

March 16, 2012

**By Facsimile and Email**

Mr. Frank Weyer  
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Los Angeles, California 90068  
(310) 494-9089  
fweyer@techcoastlaw.com

*Re: Civil Action No. CV 12-01623 DDP (JEMx)*

Dear Mr. Weyer:

The undersigned are counsel to Newt Gingrich, Mitt Romney, and Rick Santorum. We write in response to your letter dated March 1, 2012, and the complaint apparently filed by EveryMD on February 27, 2012, Case No. CV-12-01623-DDP-JEMx, against certain users of Facebook, including our clients. We are advised that an amended complaint was filed on or about March 7, 2012, purporting to add Goldman Sachs and J.P. Morgan as additional defendants.

First, we do not believe there is a good faith basis for the filing of EveryMD's action at this time. Indeed, it appears that this case seeks to circumvent the intent and effect of the Court's earlier dismissal of virtually identical claims in a related prior action. Under the circumstances, we request that you immediately dismiss the pending complaint, failing which we expressly reserve any and all of our rights and remedies, including any right to seek recovery of all fees and costs incurred in responding to EveryMD's complaint.

Second, if you fail or refuse to dismiss the pending case, please be advised that you have an obligation, pursuant to Local Rules 4.3.1, 4.3.3, and 4.2.2, to disclose to the Court that this action is "related" to a prior action before Judge Mariana R. Pfaelzer in the United States District Court for the Central District of California. If you do not file such a notice immediately, then we will do so and seek recovery of any related fees and costs.

Third, given the Patent Office's rejection of your patent claims and the Court's administrative dismissal of your prior lawsuit against Facebook, we request a written explanation of precisely what it is that you have offered to "license" for money, as a condition of dismissing the above-referenced litigation filed by EveryMD.

Please dismiss your lawsuit or provide us a written response to this letter by March 23, 2012. If you have any questions, please contact any of the undersigned.

Sincerely,

s/ Stefan Passantino

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