

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

)
ELECTRONIC PRIVACY INFORMATION CENTER)

1718 Connecticut Ave., N.W.)

Suite 200)

Washington, DC 20009)

Plaintiff,)

v.)

) **Civil Action No.** _____

THE UNITED STATES FEDERAL)

TRADE COMMISSION)

600 Pennsylvania Avenue, NW)

Washington, D.C. 20580)

Defendant.)

CERTIFICATE UNDER LCVR 65.1

Pursuant to Local Rule 65.1, I, the undersigned counsel of record for the Electronic Privacy Information Center (“EPIC”), certify that prior to filing EPIC’s complaint and motion for preliminary injunctive relief, EPIC provided Defendant actual notice of the filing, including copies of all pleadings and papers. Notice was provided as follows:

1. On February 8, 2012, at 2:32pm, the Complaint, motion for temporary restraining order and preliminary injunction, and all related documents were transmitted to Willard K. Tom, General Counsel, Federal Trade Commission, by facsimile at (202) 326-2477.
2. On February 8, 2012, at 2:05pm, the Complaint, motion for temporary restraining order and preliminary injunction, and all related documents were transmitted to Willard K. Tom, General Counsel, Federal Trade Commission, by e-mail at wtom@ftc.gov.
3. On February 8, 2012, prior to the filing of the Complaint in this matter, the Complaint, motion for temporary restraining order and preliminary injunction, and all related

documents were sent to Willard K. Tom, General Counsel, Federal Trade Commission, by overnight mail at 600 Pennsylvania Avenue, NW, Washington, D.C. 20580.

4. On February 8, 2012, at 2:05pm, the Complaint, motion for temporary restraining order and preliminary injunction, and all related documents were transmitted to Chairman Jon Leibowitz, Federal Trade Commission, by e-mail at jleibowitz@ftc.gov.

5. On February 8, 2012, prior to the filing of the Complaint in this matter, the Complaint, motion for temporary restraining order and preliminary injunction, and all related documents were sent to Chairman Jon Leibowitz, Federal Trade Commission, by overnight mail at 600 Pennsylvania Avenue, NW, Washington, D.C. 20580.

6. On February 8, 2012, at 2:05pm, the Complaint, motion for temporary restraining order and preliminary injunction, and all related documents were transmitted to Commissioner J. Thomas Rosch, Federal Trade Commission, by e-mail at trosch@ftc.gov.

7. On February 8, 2012, prior to the filing of the Complaint in this matter, the Complaint, motion for temporary restraining order and preliminary injunction, and all related documents were sent to Commissioner J. Thomas Rosch, Federal Trade Commission, by overnight mail at 600 Pennsylvania Avenue, NW, Washington, D.C. 20580.

8. On February 8, 2012, at 2:05pm, the Complaint, motion for temporary restraining order and preliminary injunction, and all related documents were transmitted to Commissioner Edith Ramirez, Federal Trade Commission, by e-mail at eramirez@ftc.gov.

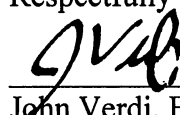
9. On February 8, 2012, prior to the filing of the Complaint in this matter, the Complaint, motion for temporary restraining order and preliminary injunction, and all related documents were sent to Commissioner Edith Ramirez, Federal Trade Commission, by overnight mail at 600 Pennsylvania Avenue, NW, Washington, D.C. 20580.

10. On February 8, 2012, at 2:05pm, the Complaint, motion for temporary restraining order and preliminary injunction, and all related documents were transmitted to Commissioner Julie Brill, Federal Trade Commission, by e-mail at jbrill@ftc.gov.

11. On February 8, 2012, prior to the filing of the Complaint in this matter, the Complaint, motion for temporary restraining order and preliminary injunction, and all related documents were sent to Commissioner Julie Brill, Federal Trade Commission, by overnight mail at 600 Pennsylvania Avenue, NW, Washington, D.C. 20580.

Respectfully submitted,

By:



John Verdi, Esquire (DC Bar # 495764)
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CENTER
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Counsel for Plaintiff

Dated: February 8, 2012