

/// Donna Kline Now!

By Donna Kline — www.DLKindustries.com

{ 2012 09 01 }

/// Federal Circuit Violates Leader Technologies' Constitutional Rights



/// Donna Kline is a reporter for *Pittsburgh Business Report* and a former reporter for *Bloomberg* New York.

LEADER V.

FACEBOOK PRESS

BACKGROUND

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2. Backgrounder (PDF)
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Mark Zuckerberg withheld 28 computers of evidence from Leader Technologies; according to his own technical experts Bryan Rose and Michael McGowan in recent testimony in Ceglia v. Zuckerberg. Worse yet, Facebook's Gibson Dunn attorneys knew about this evidence. Attorneys knowingly withholding evidence is a crime.

Updated | Sep. 6, 2012

Motion to compel Federal Circuit Judges to disclose conflicts of interest filed today

Explosive *new* evidence that Zuckerberg withheld 28 hard drives from Leader Technologies and Facebook's Gibson Dunn attorneys knew it

BY DONNA KLINE | Sep. 6, 2012 | [PITTSBURGH BUSINESS REPORT \(PBR\)](#)

(Sep. 6, 2012)—Dr. Arunachalam ("Dr. A") notified me today that she is filing a motion to compel the Federal Circuit judges to disclose their conflicts of interest in *Leader v. Facebook* (available below, [Fig. 2](#)). Copies were also sent to the US Supreme Court, Senate & House Judiciary Committees, Washington DC Bar as well as the press. The motion cites the rules that judges are supposed to follow that essentially directs judges to "avoid even the appearance of impropriety." Dr. A takes aim at the tangle of conflicting interests within the Facebook crowd and how those conflicts have spilled into this court. The latest revelations that Facebook's appeals attorney Gibson Dunn has *knowingly* withheld evidence in *Leader v. Facebook* now proves that judicial conflicts are smeared all over this

This blog has become a grassroots effort. My *Leader v. Facebook* patent infringement interview ([click here](#)) has mushroomed into a *major investigation*. Will you donate to the cause? Your donations will enable me to sustain this important news effort. Thank you! MEEP MEEP — Donna

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/// The Facebook

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/// Facebook IPO – Is

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it started?

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violates most basic

tenets of GROUP

ONE vs. HALLMARK

CARDS re. validity of

case.

Readers should know that ever since the original ConnectU case (the Winklevoss Twins), Facebook's attorneys have played every discovery attorney-game in the book to delay disclosure of information or prevent it outright. For example, we now know that in ConnectU they spent two years arguing about what the Winklevosses were allowed to see from Zuckerberg's, Moskowitz's and Hughes' 28 hard drives. Believe it or not, they asserted the King of Hacker's privacy. Then, when some discovery occurred, it was so limited that it carefully avoided exposure of the Leader theft or the David London communications. In fact, the ConnectU attorneys were not allowed to even see the evidence! Then when they were done, the expert witness was muzzled and all the evidence sealed. No one was even to be told of its existence. Facebook did not change that posture until one month *after* the *Leader v. Facebook* trial. Hmmm.

Deposition of Michael F McGowan, Facebook Forensic Expert, Paul D. Ceglia v. Mark E. Zuckerberg, 1:10-cv-00569-RJA (W.D.N.Y. 2010), Jul. 19, 2012, page 65 of 169

```
16 Q. Did you communicate with anyone from
17 defense counsel after evaluating those 28 devices?
18 A. Yes.
19 Q. Can you describe how that occurred?
20 Was that a conference call or phone call on your
21 own? How did that happen?
22 A. I think it was several phone calls that
23 I had with Mr. Benjamin, counsel of Gibson, Dunn,
24 as we conducted our -- as we conducted our work,
25 so there were several of those.
```

212-279-9424 VERITEXT REPORTING COMPANY 212-490-3430
www.veritext.com

<http://www.scribd.com/doc/104743432/Deposition-of-Michael-F-McGowan-Facebook-Forensic-Expert-Paul-D-Ceglia-v-Mark-E-Zuckerberg-1-10-cv-00569-RJA-W-D-N-Y-2010-Jul-19-2012>

Hughes and Eduard Saverin. When such new evidence appears in a case the courts become duty-bound to fix the injustices. With all the evident railroading in Facebook's favor in this case, the question is will the Federal Circuit do the right thing now?

Gibson Dunn Conceals Knowledge of Zuckerberg's Withheld Evidence—Casts More Doubt On Gibson Dunn's Cozy Relationships With The Court

This is a stunning revelation. Facebook's appellate attorney firm Gibson Dunn LLP, including **Thomas Hungar**, knew about the "28 hard drives" concealed from Leader **as early as September 2010 . . . only a month after the *Leader v. Facebook* trial** (probably much earlier). Mr. Hungar is the attorney I personally heard apologizing for his performance to another Facebook attorney after the March 5, 2012 oral arguments where he fumbled ([here's my report](#)). As Dr. A's motions have been revealing, **Gibson Dunn's Thomas Hungar** has cozy relationships with **Chief Judge Randall Rader** as well as **Clerk of Court Jan Horbaly**. So, has Gibson Dunn been schmoozing the court in order to also hide *their* misconduct too? How deep and wide does this corruption go? [Here's a link to PAGE 65 of the sworn deposition transcript of Facebook forensic expert Michael McGowan conducted on July 19, 2012](#) by Paul Ceglia's attorney Dean Boland.

Stay tuned.

Dr. A discloses [explosive new evidence of 28 Zuckerberg computer hard drives from 2003-2004](#) that **Facebook did not produce to Leader during the trial**. This evidence includes Zuckerberg's Harvard emails, instant messages, source code, work files, notes, documents, etc. as well as those of his roommates Dustin Moskowitz, Chris



Thomas G. Hungar,
Gibson Dunn LLP,
Facebook's Appellate
Attorney in
Leader v. Facebook

“on sale bar” evidence

/// Congratulations,

Facebook. See you at

the Supreme Court?

/// Are Facebook

insiders mocking the

Business Judgment

Rule?

/// James W. Breyer’s

tangled web of insider

trading – AKA –

“You’ve been Breyer-

ed”

/// Wal-Mart – Zynga

– Facebook: Oh, the

webs we weave

/// Facebook forces

reexam order of

Leader’s patent

through USPTO

Director’s office in wake

of Instagram

controversy

/// Instagram-scam?

/// Facebook’s

Orwellian (black-is-

white) definition of

“clear and convincing”

evidence

/// Facebook

countersues Yahoo with

bogus patents?

Confirms reckless

mindset.

/// Facebook “Liked”

Leader’s source code ...

before it didn’t

/// Proof Fenwick &

West LLP did not

disclose Leader as prior

art to Facebook

/// MF Global + JP

Morgan + Goldman

Sachs + Harvard Grads

+ Politics = A big mess

/// What Facebook,

Accel Partners,

Goldman Sachs and

Fenwick & West don’t



“To promote the Progress of Science and useful Arts, by securing for limited Times to Authors and Inventors the exclusive Right to their respective Writings and Discoveries”

Original Post: Sep. 1, 2012

Former Sun Executive Says Federal Circuit Is Destroying Patent Rights; Calls Facebook’s Evidence “Junk;” Identifies Substantial Violations of Leader’s Constitutional Rights

BY DONNA KLINE | Sep. 1, 2012 | PITTSBURGH BUSINESS REPORT (PBR)

Menlo Park, CA (Sep. 1, 2012)—Dr. Lakshmi Arunachalam, Former Director of Network Architecture for Sun Microsystems (“Dr. A”), just provided me notice of her new motion in the *Leader v. Facebook* patent rights battle (linked below, [Fig. 1](#)). Her “60(b)” motion claims the court’s decisions are void because the Court lied about their procedures, provided “flimsy” excuses for their conflicts of interest, and jumped the gun in denying Leader’s petition for rehearing.

“60(b)” refers to Federal Rules of Civil Procedure 60(b) which asks a court to correct its judgments when such things as fraud, misconduct, misrepresentation, mistake, surprise, inadvertence or neglect may have tainted the decision.

Dr. A identifies eleven (11) errors including violation of Leader’s due process, withholding of 2004 Facebook source code by Mark Zuckerberg, fraud, procedural mistakes, media collusion, financial conflicts of interest and abuse of judicial discretion.

Leader’s Constitutional Rights Violated

We all know about a citizen’s right to due process that is embodied in the Fifth and Fourteenth Amendments. In short, you have a right to confront your accuser and challenge his or her accusations and evidence. Leader’s appeal focused on Facebook’s complete lack of evidence much less “clear and convincing” evidence. However,



want us “muppets” to know
/// Make up your mind, Fenwick & West LLP
/// Muppet Mania
/// Haughtiness in the face of “literal infringement”
/// Facebook *ordered* pharma users to allow comments, yet will not return phone calls now
/// First thoughts after leaving courthouse
March 5, 2012
/// Judges Selected
/// San Francisco CBS-TV KPIX Coverage
/// NBC-TV4 (Columbus) Interview with Leader founder Michael McKibben
/// How Facebook tricked the jury – *YouTube*
/// New friends?
/// Did Someone Prod the Media?
/// Facebook: The New “Too Big To Fail?”
/// Big trouble ahead for the Facebook IPO? – PBR / *YouTube*
/// What happens on March 5th, 2012?
/// More on FB’s S-1 omissions & other conflicts of interest
/// Big trouble ahead for Facebook IPO? Backgrounder
/// My take on the MF Global debacle: It could have been a customer
/// Comments on EU reform announced Oct 27, 2011
/// Post Crackdown

when the Federal Circuit’s decision came down, they pulled a switcheroo. They didn’t rule on Leader’s arguments, instead, they created a new “substantial evidence” argument and produced *new* evidence not even heard by the jury. At that point Leader’s attorneys were stunned since they had not appealed the *quantity* of Facebook’s evidence, but rather its *quality*—which Dr. A calls “junk.” So the bottom line is that Leader was being accused of *new* claims and evidence without being given the opportunity to confront their accusers, which in this case were the Federal Circuit judges themselves!

By creating a new argument and evidence, the Federal Circuit essentially appointed itself both judge and jury in a new trial to which Leader was not invited, for which no notice was given, and in which Leader was found guilty *in absentia* (without being present)! We have heard of courts like this . . . in *totalitarian* states, but not in America, right? Dr. A makes a strong argument that the Federal Circuit has violated its narrow mandate to *correct* errors of law from lower courts, but not to *conduct* new trials.

Federal Circuit Double Standard on Financial Conflicts of Interest

Tellingly, Dr. A found a recent *Shell Oil Co. v. US* Federal Circuit decision just two days after the *Leader v. Facebook* hearing (that I attended) where Chief Judge Randall Rader dismissed a district court judge from the case because his wife had some Shell Oil stock. Such an infraction seems petty compared to the well-publicized Facebook holdings of Judges Lourie and Moore. Even so, Judge Rader did not require any financial disclosures by his judges in this case. Then, when those conflicts were pointed out in Dr. A’s renewed motion, they made haughty excuses that they didn’t have to. Hmmm. Judge Rader evidently operates a double-standard; enabling him to be muscled by deep-pocketed litigants?

Dr. A cites the federal law which says judges are supposed to avoid even the *appearance* of impropriety. The law is also clear that it is not about whether or not the judge thinks he is in conflict, but rather how it *looks* to the “ordinary person.” The law says if it looks questionable (even if it is innocent) and might cause the public to question whether the judge will be unbiased, that judge is called to disqualify himself.

Five (5) Key Jury Instructions Ignored By The Judges

Most interesting is Dr. A’s cite to at least five key jury instructions related to on sale bar that the jury, the district court Judge Leonard P. Stark, and the Federal Circuit judges have all *ignored completely*. All were instructions ordering the jury to examine Facebook’s evidence against well-settled precedent. Remarkably, not a single one of those instructions was followed, and ALL of the judges turned a blind eye. What are jury instructions for if they can be ignored? Are we witnessing incompetence? Misconduct? Bribery? Conflicts of Interest? Cozy “old boy” Collusion? Coercion? You decide.

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Winston Smith on ///

Federal Circuit Violates

Leader Technologies'

Constitutional Rights

I'll close with a sobering, timeless quote from Dr. A's motion from The Book of Deuteronomy 16:18-19 (NASB) regarding judicial integrity:

You shall appoint for yourself judges and officers in all your towns which the Lord your God is giving you, according to your tribes, and they shall judge the people with righteous judgment.

You shall not distort justice; you shall not be partial, and you shall not take a bribe, for a bribe blinds the eyes of the wise and perverts the words of the righteous.

Here's Dr. A's motion (below). The Comments section is open.

Have a wonderful and safe Labor Day weekend.

–Donna Kline

P.S. OPERATION SPOTLIGHT is in full swing now. *Many* decision influencers are receiving information about this case. Media specialists say we need to keep up the “noise level” in order to get the attention of individuals who will champion the cause of American property rights. You are encouraged to send this “60(b)” motion to all those with whom you have communicated. I have included the OPERATION SPOTLIGHT contact lists below Dr. A's motion.

60(b) Motion for Relief from Judgment

[Motion For Relief From Judgment And Order Pursuant To Rules 60\(a\) And 60\(b\) For Newly Discovered Evidence, ...](#)

Kathy C on /// Federal Circuit Violates Leader Technologies' Constitutional Rights
JohnC on /// Federal Circuit Violates Leader Technologies' Constitutional Rights
FACE-OF on /// Federal Circuit Violates Leader Technologies' Constitutional Rights
FACE-OFF on /// Federal Circuit Violates Leader Technologies' Constitutional Rights
Tex on /// Federal Circuit Violates Leader Technologies' Constitutional Rights
Donna Kline on /// Federal Circuit Violates Leader Technologies' Constitutional Rights
BG on /// Federal Circuit Violates Leader Technologies' Constitutional Rights
law blogger on /// Federal Circuit Violates Leader Technologies' Constitutional Rights
Judicial Corruption on /// Federal Circuit Violates Leader Technologies' Constitutional Rights
PASTY BOY on /// Federal Circuit Violates Leader Technologies' Constitutional Rights
sirensong on /// Federal Circuit Violates Leader Technologies' Constitutional Rights
citizensupersleuth on /// Federal Circuit Violates Leader Technologies'

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Fig. 1 – Motion For Relief From Judgement And Order Pursuant To Rules 60(a) And 60(b) For Newly Discovered Evidence, Mistake, Fraud, Surprise, Misrepresentation, Misconduct And The Judgment Is Void in *Leader v. Facebook* by *Amicus Curiae* Lakshmi Arunachalam PhD, Sep. 1, 2012.

Motion to Compel Judges to Disclose Conflicts of Interest

[Motion to Compel Each Member Of The Federal Circuit To Disclose Conflicts Of Interest in *Leader v. Facebook*...](#)

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Fig. 2 – Motion To Compel Each Member Of The Federal Circuit To Disclose Conflicts Of Interest in *Leader v. Facebook* by *Amicus Curiae* Lakshmi Arunachalam PhD, Sep. 4, 2012.

Constitutional Rights
BillCran on /// Federal
Circuit Violates Leader
Technologies'
Constitutional Rights
ProceduralCompliance
on /// Federal Circuit
Violates Leader
Technologies'
Constitutional Rights
ConflictsChecker on ///
Federal Circuit Violates
Leader Technologies'
Constitutional Rights
PASTY BOY on ///
Federal Circuit Violates
Leader Technologies'
Constitutional Rights
jim hays on /// Federal
Circuit Violates Leader
Technologies'
Constitutional Rights

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OPINION

This is an opinion blog.
Any information
contained or linked
herein should be
independently verified
and should be
considered the sole
opinion of the writer.
Free Speech and
Freedom of the Press
are protected by the
First Amendment of
the U.S. Constitution
and other local, state,

OPERATION SPOTLIGHT continues.

Here is a new **FAIR Media Contact List** for your OPERATION SPOTLIGHT activity (networks, cable television, national radio programs, national newspapers, magazines, newsservices and wires). It's a very good list. [Here's the previously compiled OPERATION SPOTLIGHT CONTACT LIST.](#)

[Here's one sample OPERATION SPOTLIGHT Letter.](#)

See a **NEW OPERATION SPOTLIGHT LETTER** being proposed to be sent to President Obama, Mitt Romney, Ohio Senate candidates in Leader Technologies' district, and key media regarding *Leader v. Facebook* and American property rights.

Here is Dr. Arunachalam's motion sent today via U.S. Express Mail. You can track the delivery yourself (EI 081 023 653 US) online at [USPS Track & Confirm](#).

[Here is Dr. A's Motion For Reconsideration](#) that was just denied on July 24, 2012 . . . in record time. Who can believe the judges are even reading these motions? It would appear that Clerk of Court Jan Horbaly rules the roost.

Federal Circuit Advisory Council: <http://www.ca9c.uscourts.gov/the-court/advisory-council.html>



*OPERATION SPOTLIGHT -
Industry Expert Says
American Property Rights
Are Threatened*

Contacting the Congress

Official addresses and phone numbers for Members of the U.S. Congress

[Click here to add your Comments below.](#)

Posted by [Donna Kline](#) on Saturday, September 1, 2012, at 11:46 am.

Filed under [Investigation](#).

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Comments

1. **jim hays** | September 2, 2012 at 2:46 pm | [Permalink](#)



This is reporting and disclosure in it`s finest form..... the very reason for review and evaluation of lower court decisions is to insure honesty, impartiality, and ultimate justice. A nation that disregards it`s laws, is a nation doomed. The power of our "elite" court judges is both overwhelming and frightening. Once again, Dr A and Donna have shown the courage to go where few dare..... bravo. America still has a gasp of hope left.

national and international laws.

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2. **PASTY BOY** | September 2, 2012 at 9:09 pm |



[Permalink](#)

CNBC's Jim Cramer: "WHO IS MARK ZUCKERBERG?"

<http://video.cnbc.com/gallery/?video=3000110603&play=1>

See how Sean Parker picks investment (the last 2 minutes of this video). It will make you sick

<http://onforb.es/rU3oVb>

Here's a discussion of Wirehog, but who knows, these guys just spew out stories to keep the great unwashed off balance. Kirkpatrick is a real suck up

<http://techcrunch.com/2010/05/26/wirehog/>

Read what an ex-Facebook insider has to say about the twisted culture inside Facebook. Jim Cramer is right to ask who is this Zuckerberg fellow. Read more:

<http://www.dailymail.co.uk/sciencetech/article-2165543/Facebooks-Dark-Profiles-twisted-genius-Mark-Zuckerbergs-quest-total-domination.html#ixzz24gu>

3. **ConflictsChecker** | September 3, 2012 at 8:32 am



[Permalink](#)

Judge Randall Rader seems to write opinions that serve the highest bidder. Let's see, Shell Oil, one of the largest oil companies in the worlds, wants a judge dismissed, so Judge Rader writes an opinion *properly* demanding dismissal, but when Facebook, the pending largest tech IPO in US history, wants to manipulate the law in his court, he let's them get away with it—in scandalous contradiction to the law he just wrote in the Shell Oil opinion. This revelation makes me ashamed of our judges. Question is, are the Supreme Court judges just as compromised? Are there any justice-loving men and women left in American law? Will they speak up? Seems they are living in fear and silence. These people take a lot of money from us in fees. Where is the conviction and dedication to the ethics oath they took? Or, are they all just chasing the almighty dollar? "Something is rotten in Denmark."

4. **ProceduralCompliance** | September 3, 2012 at 1:48 pm |



[Permalink](#)

This is just more wasted time for the court. Dr. A did not provide the proper disclosure of financial interest (just as she failed to do before), and on those grounds alone this brief will be tossed. (The compliance statement provided is not valid for an amicus brief).

Further, this type of motion is entirely improper for a non party. Dr. A. has not received leave from the court to file an amicus brief, so she has no standing whatsoever to file a motion like this. Even if the court had granted leave, Dr. A., as a non-party, cannot move to vacate a judgment. That right belongs only to Leader. This begs the question of why has Leader itself not moved for relief from

judgment? I think the answer is clear. Leader has very competent attorneys who have told the company that this type of motion is a disaster and there are no valid grounds to set aside the judgment. I have a feeling that someone at Leader has chosen not to heed this advice, and is trying to use Dr. A. to get around this advice.

5. **BillCran** | September 3, 2012 at 6:05 pm |



[Permalink](#)

There you go again, attempting to divert the heat away from your Facebook boys with form over substance. In your rush to implicate Leader, you looked right past Dr. A's request to have her amicus curiae brief fully considered. Whoops. The fact that the Court's rush to judgment has other implications is just too darned bad. You guys have not once mentioned that you are thieves and liars trying to avoid the truth. You really do depend upon form over substance, just like Dr. A points out. We've got your number and we're on to you. You have played games with the US legal system long enough. We're taking it back. Ouch!

6. **citizensupersleuth** | September 3, 2012 at 9:55 pm |



[Permalink](#)

Shows where "Procedural Compliance" ethics lie. We have major revelations of the Chief Judge, Clerk and Judges issuing a scandalously biased ruling in breach of their professional duties, and he/she is arguing over petty procedures; as compared to the litany of illegalities spewing from this court. If "Proc. Comp." is an attorney, he/she should be looking for a new profession because we citizens are going to expose this conduct for the whole world to see. We've had it with the mockery you people are making of our justice system.

(Notice how loudly bad guys argue over crying foul over the unfairness of this or that procedure while they lie, bribe, cheat, conspire, coerce and steal behind the scenes?)

7. **sirensong** | September 3, 2012 at 10:35 pm |



[Permalink](#)

I have concluded that US legal "procedures" to which Proc. Comp. clings are nothing more than a confidence trick to FOOL THE CITIZENTRY while the legal practitioners rape and pillage us at \$900 per hour. Wink. Wink. Nod. Nod. Of course he wants to argue Dr. A made a mistake. The truth is not on his side.

8. **PASTY BOY** | September 3, 2012 at 11:35 pm |



[Permalink](#)

Zuckerberg created this fake Harvard.edu in the Winklevoss' ConnectU system; after he exploited a

security hole in their ConnectU system. This information has only recently come to light... more insight into the moral character of this fellow into which financial institutions are wasting their billions. (Apology for the vulgarities below, but these are the Zuck's writings verbatim.) Just more sophomoric trivia, or a deeper glimpse into the boy-man?

(Source: In an earlier hack of two The Harvard Crimson editor email accounts, he used login information stored on Facebook's servers to get into the ConnectU server http://articles.businessinsider.com/2010-10-14/tech/30072888_1_cameron-winklevoss-social-network-connectu#ixzz25NMizV6I)

Hometown: "I'm f—ing privileged... where do you think I'm from?"

High School: You're not even allowed to speak its name. Personal info.

I'm looking for: Women.

Interested in: Action tonight.

Ethnicity: Better than you.

Height: 7'4".

Body type: Athletic.

Hair color: Ayrán Blond.

Eye Color: Sky blue.

Smoke: No.

Drink: Socially.

Favorite music: The sound of myself masturbating.

Favorite Movie: The Adventures of Baron Munchausen.

Favorite quote: "Homeless people are worth their weight in paper clips – I hate black people."

Athletics: I can pull a 2K in 2 minutes and 36 seconds.

Languages: WASP-y.

Instruments: Music gets in the way of hearing my voice.

Clubs: My dad got me into the porcelain.

Interests: Trying to find my penis. Squandering my father's money. Looking like a douchebag.

About me: Gotta love my shit-eating grin.

PASTE AWAY MY HEARTY!

9. **Judicial Corruption** | September 4, 2012 at 7:04 am | [Permalink](#)




LOL. "Procedural Compliance" is the bad guy's euphemism (opposite term from reality) for manipulate the justice system.

I learned long ago that a favorite tactic of bad guys is to accuse you of what they are doing. Since they know that their accusations are lies, it forces the good guys to prove negatives—which is time consuming and throws the truth-

finders off the track into side shows. . . and wastes the court's time. The only court time wasters in Leader v. Facebook are the lying, cheating, manipulating, thieving "Procedural Compliance" Facebook attorneys and their cronies in the courts.

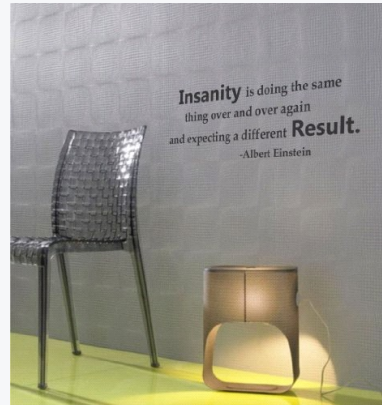
The jig is up you b____rds. Did your mamas not raise you right, or is it in the Silicon Valley water?

10. **law blogger** | September 4, 2012 at 5:41 pm | 

[Permalink](#)

Judges who use the Rules of Civil Procedure to punish their enemies and pardon their friends. Priceless.


Are those of us who expect honest judges just "out of touch?" Seems this "out of touch"



message gets recirculated about every 40 years by people who don't want to work for a living and expect a Big Brother handout (after the memory of the last political catastrophe has faded and citizens get lazy). Let's break this cycle.


Albert Einstein: "Insanity is doing the same thing over and over again and expecting a different result."

We MUST stand with Leader Technologies. Their cause for right is every (wo)man's cause; irrespective of party.

11. **BG** | September 4, 2012 at 6:30 pm | [Permalink](#) 

Andrew Sorkin, CNBC: "Zero accountability for \$50 billion that has vanished, and that in itself seems startling to me . . . can investors trust the company?"

<http://video.cnn.com/gallery/?video=3000113697&play=1>

12. **Donna Kline** | September 5, 2012 at 10:31 am | 

[Permalink](#)

Facebook is doing more damage control after their stock price closed at a new low of \$17.73 yesterday. They made an announcement through the media that "Zuckerberg will not sell any shares for one year." The problem is the "damage control" headline is grossly misleading: (1)

Insiders have ALREADY sold billions of dollars worth of stock ([\\$13.26 billion @ \\$37.58 per share on Day 3, May 22, 2012 of the IPO, alone](#)) and (2) there are at least 1.15 BILLION shares of stock available for sale by employees within the next 8 months, most of which come due before the end of 2012. Also, I predicted this deception among the FB players in my May 5, 2012 post—"[Are Facebook Insiders Mocking The Business Judgment Rule?](#)"

<http://donnaklinenow.com/investigation/are-facebook-insiders-mocking-the-business-judgment-rule>

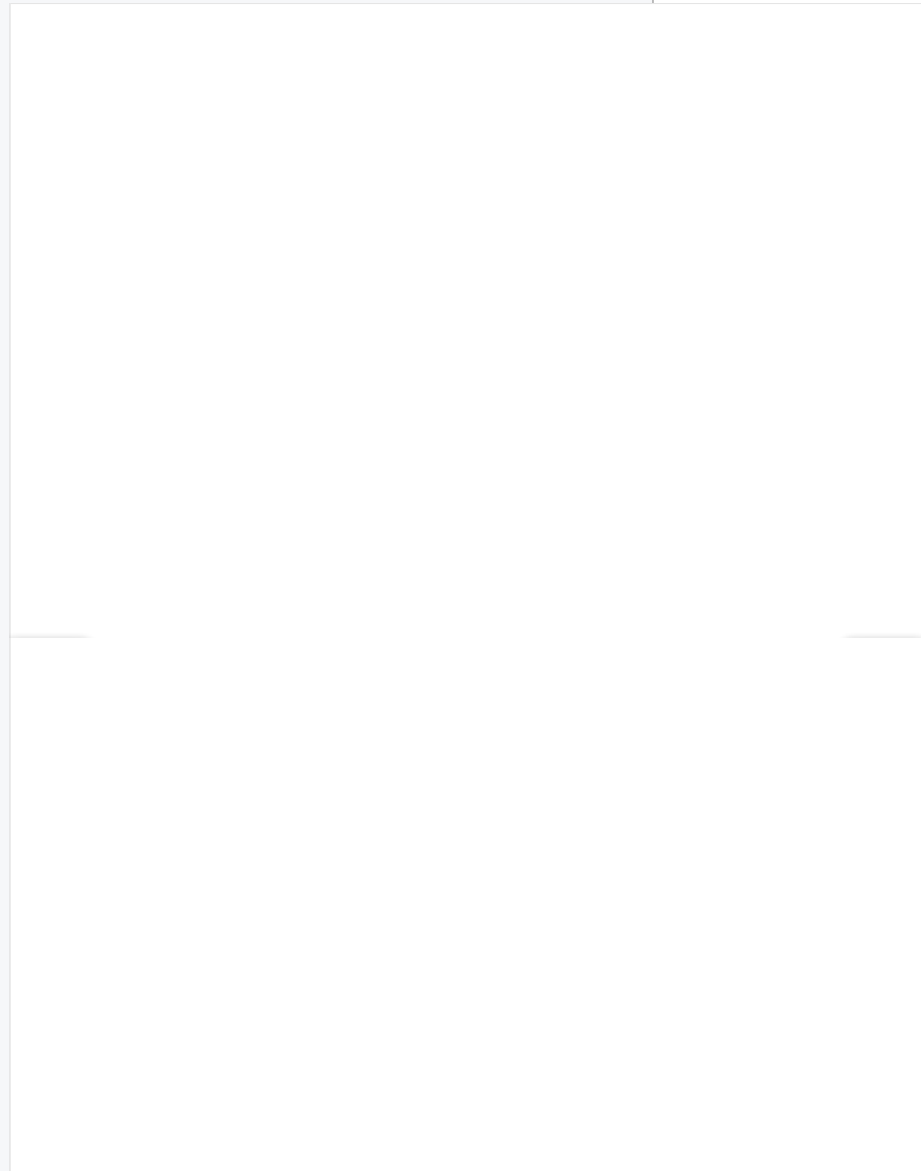
If you scroll through the 8-K document embedded below, you will see how additional share numbers are embedded throughout the text and only a portion are set out in an eye-catching table format. Read carefully and it will become clear.

Enjoy!

Original article:

<http://allthingsd.com/20120904/facebook-8-k-zuckerberg-will-not-sell-any-shares-for-one-year/?mod=googlenews>

[Facebook, Inc. FORM 8-K, Filed Sep. 4, 2012 for the Period Ending Aug. 30, 2012](#)



Scribd.



of 5

13. **Tex** | September 5, 2012 at 11:36 am | [Permalink](#)



\$50,000,000,000 lost by investors including certain judges in high positions.....\$50,000,000,000 gained in an IPO by con men ,thieves, unscrupulous investment bankers, the Russian oligarchy, and former Obama government muckedy mucks. One would think

that even the judges would want to expose the truth here and compensate Leader for the original patented concept as well as the huge mess that FB made of the business after they used the stolen intelligence....after all, the judges got hammered, too. My experience in life is that dishonest citizens are more resentful of being “had” than are honest folks. Perhaps the “black robes” should reconsider this case....

14. **FACE-OFF** | September 5, 2012 at 4:23 pm |



[Permalink](#)

Yow Tex. Robert Mueller at the FBI has all the emails on Zuckerberg—about how Zuck stole the Facebook idea from David London and the technology platform from Michael McKibben and Leader Technologies. David London said he sent Mueller the emails years ago and that will testify to this fact. He recently took a lie detector test about this and passed.

15. **FACE-OF** | September 5, 2012 at 6:45 pm |



[Permalink](#)

By the way Tex, Elon Musk received all the emails from David London about Zuckerberg’s theft and had long conversations with London about technology and new ideas.

16. **JohnC** | September 5, 2012 at 9:30 pm | [Permalink](#)



This last filing is just so over the top I don’t know where to begin. You think the judges actually received money or stock from Facebook? Really? There is a massive conspiracy involving the Federal District Court, the Federal Circuit Court of Appeals, the Obama administration, several long-standing and prestigious law firms, Russian mobsters, and the Silicon Valley venture capital community, and yet not a SINGLE reputable news outlet—anywhere in the world—has mentioned anything or picked up on this? And all of this earth-shattering new evidence somehow escaped discovery during the massive sweep that occurred during the Leader trial. Come on now.

Dr. A. claims that Facebook withheld all 28 of these computers. Umm, where’s the evidence of that actually occurring? It’s one thing to say it, but there’s no proof that Facebook actually refused to produce anything in discovery. And if they did, why wasn’t that the subject of a motion to compel while discovery was pending?

All of this is irrelevant anyway. This was a patent infringement trial. Facebook was found to infringe the patent. That’s not at issue. Whether they had access to Leader’s source code is irrelevant. The patent is invalid. Evidence that Facebook willfully infringed the patent might have been relevant if there were a stage-two damages trial, but Leader never got that far. All of this evidence is completely irrelevant for the Court of Appeal.

If Leader really has new evidence like this, then it should file a whole new lawsuit.

This trial is over. You're not even beating a dead horse any more. You're beating a pulverized horse carcass that's not coming back to life. The Federal Circuit has ruled against Leader. Twice, three times, and counting. It's not changing, and the outcome of this trial isn't changing.

17. **Kathy C** | September 6, 2012 at 8:25 am |



[Permalink](#)

There you go again JohnC, talking out of your proverbial ass. On most of this stuff you clearly do not know the FACTS in this case, or about Facebook's now obvious grand scheme. Or alternatively, you do know and are trying to deceive people with disinformation which you guys have been laying down ever since Zuckerberg's theft in 2003. To quote CNBC's Jim Cramer: "How much money do they have to lose you here?" (at least \$50 billion Jimbo) "They get away with everything." "Where's the outrage."

FACT: Facebook's second largest shareholder in Russia, Alisher Asmanov, has direct ties to the Russian mob. That is fact. Whoops.

FACT: Facebook's largest shareholder is Accel Partners, a Silicon Valley venture capital firm, along with other VCs Andreessen-Horowitz and Clarium Capital. Whoops. BTW folks, James W. Breyer and Accel Partners took out [\\$6.51 Billion @ \\$37.58 on Day 3 of the IPO](#). Zuckerberg's holdings are peanuts in comparison. Think they want to hide that with all these diversionary comments? LOL. [CNBC's Jim Cramer: "Where's the outrage? Where are brokers saying this is not right?"](#)

FACT: Facebook's many new billionaires held maybe a dozen fund raisers for President Obama in the Valley in the last year. Obama has had three meetings with Mark Zuckerberg. Whoops.

FACT: Facebook sealed almost everything in their ConnectU lawsuit, preventing knowledge of Zuckerberg's hard drives from seeing the light of day (curiously, until after the Leader v. Facebook trial). Whoops.

FACT: The Court record in Leader v. Facebook proves that Facebook claimed they had no 2003-2004 evidence. Read it lately? I have. I'll let you find it yourself. Whoops.

FACT: The Federal Rules of Civil Procedure 60(b) is specifically in the rules to fix judgments tainted by fraud, misrepresentation, mistake . . . and NEW EVIDENCE. Whoops.


So JohnC, it is clear that if you are not an attorney for Facebook or the Clerk of Court (with obvious motives for sweeping this scandal under the rug) then you are just an average Joe who is satisfied to form your opinions based upon lies. Can someone loan JohnC a flashlight 'cause it is

dark in his world?

As to your comment about the mainstream media not picking up on this news. What does that prove? Seems to me that Jim Cramer is asking the same thing. So, popular coverage of a news item is the bell-weather gauge of its truthfulness? (We've been feeding Donna's exposés to Jim Cramer at CNBC for a year now. Whoops.)

Tell that to the SEC whistle blower on Bernard Madoff whose bosses always had "other priorities." Wow, that is a telling commentary about one's values. I guess you don't consider Fox Business mainstream either. LOL. I've got your number bro.


The courts are going to rue the day that they defied the American public's sense of justice. Your days of playing with justice are over boys. We are taking back our justice system and going to throw you bums out.

18. **Winston Smith** | September 6, 2012 at 10:17 am | 

[Permalink](#)

Could not have said it better Kathy C! You go girl..I thought I'd share this little info with all of you. Seems to me the boys are starting to feel some heat of some kind... "Sean Parker, Former President Of Facebook, Hits Back At Journalist And Mark Zuckerberg (TWEETS)" *Huffington Post*.

http://www.huffingtonpost.com/2012/08/23/sean-parker-mark-zuckerburg_n_1825127.html

19. **Donna Kline** | September 6, 2012 at 11:10 am | 

[Permalink](#)


See my Mar. 5, 2012 "[First Thoughts After Leaving The Courthouse on March 5, 2012](#)" post.

There I report on Gibson Dunn attorney Thomas Hungar's arguments for Facebook at the *Leader v. Facebook* hearing before Judges Lourie, Moore and Wallach.

See also my Apr. 1, 2012 "[Facebook "Liked" Leader's source code ... before it didn't](#) post.

There I analyze Gibson Dunn attorney Thomas Hungar's ridiculous statement about Leader's source code (provided in discovery) not being "pristine." Read how Judge Moore mocked his statement.

As one can see, the court's decision was 180 degrees from the experience of the hearing. While attorneys say such things do happen regarding matters of law, the judges totally ignored Leader's clear and convincing argument in violation of Leader constitutional rights to confront their new accuser, the court itself. Did they do that to protect their friend Gibson Dunn Thomas Hungar's poor performance as a favor? Such are the questions that begin to swirl when conflicts of interest come into play.

20. **law blogger** | September 6, 2012 at 3:56 pm | 

[Permalink](#)

Very, very curious comment from JohnC. “the outcome of this trial isn’t changing.” Is that because he’s blackmailing the judges? Bribing them? Coercing them? The only way someone could be so definite about FUTURE justice is if he has CONTROL over them. Isn’t justice ultimately in the hands of God first and the American people second? Agree with Kathy C. We need to throw these bums out. We are wasting our money on these greedy, self-serving individuals. Where are the statesmen? Where are the lovers of justice?

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