Case 1:07-cv-10593-DPW

Document 1

Filed 03/28/2007

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SJS 44 (Rev. 11/04)

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON THE REVERSE OF THE FORM.)

	TO THE PERSON OF	RUCTIONS ON THE REVERS		***************************************	DEFENDANTS			
I. (a) PLAINTIFFS CONNECTU, INC.					FACEBOOK, INC., MARK ZUCKERBERG, EDUARDO SAVERIN, DUSTIN MOSKOVITZ, ANDREW MCCOLLUM, CHRISTOPHER			
					HUGHES, A	ND THEFACEBOOK LLC		
(b)	(b) County of Residence of First Listed Plaintiff (EXCEPT IN U.S. PLAINTIFF CASES)				County of Residence of First Listed Defendant			
(~)					(IN U.S. PLAINTIFF CASES ONLY)			
					NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE LAND INVOLVED.			
(c)	Attorney's (Firm Name, A	Address, and Telephone Number)	i.		Attorneys (If Known)			
	D TO La Coatt McC	Conchie: Griesinger, Ti	ghe, and Maffei L	LP,				
Danie	deral Street Suite 1	700, Boston, MA 0211	0 (Tel: 617-542-9	700)				
133 F	ACIC OF HIRISDI	CTION (Place an "X" in	One Box Only)	III. C		RINCIPAL PARTIES	(Place an "X" in One Box for Plaintiff	
11. B	ASIS OF JURISDI				(For Diversity Cases Only) PT	F DEF	and One Box for Defendant) PTF DEF	
O 1	U.S. Government Plaintiff	3 Federal Question (U.S. Government ?)	Not a Party)	Citi	izen of This State		incipal Place	
O 2	U.S. Government	1 4 Diversity		Citi	izen of Another State	2		
	Defendant	(Indicate Citizenshi	p of Parties in Item III)		_	_	□ 6 □ 6	
					izen or Subject of a Foreign Country	3 🖸 3 Foreign Nation	D 0 D 0	
IV.	NATURE OF SUIT	(Place an "X" in One Box Onl	y) PTS	FO	RFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES	
	CONTRACT	PERSONAL INJURY	PERSONAL INJUI		610 Agriculture	☐ 422 Appeal 28 USC 158	☐ 400 State Reapportionment	
	0 Insurance	310 Airplane	☐ 362 Personal Injury	- 0	620 Other Food & Drug	☐ 423 Withdrawal	120 Parks and Renking	
	0 Marine 0 Miller Act	315 Airplane Product	Med. Malpractic	1	625 Drug Related Seizure of Property 21 USC 881	28 USC 157	☐ 430 Banks and Banking ☐ 450 Commerce	
O 14	0 Negotiable Instrument	Liability 320 Assault, Libel &	365 Personal Injury Product Liability		630 Liquor Laws	PROPERTY RIGHTS	☐ 460 Deportation	
(7) 15	Recovery of Overpayment Enforcement of Judgment	Slander	☐ 368 Asbestos Person	nal 🗇	640 R.R. & Truck	820 Copyrights 30 Patent	470 Racketeer Influenced and Corrupt Organizations	
15	1 Medicare Act	330 Federal Employers'	Injury Product Liability		650 Airline Regs. 660 Occupational	☐ 840 Trademark	480 Consumer Credit	
O 15	2 Recovery of Defaulted	Liability 340 Marine	PERSONAL PROPE		Safety/Health		490 Cable/Sat TV	
	Student Loans (Excl. Veterans)	345 Marine Product	370 Other Fraud		690 Other	SOCIAL SECURITY	810 Selective Service 850 Securities/Commodities/	
O 15	3 Recovery of Overpayment	Liability 350 Motor Vehicle	371 Truth in Lendin380 Other Personal	^g h	LABOR 710 Fair Labor Standards	☐ 861 HIA (1395ff)	Exchange	
~	of Veteran's Benefits 60 Stockholders' Suits	355 Motor Vehicle	Property Damag	e	Act	☐ 862 Black Lung (923)	875 Customer Challenge	
C 19	90 Other Contract	Product Liability	385 Property Dama	- 1	720 Labor/Mgmt. Relations 730 Labor/Mgmt.Reporting	☐ 863 DIWC/DIWW (405(g)) ☐ 864 SSID Title XVI	12 USC 3410 890 Other Statutory Actions	
	95 Contract Product Liability	360 Other Personal Injury	Product Liability	' '	& Disclosure Act	☐ 865 RSI (405(g))	☐ 891 Agricultural Acts	
<u> </u>	96 Franchise REAL PROPERTY	CIVIL RIGHTS	PRISONER PETITIO			FEDERAL TAX SUITS	892 Economic Stabilization Act 893 Environmental Matters	
D 2	10 Land Condemnation	441 Voting	510 Motions to Vac Sentence		790 Other Labor Litigation 791 Empl. Ret. Inc.	☐ 870 Taxes (U.S. Plaintiff or Defendant)	894 Energy Allocation Act	
CJ 2	20 Foreclosure	442 Employment 443 Housing/	Habeas Corpus:	٦	Security Act	☐ 871 IRS—Third Party	☐ 895 Freedom of Information	
O 2	30 Rent Lease & Ejectment 40 Torts to Land	Accommodations	☐ 530 General			26 USC 7609	Act 900Appeal of Fee Determination	
CJ 2	45 Tort Product Liability	444 Welfare	535 Death Penalty 540 Mandamus & C	Other			Under Equal Access	
CJ 2	90 All Other Real Property	445 Amer. w/Disabilities - Employment	550 Civil Rights	,			to Justice	
		☐ 446 Amer. w/Disabilities -	555 Prison Condition	on			☐ 950 Constitutionality of State Statutes	
		Other 440 Other Civil Rights					State Statutes	
V.	1 Original 2	ce an "X" in One Box Only) Removed from	Remanded from Appellate Court	R	einstated or anoth		n Judgment	
	Proceeding	Cite the U.S. Civil S	tatute under which you		g (Do not cite jurisdiction	al statutes unless diversity):		
VI	. CAUSE OF ACT	ION 17 U.S.C. s Brief description of c	cause: Copyrigh	nt in	fringement and	state claims fo	or misappropriatio	
	- PROVIDENCE I		ecrets, etc.		DEMAND \$	CHECK YES only	y if demanded in complaint:	
V]	II. REQUESTED II COMPLAINT:	UNDER F.R.C.I				JURY DEMAND	e: 🖸 Yes 🗆 No	
V	III. RELATED CA	SE(S) (See instructions):	JUDGE Douglas	s P. Wo	odlock	DOCKET NUMBER 0	4-11923	
D/	ATE		SIGNATURE OF	ATTORN	EY OF RECORD			
3=	20-2007		Hay!	5 []				
FC	OR OFFICE USE ONLY		•	/			m or	
	RECEIPT#	AMOUNT	APPLYING IFP		JUDGE _	MAG. JU	DUE	

JS 44 Reverse (Rev. 11/04)

INSTRUCTIONS FOR ATTORNEYS COMPLETING CIVIL COVER SHEET FORM JS 44

Authority For Civil Cover Sheet

The JS 44 civil cover sheet and the information contained herein neither replaces nor supplements the filings and service of pleading or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. Consequently, a civil cover sheet is submitted to the Clerk of Court for each civil complaint filed. The attorney filing a case should complete the form as follows:

- I. (a) Plaintiffs-Defendants. Enter names (last, first, middle initial) of plaintiff and defendant. If the plaintiff or defendant is a government agency, use only the full name or standard abbreviations. If the plaintiff or defendant is an official within a government agency, identify first the agency and then the official, giving both name and title.
- (b) County of Residence. For each civil case filed, except U.S. plaintiff cases, enter the name of the county where the first listed plaintiff resides at the time of filing. In U.S. plaintiff cases, enter the name of the county in which the first listed defendant resides at the time of filing. (NOTE: In land condemnation cases, the county of residence of the "defendant" is the location of the tract of land involved.)
- (c) Attorneys. Enter the firm name, address, telephone number, and attorney of record. If there are several attorneys, list them on an attachment, noting in this section "(see attachment)".
- II. Jurisdiction. The basis of jurisdiction is set forth under Rule 8(a), F.R.C.P., which requires that jurisdictions be shown in pleadings. Place an "X" in one of the boxes. If there is more than one basis of jurisdiction, precedence is given in the order shown below.

United States plaintiff. (1) Jurisdiction based on 28 U.S.C. 1345 and 1348. Suits by agencies and officers of the United States are included here.

United States defendant. (2) When the plaintiff is suing the United States, its officers or agencies, place an "X" in this box.

Federal question. (3) This refers to suits under 28 U.S.C. 1331, where jurisdiction arises under the Constitution of the United States, an amendment to the Constitution, an act of Congress or a treaty of the United States. In cases where the U.S. is a party, the U.S. plaintiff or defendant code takes precedence, and box 1 or 2 should be marked.

Diversity of citizenship. (4) This refers to suits under 28 U.S.C. 1332, where parties are citizens of different states. When Box 4 is checked, the citizenship of the different parties must be checked. (See Section III below; federal question actions take precedence over diversity cases.)

- III. Residence (citizenship) of Principal Parties. This section of the JS 44 is to be completed if diversity of citizenship was indicated above. Mark this section for each principal party.
- IV. Nature of Suit. Place an "X" in the appropriate box. If the nature of suit cannot be determined, be sure the cause of action, in Section VI below, is sufficient to enable the deputy clerk or the statistical clerks in the Administrative Office to determine the nature of suit. If the cause fits more than one nature of suit, select the most definitive.
- V. Origin. Place an "X" in one of the seven boxes.

Original Proceedings. (1) Cases which originate in the United States district courts.

Removed from State Court. (2) Proceedings initiated in state courts may be removed to the district courts under Title 28 U.S.C., Section 1441. When the petition for removal is granted, check this box.

Remanded from Appellate Court. (3) Check this box for cases remanded to the district court for further action. Use the date of remand as the filing date.

Reinstated or Reopened. (4) Check this box for cases reinstated or reopened in the district court. Use the reopening date as the filing date.

Transferred from Another District. (5) For cases transferred under Title 28 U.S.C. Section 1404(a). Do not use this for within district transfers or multidistrict litigation transfers.

Multidistrict Litigation. (6) Check this box when a multidistrict case is transferred into the district under authority of Title 28 U.S.C. Section 1407. When this box is checked, do not check (5) above.

Appeal to District Judge from Magistrate Judgment. (7) Check this box for an appeal from a magistrate judge's decision.

- VI. Cause of Action. Report the civil statute directly related to the cause of action and give a brief description of the cause. Do not cite jurisdictional statutes unless diversity.

 U.S. Civil Statute: 47 USC 553

 Brief Description: Unauthorized reception of cable service
- VII. Requested in Complaint. Class Action. Place an "X" in this box if you are filing a class action under Rule 23, F.R.Cv.P.

Demand. In this space enter the dollar amount (in thousands of dollars) being demanded or indicate other demand such as a preliminary injunction.

Jury Demand. Check the appropriate box to indicate whether or not a jury is being demanded.

VIII. Related Cases. This section of the JS 44 is used to reference related pending cases if any. If there are related pending cases, insert the docket numbers and the corresponding judge names for such cases.

Date and Attorney Signature. Date and sign the civil cover sheet.