

1 I. NEEL CHATTERJEE (STATE BAR NO. 173985)
 2 nchatterjee@orrick.com
 3 JESSICA S. PERS (STATE BAR NO. 77740)
 4 jpers@orrick.com
 5 THOMAS J. GRAY (STATE BAR NO. 191411)
 6 tgray@orrick.com
 7 JULIO C. AVALOS (STATE BAR NO. 255350)
 8 javalos@orrick.com
 9 ORRICK, HERRINGTON & SUTCLIFFE LLP
 10 1000 Marsh Road
 11 Menlo Park, CA 94025
 12 Telephone: +1-650-614-7400
 13 Facsimile: +1-650-614-7401

14 Attorneys for Plaintiff
 15 FACEBOOK, INC.

16 UNITED STATES DISTRICT COURT
 17 NORTHERN DISTRICT OF CALIFORNIA
 18 SAN JOSE DIVISION

19 FACEBOOK, INC.,
 20 Plaintiff,
 21 v.
 22 POWER VENTURES, INC. a Cayman Island
 23 Corporation; STEVE VACHANI, an
 24 individual; DOE 1, d/b/a POWER.COM,
 25 DOES 2-25, inclusive,
 26 Defendants.

Case No. 5:08-cv-05780 JW (HRL)

**NOTICE OF HEARING ON
 FACEBOOK INC.'S MOTION FOR
 JUDGMENT ON THE PLEADINGS,
 OR, IN THE ALTERNATIVE,
 PARTIAL SUMMARY JUDGMENT**

Date: June 7, 2010
 Time: 9:00 a.m.
 Judge: Hon. James Ware
 Courtroom: 8, 4th Floor

NOTICE OF MOTION AND MOTION**TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:**

PLEASE TAKE NOTICE that on June 7, 2010 at 9:00 a.m. or as soon thereafter as the matter may be heard, in the courtroom of the Honorable James Ware, United States District Court, 280 S. First Street, San Jose, CA 95113, Facebook, Inc. ("Facebook") will move the court for judgment on the pleadings pursuant to Federal Rule of Civil Procedure 12(c) or, in the alternative, for summary judgment on Facebook's second cause of action for violation of California Penal Code Section 502(c) against Defendants Power Ventures, Inc. and Steven Vachani (collectively, "Power"). This motion was originally noticed for hearing on February 26, 2010 before the Honorable Jeremy Fogel. However, Judge Fogel recused himself from this case at the hearing and the matter was reassigned to this Court. The motion has been fully briefed by the parties:

Dkt. No. 56	Facebook's Motion For Judgment On The Pleadings, Or, In The Alternative, Summary Judgment
Dkt. No. 57	Declaration of Julio C. Avalos In Support of Motion for Judgment On The Pleadings
Dkt. No. 64	Power's Memorandum of Law In Opposition to Facebook's Motion for Judgment On the Pleadings
Dkt. No. 65	Declaration of Steve Vachani In Support of Memorandum of Law In Opposition to Facebook's Motion for Judgment On The Pleadings
Dkt. No. 66	Facebook's Reply Memorandum re Motion for Judgment On The Pleadings
Dkt. No. 69	Facebook's Objections to Dkt. No. 65, Declaration of Steve Vachani In Support of Defendant's Opposition
Dkt. No. 71	Minute Entry from February 26 Hearing
Dkt. No. 74	Power's Corrected Opposition to Facebook's Motion for Judgment on the Pleadings

Dated: March 10, 2010

JULIO C. AVALOS
Orrick, Herrington & Sutcliffe LLP

/s/ Julio C. Avalos
JULIO C. AVALOS
Attorneys for Plaintiff
FACEBOOK, INC.