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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION**

FEDERAL TRADE COMMISSION,

Plaintiff,

v.

META PLATFORMS, INC., et al.,

Defendants.

Case No. 5:22-cv-04325-EJD

**JOINT STIPULATION OF DISMISSAL
OF MARK ZUCKERBERG**

1 IT IS HEREBY STIPULATED AND AGREED between Plaintiff Federal Trade
2 Commission and Defendants Meta Platforms, Inc., Mark Zuckerberg, and Within Unlimited,
3 Inc., that Defendant Mark Zuckerberg

- 4 1. agrees not to acquire Defendant Within Unlimited, Inc., in his personal capacity, or
5 through any entity controlled by Mr. Zuckerberg, it being understood that this
6 paragraph does not apply to the acquisition of Within Unlimited, Inc., by Meta
7 Platforms, Inc., and/or its subsidiaries; and
- 8 2. agrees to be bound to the same extent as Defendant Meta Platforms, Inc., by any
9 temporary restraining order or preliminary injunction issued by this Court that
10 would prevent Defendant Meta Platforms, Inc., from acquiring Within Unlimited,
11 Inc., pending the adjudication of an administrative complaint issued by the Federal
12 Trade Commission.

13 THEREFORE, in light of the foregoing commitments, Plaintiff agrees voluntarily to
14 dismiss the claims it has asserted against Mark Zuckerberg in the above-captioned case pursuant
15 to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure, without prejudice, with each
16 party to bear its own attorneys' fees and costs.

17
18 Dated: August 23, 2022

19 By: /s/ Abby L. Dennis

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21 Peggy Bayer Femenella
22 Joshua Goodman
23 Jeanine Balbach
24 Michael Barnett
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JOINT STIPULATION OF DISMISSAL OF MARK ZUCKERBERG
CASE NO. 5:22-CV-04325-EJD

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FILER’S ATTESTATION

I, Abby L. Dennis, am the ECF User whose ID and password are being used to file this JOINT STIPULATION OF DISMISSAL OF MARK ZUCKERBERG. In compliance with Civil Local Rule 5-1(h), I hereby attest that concurrence in the filing of this document has been obtained from each of the other signatories.

By: /s/ Abby L. Dennis

Abby L. Dennis