

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

CROSS ATLANTIC CAPITAL PARTNERS, INC., CIVIL ACTION

Plaintiff,

NO. 07-CV- 02768-JP

v.

JURY TRIAL DEMANDED

FACEBOOK, INC. and THEFACEBOOK, LLC,

Defendants.

DEFENDANTS FACEBOOK, INC. AND THE FACEBOOK LLC'S
MOTION FOR LEAVE TO AMEND ANSWER
AND COUNTERCLAIMS

Defendants, Facebook, Inc. and The Facebook LLC, hereby move the Court pursuant to Fed. R. Civ. P. 15(a) for an Order granting leave to amend their Answer and Counterclaims. The Amended Answer and Counterclaims adds an affirmative defense and counterclaim of unenforceability based on Plaintiff's inequitable conduct.

In support of their motion, Defendants rely upon the accompanying memorandum of points and authorities, declaration and attached exhibits, including the proposed First Amended Answer and Counterclaims, all of which are incorporated by reference as if fully set forth herein.

WHEREFORE, defendants Facebook, Inc. and The Facebook LLC respectfully request that this Court grant their Motion for Leave to Amend Answer and Counterclaims.

Dated: February 12, 2008

By: /s/ Heidi L. Keefe

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