SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF san mateo

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| IN THE MATTER OF THE STATE OF [INSERT REQUESTING STATE], PETITION FOR AN ORDER REQUIRING A FACEBOOK, INC. CUSTODIAN OF RECORDS TO TESTIFY IN THE CASE OF[INSERT NAME OF DEFENDANT] | **WAIVER OF COURT APPEARANCE IN SAN MATEO SUPERIOR COURT****Cal. Penal Code § 1334.2** |

Facebook, Inc. (“Facebook”) acknowledges that, in order to authenticate certain records previously produced by Facebook, the State of [insert requesting state] intends to cause to be filed, pursuant to California Penal Code § 1334.2, a Petition for an Order Requiring a Facebook Custodian of Records to Testify in the Case of [insert defendant’s name] (“Petition”) to compel Facebook to make available a records custodian to appear and provide testimony to authenticate records on [insert date] in the case of [insert case name] pending in [insert name of foreign court] (“Issuing Court”). Facebook has reviewed the findings of the Issuing Court in support of the Petition and hereby waives its right to appear at a hearing on the Petition in San Mateo Superior Court.

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| DATED: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ | Facebook, Inc.By:Name:Title: |