

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-LPS

**DEFENDANT FACEBOOK, INC.'S MOTION FOR REDACTION OF ELECTRONIC
TRANSCRIPT OF THE MARCH 12, 2010 HEARING**

I. BACKGROUND

Judge Stark presided over a discovery hearing in the above referenced matter on March 12, 2010. During this hearing highly confidential and proprietary information regarding Defendant Facebook's source code, or the substance thereof, was discussed.

II. RELIEF REQUESTED

By this request Facebook respectfully requests that the Court redact the confidential statements contained in the electronic transcript of the hearing held on March 12, 2010, and thereafter (i) make available to the public an appropriately redacted version of the transcript, consistent with the proposed redactions listed in Exhibit A hereto, and (ii) direct that the full and sealed version of the transcript be made available only to (a) the Court and (b) the parties to this litigation.

III. BASIS FOR RELIEF

A Stipulated Protective Order was entered by the Court in this matter on April 28, 2009. (D.I. 35). Pursuant to its terms the parties may designate as confidential non-public confidential and/or propriety information protectable under Rule 26(c) of the Federal Rules of Civil Procedure. In particular, information designated as source code, or the substance thereof, is

subject to the utmost protection, including limitations on the dissemination of that information to only a small set of specifically designated persons. Pursuant to these terms the parties have worked diligently to maintain the confidential nature of their respective proprietary information. Consistent with this effort the parties have to date complied with the procedures of the Stipulated Protective Order to maintain the highly confidential nature of the source code and substance thereof. At issue here is the hearing held on March 12, 2010, which included discussion of Facebook's confidential source code and other confidential internal documentation related to operation of the Facebook website. Accordingly, this information should be redacted in the transcript of the hearing.

IV. CONCLUSION

For all the reasons stated above, Facebook respectfully requests that the Court grant its motion for redaction of the electronic transcript of the hearing held on March 12, 2010, as proposed in Exhibit A to this motion.

Dated: December 28, 2010

By: /s/ Steven L. Caponi

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