WESTERN DISTRICT OF NEW YORK	
PAUL D. CEGLIA,	X :
Plaintiff, v.	<ul><li>NOTICE OF DEFENDANTS'</li><li>MOTION FOR PRODUCTION</li></ul>
MARK ELLIOT ZUCKERBERG and FACEBOOK, INC.,	: Civil Action No. 1:10-cv-00569- : RJA
Defendants.	: X

PLEASE TAKE NOTICE that upon the accompanying Memorandum, the annexed Declarations of Alexander H. Southwell, Esq. and Amanda M. Aycock, Esq., and accompanying exhibits, Defendants move this Court for an order:

- (1) Directing Plaintiff Paul Ceglia and his expert Larry Stewart to produce any and all documents reflecting Stewart's sampling of the Work for Hire Document and Specifications Document, including documents reflecting Stewart's ink sampling, if any, and the <u>two</u> pages of inventories that Stewart used at the July 25, 2011 inspection to record the contents of his sampling vials;
- (2) Directing Stewart to provide a sworn declaration (a) stating clearly whether the paper samples he sent to Rantanen were extracted from the Work for Hire Document or the Specifications Document, and citing any documentary support; (b) stating clearly whether he took ink samples from the Work for Hire Document and Specifications Document and, if so, how many he took, when, from where, and how many he has in his possession today; and (c) stating that he has produced directly to Defendants any and all inventories of all his vials of samples taken from the Work for Hire Document and Specifications Document, including the

<u>two</u> pages of inventories that he used at the July 25, 2011 inspection to record the contents of his sampling vials.

- (3) Directing Ceglia to comply with the order within one week; and
- (4) Awarding Defendants their attorneys' fees and costs, and all other relief to which they may be entitled.

**PLEASE TAKE FURTHER NOTICE** that, pursuant to Local Civil Rule of Procedure 7 of this Court, Defendants request oral argument and state their intention to file and serve reply papers.

Dated: New York, New York

September 27, 2012

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