direct, contributory, or by inducement.

16. "Complaint" means the complaint filed by LTI in this Litigation.

II. DEPOSITION TOPICS.

Pursuant to Rule 30(b)(6), LTI is required to designate one or more officers, directors, or managing agents, or other persons to testify on its behalf as to the following topics:

1. For each claim of the '761 patent that LTI contends is infringed by Facebook, the circumstances surrounding the alleged invention of the claim, including, for example, the precise date of conception; the persons involved and the nature of their involvement; the date of actual or constructive reduction to practice; the date and circumstances of first experimental or test use; the date and circumstances of first public disclosure; the date and circumstances of the first offer

to sell or sale; and the steps constituting diligence from conception to actual or constructive reduction to practice.

2. LTI's relationship to the named inventors of the '761 Patent, including any contractual or consulting arrangements.

3. The sales and alleged commercial success of LTI products and/or services, including the number and identity of LTI customers, the identity and quantity of LTI products and/or services that have been sold or otherwise provided to customers, and all revenue, profits or losses derived or resulting from such LTI products and/or services.

4. Any analysis performed by LTI relating to the market or evaluation of competitors or potential competitors.

5. The conception, design, research, experimental work, development, reduction to practice, examination, analysis, testing, evaluation, sales, marketing and public use of each version of each LTI product, including Leader2Leader.

6. Any Prior Art of which LTI is aware that concerns, discloses, describes or claims any alleged invention disclosed, described or claimed in the '761 Patent.

7. All available or potentially available substitutes or non-infringing alternatives (whether acceptable or unacceptable) to the technology claimed in the '761 Patent.

8. Sales, offers to sell or license, or plans to market or sell or license the alleged invention of the '761 Patent or products and/or services utilizing any alleged invention of the '761 Patent.

9. Any consideration, efforts, or attempts to assign, sell, transfer or license the '761 Patent or any patents related thereto.

10. Any damages, lost profits, or other injury that LTI claims to have suffered as a result of Facebook's alleged infringement of the '761 Patent.

11. Any costs or expenditures LTI claims to have incurred as a result of Facebook's alleged infringement of the '761 Patent.

12. LTI's first knowledge or awareness of Facebook.

13. LTI's decision to commence litigation against Facebook.
14. The identity of each version or each LTI product and/or service that LTI contends practices one or more asserted claims of the '761 Patent, including Leader2Leader, and the manner in which such product and/or service allegedly practices the claimed invention.
15. The design, development, operation, testing, evaluation, promotion, marketing and sales of each version of any LTI product that LTI contends practices one or more asserted claims of the '761 Patent, including Leader2Leader.
16. LTI's efforts to mark its product with the '761 Patent, including the identity of each product and/or service that was marked and the analysis, if any, by which the decision to mark such product and/or service was reached.
17. Any copyright registrations filed by LTI relating to LTI's products.
18. Any Communication with any third party concerning the '761 Patent, this Litigation, potential litigation against any party involving the '761 Patent, including the identity of any third parties who signed or were asked to sign non-disclosure agreements relating to any of the foregoing.
19. All potential and/or actual investments in or funding of the costs of this Litigation or any potential litigation against any party involving the '761 Patent, and all related Communications.
20. The history and organizational structure of LTI and all of its subsidiaries and/or related companies, including the identity of any principals, officers and investors of LTI during its history.
21. LTI's relationship with Computer Wizards Consulting, Inc.
22. Any factual basis for LTI's contention that Facebook has induced others to infringe the '761 Patent, as set forth in the Complaint at ¶ 9.
23. Any factual basis for LTI's contention that Facebook has contributorily infringed the '761 Patent, as set forth in the Complaint at ¶ 9.
24. Any factual basis for LTI's contention of willful infringement of the '761 Patent,

as set forth in the Complaint at ¶ 9.

25. Any factual basis for LTI's contention that it is entitled to a permanent injunction against Facebook, as set forth in the Complaint at ¶ 10.

26. Any policy LTI has in place regarding retention of Documents.

27. Any destruction of Documents by LTI, or by any third party at LTI's request, where said Documents related in any manner to the Litigation.

28. Your collection and production of responsive information, documents, communications and things responsive to Facebook's discovery requests, including but not limited to the persons responsible for and involved in your document collection and production; actions taken to locate and produce responsive information, documents, communications and things; files and locations that were searched for responsive information, documents, communications and things; and communications relating thereto.

Dated: February 8, 2010

By: /s/ Melissa H. Keyes

Heidi L. Keefe (pro hac vice)
Mark R. Weinstein (pro hac vice)
Jeffrey Norberg (pro hac vice)
Melissa H. Keyes (pro hac vice)
Elizabeth L. Stameshkin (pro hac vice)
COOLEY GODWARD KRONISH LLP
3000 El Camino Real
5 Palo Alto Square
Palo Alto, CA 94306

Counsel for Facebook, Inc.

CERTIFICATE OF SERVICE

STATE OF CALIFORNIA, COUNTY OF SANTA CLARA

I am employed in the County of Santa Clara, State of California. I am over the age of 18 and not a party to the within action. My business address is 3000 El Camino Real, Five Palo Alto Square, Palo Alto, CA 94306.

On February 8, 2010, I served the following document:

DEFENDANT FACEBOOK, INC.'S NOTICE OF DEPOSITION OF DEFENDANT LEADER TECHNOLOGIES, INC. PURSUANT TO FED. R. CIV. P. 30(b)(6)

on the interested parties in this action follows:

<p><u>BY E-MAIL:</u></p> <p>Paul J. Andre, Esq. Lisa Kobialka, Esq. James Hannah, Esq. King & Spalding 333 Twin Dolphin Drive, Suite 400 Redwood Shores, CA 94065</p> <p>pandre@kslaw.com lkobialka@kslaw.com jhannah@kslaw.com</p>	<p><u>BY E-MAIL:</u></p> <p>Philip A. Rovner, Esq. Potter Anderson & Corroon LLP P.O. Box 951 Wilmington, DE 19899-0951</p> <p>provner@potteranderson.com</p>
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[XX] BY ELECTRONIC MAIL: I am personally and readily familiar with the business practice of Cooley Godward Kronish LLP for the preparation and processing of documents in portable document format (PDF) for e-mailing, and I caused said documents to be prepared in PDF and then served by electronic mail to the parties listed above.

I declare that I am employed in the office of a member of the bar of this Court at whose directions the service was made. I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on February 8, 2010 at Palo Alto, California.

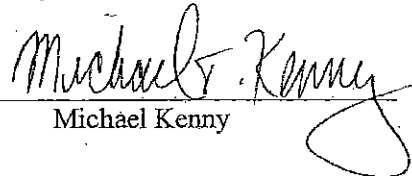

Michael Kenny

Exhibit E

**THIS EXHIBIT HAS BEEN
REDACTED IN ITS ENTIRETY**

Exhibit F

**THIS EXHIBIT HAS BEEN
REDACTED IN ITS ENTIRETY**

Exhibit G

**THIS EXHIBIT HAS BEEN
REDACTED IN ITS ENTIRETY**

Exhibit H

**THIS EXHIBIT HAS BEEN
REDACTED IN ITS ENTIRETY**

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

CERTIFICATE OF SERVICE

I, Philip A. Rovner, hereby certify that on June 28, 2010, the within document was filed with the Clerk of the Court using CM/ECF which will send notification of such filing(s) to the following; that the document was served on the following counsel as indicated; and that the document is available for viewing and downloading from CM/ECF.

BY CM-ECF AND E-MAIL

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caponi@blankrome.com

I hereby certify that on June 28, 2010 I have sent by E-mail the foregoing document to the following non-registered participants:

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Jeffrey Norberg, Esq.
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/s/ Philip A. Rovner _____
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