

EXHIBIT 19

Jackson, Joe

9/27/2007

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

Certified Copy

CONNECTU, INC., CAMERON
WINKLEVOSS, TYLER WINKLEVOSS,
AND DIVYA NARENDRA,

Plaintiffs,

vs.

NO. 1:07-CV-10593-DPW

FACEBOOK, INC., MARK
ZUCKERBERG, EDUARDO SAVERIN,
DUSTIN MASKOVITZ, ANDREW
MCCOLLUM AND FACEBOOK, LLC,
Defendants.

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VIDEOTAPED DEPOSITION OF

JOE JACKSON

Thursday, September 27, 2007

(Pages 1 - 178)

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SHEILA CHASE & ASSOCIATES
REPORTING FOR:
LiveNote World Service
221 Main Street, Suite 1250
San Francisco, California 94105
Phone: (415) 321-2311
Fax: (415) 321-2301

Reported by:
KATHLEEN A. WILKINS, CSR, RPR, CRR
CSR No. 10068

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1 BE IT REMEMBERED that on Thursday, September 27,
 2 2007, commencing at the hour of 10:35 a.m. thereof,
 3 at 405 Howard Street, San Francisco, California,
 4 before me, KATHLEEN A. WILKINS, RPR, CRR, a
 5 Certified Shorthand Reporter in and for the State of
 6 California, personally appeared

7 JOE JACKSON,

8 called as a witness by the defendants herein, who,
 9 being by me first duly sworn, was thereupon examined
 10 and testified as hereinafter set forth.

11 ---oOo---

12 Appearing as counsel on behalf of Plaintiff Connectu:

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17
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20
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1 SEPTMBER 27, 2007 10:36 A.M.

2 P R O C E E D I N G S

3 THE VIDEOGRAPHER: This begins the
4 videotaped deposition of Joe Jackson, Tape 1, Volume
5 1, in the matter of ConnectU, Incorporated, et al.
6 versus Facebook, Incorporated, et al., as filed in
7 the United States District Court for the District of
8 Massachusetts, Civil Action No. 1:07-CV-10593 DPW.

9 Today's date is September 27, 2007. The
10 time on the video monitor is 10:35. The video
11 operator today is James Terrell, representing
12 LiveNote World Service, located at 221 Main Street,
13 Suite 1250, San Francisco, California, 94105. The
14 phone number is (415) 321-2300.

15 The court reporter is Kathleen Wilkins
16 with Sheila Chase & Associates, reporting on behalf
17 of LiveNote World Service. Today's deposition is
18 being taken on behalf of defendants and is taking
19 place at 405 Howard Street in San Francisco,
20 California.

21 And if counsel will now please introduce
22 yourselves and state whom you represent.

23 MR. COOPER: This is Monte Cooper of the
24 law firm Orrick, Herrington & Sutcliffe. I
25 represent all defendants in this action except for

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1 recollection, with Nate Rosenberg.

2 A. I think so.

3 Q. All right. Did you have any other
4 meetings in dorm rooms that involved Tyler
5 Winklevoss to discuss Harvard Connection?

6 A. Not -- I don't remember specifically if
7 there were other meetings in dorm rooms --

8 Q. How about with --

9 A. -- besides this one.

10 Q. How about in the case of Divya Narendra?

11 A. Yeah. I really just remember this one
12 specific meeting. I don't remember any other
13 meetings in dorm rooms with any of the -- with any
14 of them.

15 (Whereupon, Deposition Exhibit 5
16 was marked for identification.)

17 THE WITNESS: Thanks.

18 MR. COOPER: Q. Mr. Jackson, correct me
19 if I'm wrong, but I understood you to say earlier
20 your main interactions were with Victor Gao as it
21 related to Harvard Connection?

22 A. Well, yeah. I worked with Victor Gao most
23 closely.

24 Q. And that's because he also was coding the
25 site?

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1 A. Yes.

2 Q. And he also was at Pforzheimer with you --

3 A. Yes.

4 Q. -- to the best of your recollection?

5 A. Yes.

6 Q. Do you recall if most or your

7 communications about Harvard Connection with Cameron

8 Winklevoss were in person or by e-mail?

9 A. I -- I couldn't -- I couldn't say. It was

10 a mix of both.

11 Q. And the same question as to Tyler?

12 A. It was also a mix of both.

13 Q. And as to Divya?

14 A. It was also a mix of both.

15 Q. Divya you said was in your computer

16 science classes?

17 A. Yes.

18 Q. Did you talk with him in those computer

19 science classes about Harvard Connection?

20 A. I don't -- I don't remember --

21 Q. Okay.

22 A. -- if we did or not.

23 Q. All right. And in the case of Victor Gao,

24 was it a mix of e-mails and also in-person

25 discussions?

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1 A. Yes.

2 Q. Did you ever communicate about Harvard
3 Connection via instant message system?

4 A. Yes.

5 Q. Who did you communicate with?

6 A. Definitely Victor, and I think Cameron.
7 Those are the only two I remember specifically.
8 Actually probably also Divya.

9 Q. Why do you say "probably also Divya"?

10 A. Well, I just -- I feel -- I definitely
11 remember communicating with Victor by instant
12 messenger -- by instant message, and I definitely
13 remember communicating with Cameron by instant
14 message. And I think that I communicated with Divya
15 by instant message, but I'm not positive.

16 Q. What instant message service do you use?

17 A. AOL Instant Messenger.

18 Q. In order to communicate with you, they had
19 to have an AOL account too?

20 A. Yes.

21 Q. Do you recall the name that you used on
22 AOL IM?

23 A. Yes.

24 Q. What was it?

25 A. It was JoeJ -- JOEJAY83.

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1 Q. Okay. Do you recall what name Victor Gao
2 used on AOL IM?

3 A. Yes. It was thebestwithinus0.

4 Q. Do you recall Cameron's AOL handle?

5 A. I think -- I don't recall, actually. It
6 might have been CWinklevoss. I don't remember.

7 Q. And Divya's, by any chance?

8 A. I don't remember.

9 Q. You said you don't have any recollections
10 of communicating via IM with Tyler?

11 A. Yeah, I don't remember that.

12 Q. Did you communicate by IM with anybody
13 else about Harvard Connection?

14 A. I -- it's possible. I might have
15 mentioned to somebody that I was working on --

16 Q. Okay.

17 A. -- Harvard Connection.

18 Q. At any time while you were working on
19 Harvard Connection, did you consider it to be a
20 confidential project?

21 A. I don't -- I don't remember considering it
22 to be confidential.

23 Q. Okay. I put in front of you Exhibit 5,
24 another one of your e-mails off your UNIX-based
25 system that you produced pursuant to subpoena.

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1 A. Yes.

2 Q. All right. You'll see down at the bottom
3 it says, "Friday, October 10th, 2003," e-mail from
4 Cameron writing, "Hey Joe, hope your week went well.
5 I was wondering how your part of the 'date' was
6 progressing and if you had any time this weekend to
7 work on the site. Talk to you later."

8 A. Yes.

9 Q. All right. Do you have an understanding
10 as you sit here today what you considered Cameron to
11 mean when he put "date" in quotes?

12 A. Yes. The date was -- he's referring to
13 the dating component of the site, which was one of
14 the major components of the site. And that was the
15 part that I was working on specifically.

16 Q. Was there another component to the site?

17 A. Yeah. There was also -- I don't remember
18 exactly what it was called, but it was like a job --

19 Q. Job?

20 A. Like jobs, like corporate recruiting.

21 Q. All right. Do you have a recollection if
22 that might have been called Connect?

23 A. I don't -- I don't remember if it was
24 called Connect or not.

25 Q. Okay. But you definitely -- there were

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1 actually came up with yourself?

2 A. Well, I don't remember which -- I know
3 that we -- it was a work in progress, and we were
4 always talking about different ways to structure
5 the -- the input information. And, you know, so it
6 was ... I wouldn't say that I solely invented any of
7 them on my own, though, at least not that I
8 remember.

9 Q. I want just to make clear for the record,
10 in Exhibit No. 5, we talked about date here.

11 A. Yes.

12 Q. And that is the date side of the Harvard
13 Connection.com that's being referenced there,
14 correct?

15 A. Yes.

16 Q. That's also what we're talking about in
17 terms of profile information right now, correct?

18 A. Yes.

19 MR. COOPER: I'll let you know, you've
20 been going almost an hour and a half, or an hour and
21 15. If you want a break --

22 THE WITNESS: Yeah. Five-minute --
23 five-minute break?

24 MR. COOPER: As far as everybody else --

25 THE VIDEOGRAPHER: Off record at 11:47.

1 (Whereupon, a recess was taken.)

2 (Whereupon, Deposition Exhibit 6 was
3 marked for identification.)

4 THE VIDEOGRAPHER: On record at 12:02.

5 MR. COOPER: Q. Mr. Jackson, I've put in
6 front of you during the break Exhibit No. 6.

7 Appears to be an e-mail dated September 23rd from a
8 Steven Gortler to a whole bunch of e-mail addresses.

9 A. Yes.

10 Q. First of all, do you know who Professor
11 Gortler is?

12 A. Yes.

13 Q. Did you take a class from him?

14 A. Yes.

15 Q. Did you take a class from him in the fall
16 of 2003?

17 A. Yes. Yes.

18 Q. If you look on the left-hand column of all
19 the e-mail addresses, about halfway down, do you see
20 your e-mail address?

21 A. Yes.

22 Q. That's jgjacks@fas.harvard.edu?

23 A. Yes.

24 Q. If you go three columns above it and to
25 the right, you'll see narendra@fas.harvard.edu.