

# EXHIBIT 4

EXHIBIT 4

## Tyler Meade

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**From:** Tyler Meade  
**Sent:** Monday, August 08, 2011 10:52 AM  
**To:** 'Cooper, Monte'; jfalk@howardrice.com; sselegue@howardrice.com; sdanaye-elmi@howardrice.com; nrosenthal@howardrice.com; Mike Petrella; soshea@osheapartners.com; john.hornick@finnegan.com; Mosko, Scott; sholtzman@bsflp.com; Michael Underhill; tmason@zuckerman.com; lbarclay@zuckerman.com; peb@sally-fitch.com; rmm@sally-fitch.com; ajg@sally-fitch.com; Dan Tighe; Gordon Katz; 'Evan Parke'; pdurney@cornellgollub.com; smaselli@cornellgollub.com; smcconchie@gtmlp.com; Adam Wolfson; David Azar; Esquenet, Margaret; Rick Werder; Renee Bea; lee.gesmer@gesmer.com; Joseph Laferrera (joe.laferrera@gesmer.com); Chatterjee, Neel; Rosenkranz, E. Joshua; Sutton, Theresa A.; Dalton, Amy; Mudurian, Karen N.; Steven Bauer; sdevarasetty@proskauer.com; apb@hogefenton.com; Dalton, Amy; Mudurian, Karen N.  
**Cc:** Michael Schrag  
**Subject:** RE: Request for Notice of Compliance with Protocol

Counsel,

The clarification I stated in my email earlier today applies to the Protocol (Dkt. 103) as well: This litigation is not over in that Cameron and Tyler Winklevoss and Divya Narendra have announced their intention to file a motion pursuant to Fed.R.Civ.P. 60. See Mass. Dkt. Nos. 334, 339. Nothing should be destroyed because we have not yet reached the point at which paragraph 13 of the Protocol applies.

Regards,

Tyler Meade

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**From:** Cooper, Monte [mailto:mcooper@orrick.com]  
**Sent:** Friday, August 05, 2011 11:25 AM  
**To:** jfalk@howardrice.com; sselegue@howardrice.com; sdanaye-elmi@howardrice.com; nrosenthal@howardrice.com; Tyler Meade; micheal@meadeschrag.com; Mike Petrella; soshea@osheapartners.com; john.hornick@finnegan.com; Mosko, Scott; sholtzman@bsflp.com; Michael Underhill; tmason@zuckerman.com; lbarclay@zuckerman.com; peb@sally-fitch.com; rmm@sally-fitch.com; ajg@sally-fitch.com; Dan Tighe; Gordon Katz; 'Evan Parke'; pdurney@cornellgollub.com; smaselli@cornellgollub.com; smcconchie@gtmlp.com; Adam Wolfson; David Azar; Esquenet, Margaret; Rick Werder; Renee Bea; lee.gesmer@gesmer.com; Joseph Laferrera (joe.laferrera@gesmer.com)  
**Cc:** Chatterjee, Neel; Rosenkranz, E. Joshua; Sutton, Theresa A.; Dalton, Amy; Mudurian, Karen N.; Steven Bauer; sdevarasetty@proskauer.com; apb@hogefenton.com; Dalton, Amy; Mudurian, Karen N.  
**Subject:** Request for Notice of Compliance with Protocol

Counsel:

On July 21, 2011, Judge Woodlock dismissed with prejudice *ConnectU, Inc. et al v. Facebook, Inc. et al*, No. 07-10593-DPW (District of Massachusetts) (consolidated with 04-11923-DPW). As a result, in accordance with the September 13, 2007 order for the Discovery of Computer Memory Devices entered by the Court in the District of Massachusetts (Dkt. No. 103), Parmet and Associates is required to:

... erase and scrub the memory devices containing any code, fragments, or other data retained by Parmet and Associates and certify to Facebook Defendants' counsel that the code, fragments, and/or other data have been irretrievably deleted therefrom, and delete and destroy all work materials associated with the Facebook Hard Drives, including all information copied to any computer in connection with the searches of the Facebook Hard Drives, and certify such deletion and destruction to Facebook Defendants' counsel.

Please immediately confirm that Mr. Parmet has complied with this Section 13 of the Order for Discovery of Computer Memory Devices, and provide me with the requisite certification by Parmet and Associates. Further, please confirm that your firm also does not have in its possession, custody or control any of the content from the hard drives subject to the "erase and scrub" conditions set forth in Section 13 of the Order for Discovery of Computer Memory Devices.

Thank you,

Monte Cooper

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