

EXHIBIT 8

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<p style="text-align: right;">Page 113</p> <p>1 average, you probably exchanged two to three e-mails 2 with Mr. Kramer a week; is that right? 3 A. I -- I really don't know, but that seems 4 right. 5 Q. How about with Mr. Scaramellino related 6 to Six4Three and Pikinis? 7 A. Similar. Maybe one or two e-mails a 8 week. 9 Q. Did you stay in fairly consistent contact 10 with Mr. Scaramellino regarding Six4Three from 11 December 12th through July 2014? 12 A. We talked regularly, yeah. 13 Q. And Mr. Scaramellino is based in Boston; 14 is that right? 15 A. He is now based in Boston, that's right. 16 Q. Did you do anything to prepare for 17 today's deposition? 18 A. I met with my counsel. 19 Q. That's Mr. Kruzer? 20 A. Yes. 21 Q. When did you meet with Mr. Kruzer? 22 A. I met with him on the previous Friday, as 23 well as yesterday afternoon. 24 Q. About how long did you meet with 25 Mr. Kruzer?</p>	<p style="text-align: right;">Page 114</p> <p>1 A. I would say it was about an hour to an 2 hour and a half. The first meeting was maybe a little 3 -- yeah, about an hour. And our meeting yesterday was 4 about an hour and a half. 5 Q. Did you talk to anybody else about -- 6 have you talked to anybody else about this case? 7 A. There were -- for our first meeting, 8 there were other individuals present at the meeting. 9 Q. Who was present? 10 A. Mr. -- Mr. Kramer, Mr. Scaramellino, 11 Mr. Godkin, I believe. And I think that was everyone. 12 Q. And that was the meeting on Friday -- 13 A. That's right. 14 Q. -- last Friday? 15 Was that an in-person meeting? 16 A. It was a telephone meeting. 17 Q. Before last Friday had you talked to 18 Mr. Kramer about this case? 19 A. Yeah, we -- we've discussed the case. 20 Q. And I don't want you to tell me anything 21 that you discussed in the presence of attorneys, but 22 did you ever have conversations about this case 23 outside the presence of attorneys? 24 A. I don't believe so. 25 Q. What about with Mr. Scaramellino?</p>
<p style="text-align: right;">Page 115</p> <p>1 A. No, I don't think so. 2 Q. Did you review any documents in 3 preparation for this deposition? 4 A. I reviewed the -- the documents that I 5 had turned over so that I was familiar with them. 6 Q. Anything else? 7 A. No. 8 Q. Are you being compensated for your time 9 today? 10 A. I'm not. 11 Q. Okay. Going back to the Facebook 12 Platform, when did you first hear about the Facebook 13 Platform? 14 A. I was aware of it for many years prior to 15 my involvement with Six4Three. I really can't say 16 when I first became aware of it. 17 Q. Do you think you would have heard about 18 it in 2007 when it first launched? 19 A. It's very likely, yeah. 20 Q. That was the year that you graduated from 21 college? 22 A. That's right. 23 Q. Do you know what F8 is? 24 A. Yes. 25 Q. What is it?</p>	<p style="text-align: right;">Page 116</p> <p>1 A. It is the Facebook developer conference. 2 Q. Have you ever attended F8? 3 A. No, I haven't. 4 Q. Have you ever watched any of the online 5 videos of an F8 presentation? 6 A. I don't believe so. I may have watched 7 the -- the video of the -- I think it was the 2014 F8, 8 the Graph API 2.0 changes. Didn't watch it live and 9 I'm not sure at what time I might have watched it. So 10 I can't say that I definitively did or didn't. 11 Q. I guess what's your best guess in terms 12 of whether or not you've seen it or not? 13 MR. KRUSER: Objection. 14 THE WITNESS: I would guess that I have 15 -- have not watched it in its entirety. I did read 16 materials related to the announcements. 17 Q. BY MS. MILLER: When did you read those 18 materials? 19 A. I believe I read them in late May of that 20 year. 21 Q. And what materials were those? 22 A. I recall a -- a blog post that was posted 23 on the Facebook developer site, and I recall reading 24 some API documentation. 25 Q. Stepping back, when did you first hear</p>

<p style="text-align: right;">Page 117</p> <p>1 about the Facebook Graph API?</p> <p>2 A. I'm not sure.</p> <p>3 Q. You're not sure?</p> <p>4 Do you recall when you were first aware</p> <p>5 that Facebook had opened up certain data endpoints,</p> <p>6 including the friends data endpoints?</p> <p>7 A. No, I don't know, you know, specifically</p> <p>8 when I became aware of that. I know it was prior to</p> <p>9 my involvement in Six4Three, but I don't have an exact</p> <p>10 date.</p> <p>11 Q. Do you know why you might have become</p> <p>12 aware of Graph API?</p> <p>13 A. It was a pretty common thing in the</p> <p>14 developer community, so it was something that just</p> <p>15 about everyone who was developing applications was</p> <p>16 aware of.</p> <p>17 Q. When you heard about Facebook Graph API,</p> <p>18 did you understand that it would be periodically</p> <p>19 updated?</p> <p>20 A. Yes.</p> <p>21 Q. And as with virtually all software, that</p> <p>22 update would involve a new version number?</p> <p>23 A. Yes.</p> <p>24 Q. When did you first use the Facebook</p> <p>25 Platform SDK?</p>	<p style="text-align: right;">Page 118</p> <p>1 A. I believe the first time I used that --</p> <p>2 well, it -- it may have been in, you know, December of</p> <p>3 2012 with my work on -- with Six4Three. I can't</p> <p>4 remember specifically using it prior to that, but I --</p> <p>5 I can't rule it out.</p> <p>6 Q. And that was the IOS version of the SDK?</p> <p>7 A. I believe at that time I was working</p> <p>8 specifically with the -- the rest API, and my work</p> <p>9 with the IOS SDK began later.</p> <p>10 Q. And what is the rest SDK?</p> <p>11 A. I don't know that there's specifically an</p> <p>12 SDK, but there's an API --</p> <p>13 Q. I'm sorry --</p> <p>14 A. -- available that you can interact with</p> <p>15 via HEP.</p> <p>16 Q. When you were developing the Pikinis app,</p> <p>17 how did you stay informed regarding changes to the</p> <p>18 Facebook Platform?</p> <p>19 A. I received messages periodically about</p> <p>20 breaking changes to the API, none of which affected</p> <p>21 our application during the time I was developing it</p> <p>22 until, you know, after the application had been</p> <p>23 launched.</p> <p>24 Q. Other than receiving messages, did you do</p> <p>25 anything else, such as go to the developer's website?</p>
<p style="text-align: right;">Page 119</p> <p>1 A. I did. When I learned of the changes to</p> <p>2 the log-in process, I went to the developer website to</p> <p>3 familiarize myself with those changes.</p> <p>4 Q. And those log-in changes --</p> <p>5 A. That's right.</p> <p>6 Q. -- were part of the Graph API Version 2;</p> <p>7 correct?</p> <p>8 A. That's right, yeah.</p> <p>9 Q. And that -- that change was announced in</p> <p>10 -- on April 30, 2014?</p> <p>11 A. Yes.</p> <p>12 MR. KRUZER: Objection.</p> <p>13 THE WITNESS: That's my understanding.</p> <p>14 It was sometime after that that I actually</p> <p>15 familiarized myself with the change that had been</p> <p>16 announced.</p> <p>17 Q. BY MS. MILLER: Do you know how you</p> <p>18 became aware that changes had been announced?</p> <p>19 A. I don't remember.</p> <p>20 Q. Other than following this announcement,</p> <p>21 had you otherwise reviewed the Facebook developer's</p> <p>22 web page?</p> <p>23 A. I would look at the documentation</p> <p>24 regularly in the course of my work in software</p> <p>25 development.</p>	<p style="text-align: right;">Page 120</p> <p>1 Q. How often?</p> <p>2 A. It would depend on the nature of the work</p> <p>3 I was doing. You know, during times that I was</p> <p>4 working directly with the Facebook API I would refer</p> <p>5 to it frequently. You know, maybe every day. But</p> <p>6 once I had become aware and comfortable with the</p> <p>7 functionality, I no longer needed to look at the site.</p> <p>8 Q. Did you ever speak with other developers</p> <p>9 about the Facebook Platform from -- let's cabin this</p> <p>10 to December 2012 through July 2014.</p> <p>11 A. I recall reading information from other</p> <p>12 developers. I'm not sure that I had actual</p> <p>13 conversations with -- with other developers.</p> <p>14 Q. And since July of 2014 have you had any</p> <p>15 conversations with other Facebook developers about the</p> <p>16 Facebook Platform?</p> <p>17 A. Not personally, no.</p> <p>18 Q. And in the -- I think you said May 2014</p> <p>19 time period when you went to the developer's website</p> <p>20 to read about Graph API Version 2, what did you find</p> <p>21 out about Graph API?</p> <p>22 A. As I recall, the -- the announcement</p> <p>23 focused on the changes to log in, which I knew would</p> <p>24 require some updates to our application. I didn't see</p> <p>25 anything that was very serious. It looked like it</p>