

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

**DEFENDANTS MARK ZUCKERBERG, FACEBOOK, INC., AND THEFACEBOOK  
LLC'S MOTION FOR SUMMARY JUDGMENT ON PLAINTIFFS' CLAIMS FOR  
BREACH OF CONTRACT, BREACH OF THE COVENANT OF GOOD FAITH AND  
FAIR DEALING, AND PROMISSORY ESTOPPEL**

Pursuant to Rule 56 of the Federal Rules of Civil Procedure Defendants Mark Zuckerberg, Facebook, Inc. and Facebook LLC move to for summary judgment as to ConnectU Inc.'s first (breach of contract), second (breach of the implied covenant of good faith and fair dealing), and fourth (promissory estoppel) claims for relief.

This motion is based on the accompanying Memorandum of Points and Authorities, which demonstrates that there is no material issue of disputed fact with regard to these claims and, as a result, summary judgment is appropriate.

**REQUEST FOR ORAL ARGUMENT**

Because Defendants wish to be heard and believe that oral argument may assist the Court, pursuant to D. Mass. L.R. 7.1(D), they hereby request that the Court grant oral argument on this motion.

**CERTIFICATION PURSUANT TO LOCAL RULE 7.1(A)(2)**

Counsel for the Individual Defendants certifies that pursuant to Local Rule 7.1(a)(2) they met and conferred with counsel for Plaintiffs and Defendant Eduardo Saverin regarding this motion on August 27, 2007, via telephone conference.

Dated: August 29, 2007.

Respectfully submitted,

/s/ I. Neel Chatterjee /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 August 29, 2007.

Dated: August 29, 2007.

Respectfully submitted,

/s/ I. Neel Chatterjee /s/

I. Neel Chatterjee