

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

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

Plaintiff,

v.

FACEBOOK, INC., MARK ZUCKERBERG,
EDUARDO SAVERIN, DUSTIN
MOSKOVITZ, ANDREW MCCOLLUM, and
FACEBOOK, LLC,

Defendants.

Civil Action No. 1:07-CV-10593-DPW

CONNECTU LLC,

Plaintiffs,

v.

MARK ZUCKERBERG, EDUARDO
SAVERIN, DUSTIN MOSKOVITZ, ANDREW
MCCOLLUM, CHRISTOPHER HUGHES, and
FACEBOOK, INC.,

Defendants.

Civil Action No. 1:04-CV-11923 (DPW)

MARK ZUCKERBERG, and FACEBOOK,
INC.,

Counterclaimants,

v.

CONNECTU LLC, Counterdefendant, and
CAMERON WINKLEVOSS, TYLER
WINKLEVOSS, and DIVYA NARENDRA,
Additional Counterdefendants.

**ASSENTED-TO MOTION TO SEAL EXHIBITS 1, 2 AND 3 TO THE DECLARATION
OF THERESA A. SUTTON IN SUPPORT OF FACEBOOK DEFENDANTS'
OPPOSITION TO PLAINTIFFS' MOTION TO STAY**

Defendants hereby move to file under seal pursuant to the Stipulated Protective Order entered between the parties in the related case, *ConnectU v. Zuckerberg et al.*, Case No. 1:04-cv-11923-DPW, the following documents:

1. **EXHIBIT 1 TO THE DECLARATION OF THERESA A. SUTTON IN SUPPORT OF DEFENDANTS' OPPOSITION TO PLAINTIFFS' MOTION TO STAY;**
2. **EXHIBIT 2 TO THE DECLARATION OF THERESA A. SUTTON IN SUPPORT OF DEFENDANTS' OPPOSITION TO PLAINTIFFS' MOTION TO STAY; AND**
3. **EXHIBIT 3 TO THE DECLARATION OF THERESA A. SUTTON IN SUPPORT OF DEFENDANTS' OPPOSITION TO PLAINTIFFS' MOTION TO STAY.**

Defendants respectfully request permission to file these documents under seal. Exhibits 1 and 2 were ordered to be placed under seal on August 11, 2008, and November 25, 2008, respectively, in the Ninth Circuit Court of Appeals. Exhibit 3 contains details from the Settlement Agreement, which were ordered to be placed under seal on June 26, 2008, by the Northern District of California. In accordance with the Local Rules, Defendants respectfully request that these documents be impounded until the final resolution of this litigation between the parties, at which time they will be retrieved by counsel for Defendants.

WHEREFORE, it is respectfully requested that the Court grant this assented-to motion to file the above-described documents under seal.

CERTIFICATION PURSUANT TO LOCAL RULE 7.1

Counsel for Defendants certifies that pursuant to Local Rule 7.1, the parties have conferred regarding motions to seal, and counsel for Plaintiffs consent to such motions.

Dated: December 29, 2008

Respectfully submitted,

/s/ Theresa A. Sutton /s/

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CERTIFICATE OF SERVICE

I hereby certify that this document(s) filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non registered participants on December 29, 2008.

Dated: December 29, 2008

Respectfully submitted,

/s/ Theresa A. Sutton /s/

Theresa A. Sutton

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