

EXHIBIT 4

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June 13, 2011

Via Email

Alison P. Buchanan
Hoge, Fenton, Jones & Appel, Inc.
60 South Market Street, Suite 1400
San Jose, CA 95113-2396
Email: apb@hogefenton.com

I. Neel Chatterjee
Orrick, Herrington & Sutcliffe LLP
1000 Marsh Road
Menlo Park, CA 94025
Email: nchatterjee@orrick.com

RE: *Facebook, Inc. v. ConnectU, Inc., et al.*
U.S. District Court of Massachusetts Case No. 1:07-cv-10593 (DPW)

Dear Alison and Neel:

I write in response to: Alison's June 8, 2011 email to Tyler Meade, her letter of the same date to attorneys at the Finnegan, Boies and Griesinger firms, and Neel's June 10, 2011 email.

First, I will reiterate what I previously told Neel: we are not collaborating with any of the firms disqualified by Judge Ware or targeted in the parallel disqualification motion filed in Massachusetts. We have merely contacted the Finnegan firm's outside counsel to request the following material: documents produced by all parties in the litigation, all pleadings and attached exhibits, and deposition transcripts and exhibits. Included within our request are all documents/pleadings/testimony filed under seal and/or designated confidential. A copy of our initial email correspondence with Neel is enclosed for your reference.

Second, Alison is not correct that we asked Facebook (or ConnectU) for its consent to receive this material. As new counsel of record in the case for Cameron and Tyler Winklevoss and Divya Narendra, we do not need such consent. The Second Stipulated Protective Order (Dkt. 35), which expressly applies to "new counsel," allows outside counsel of record access to confidential information. (The two additional documents that Neel attached to his June 10 email, which we appreciate receiving, do not provide otherwise.) We sent this protective order to Neel merely to confirm that we were

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reviewing the operative protective order to ensure we followed the correct protocol. Nothing in Judge Ware's 9/2/09 disqualification order (attached to Alison's letter) in any way suggests that new counsel for Tyler, Cameron and Divya are not entitled to review materials designated as confidential under the protective order.

Third, we decline to debate whether or not Mr. Parmet, attorneys at O'Shea, or our clients have violated the protective order(s) in the past because it is irrelevant to the issue of whether we, as current counsel of record, can review confidential materials. Again, the operative protective order clearly says we can. We will of course be bound by the terms of the protective orders and will adhere to those terms.

Fourth, we also decline to debate which court should hear our Rule 60(b) motion. No matter where the motion is heard, we still need access to all the documents referenced above. To say that a Rule 60(b) motion is not proper because the "matters are closed" makes no sense given that the purpose of any Rule 60(b) motion or inquiry is to re-open closed matters.

Finally, as I told Neel, for the time being we need not address the issue of whether we are entitled to review attorney-client privileged materials prepared by counsel who formerly jointly represented ConnectU and our clients. We believe we are entitled to these privileged materials, but are not seeking access to them now. We'll address this issue another day.

We request that you meet and confer with us by telephone on Wednesday June 15 at 10:00 a.m. PDT. Please let me know if this time works for ConnectU and Facebook counsel. To be clear, while we are copying the firms to whom Alison addressed her June 8 letter, the meet and confer I suggest would include our firm, Alison's firm, Neel's firm, and any other defendants who wish to participate. We do not propose that the Finnegan, Boies, or Griesinger firms join this call.

Please confirm your availability to meet and confer on Wednesday at 10 a.m.

Sincerely,

MEADE & SCHRAG LLP



Michael L. Schrag

MLS/rr
Encl.

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cc: Thomas B. Mason, *via email only*
Scott R. Mosko, *via email only*
John F. Hornick, *via email only*
Daniel P. Tighe, *via email only*
D. Michael Underhill, *via email only*
Peter E. Ball, *via email only*