

STATE OF NEW MEXICO
COUNTY OF SANTA FE
FIRST JUDICIAL DISTRICT COURT

STATE OF NEW MEXICO ex rel.
RAÚL TORREZ, Attorney General,

Plaintiff,

vs.

Case No. D-101-CV-2021-00132

META PLATFORMS, INC., f/k/a
FACEBOOK, INC.,

Defendant.

SPECIAL VERDICT FORM

The jury finds as follows:

Part I: Statements About Users' Control of Their Data

Question 1:

- a. Has the State proven that Facebook engaged in an unfair or deceptive trade practice with respect to the following statement:

"You have control over how your information is shared. We do not share your personal information with people or services you don't want. We do not give advertisers access to your personal information. We do not and never will sell any of your information to anyone."	Mark Zuckerberg 5/24/2010	From Facebook, Answering Privacy Concerns with New Settings, Washington Post (PX 7)
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Yes ☒ No ☐

If you answered "yes" to Question 1(a), please proceed to Question 1(b). If you answered "no" to Question 1(a), please proceed directly to Question 2.

- b. Has the State proven that, with respect to the above statement, Facebook engaged in an unfair or deceptive trade practice willfully?

Yes ☒ No ☐

If you answered "yes" to Question 1(b), please proceed to Question 1(c). If you answered "no" to Question 1(b), please proceed directly to Question 2.

c. With respect to the above statement, please write the number of violations, if any:

2,100,000

Question 2:

- a. Has the State proven that Facebook engaged in an unfair or deceptive trade practice with respect to the following statement:

"There are other internet companies or data brokers or folks that might try to track and sell data, but we don't buy and sell."	Mark Zuckerberg 4/4/2018	Q&A with Mark Zuckerberg on Protecting People's Information, Meta Newsroom (PX 8)
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Yes ☒ No ☐

If you answered "yes" to Question 2(a), please proceed to Question 2(b). If you answered "no" to Question 2(a), please proceed directly to Question 3.

- b. Has the State proven that, with respect to the above statement, Facebook engaged in an unfair or deceptive trade practice willfully?

Yes ☒ No ☐

If you answered "yes" to Question 2(b), please proceed to Question 2(c). If you answered "no" to Question 2(b), please proceed directly to Question 3.

- c. With respect to the above statement, please write the number of violations, if any:

1,386,648

Question 3:

- a. Has the State proven that Facebook engaged in an unfair or deceptive trade practice with respect to the following statement:

"We do not sell data or give your personal data to advertisers, period."	Sheryl Sandberg 4/5/2018	Sheryl Sandberg: Facebook 'made big mistakes' on protecting user data, PBS (PX 9)
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Yes ☒ No ☐

If you answered "yes" to Question 3(a), please proceed to Question 3(b). If you answered "no" to Question 3(a), please proceed directly to Question 4.

- b. Has the State proven that, with respect to the above statement, Facebook engaged in an unfair or deceptive trade practice willfully?

Yes ☒ No ☐

If you answered "yes" to Question 3(b), please proceed to Question 3(c). If you answered "no" to Question 3(b), please proceed directly to Question 4.

- c. With respect to the above statement, please write the number of violations, if any:

2,100,000

Question 4:

- a. Has the State proven that Facebook engaged in an unfair or deceptive trade practice with respect to the following statement:

"So we don't sell data, we don't give the data to anyone else but overwhelmingly people do tell us that if they're going to see ads on Facebook, they want the ads to be relevant; they don't want bad ads."

Mark Zuckerberg
7/18/2018

Interview with Kara Swisher
(PX 12)

Yes ☒ No ☐

If you answered "yes" to Question 4(a), please proceed to Question 4(b). If you answered "no" to Question 4(a), please proceed directly to Question 5.

- b. Has the State proven that, with respect to the above statement, Facebook engaged in an unfair or deceptive trade practice willfully?

Yes ☒ No ☐

- c. With respect to the above statement, please write the number of violations, if any:

2,100,000

Question 5:

- a. Has the State proven that Facebook engaged in an unfair or deceptive trade practice with respect to the following statement:

"We don't sell people's data and we don't share personal information with advertisers without permission."	Sheryl Sandberg 1/24/2019	Facebook Post (PX 14)
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Yes ☒ No ☐

If you answered "yes" to Question 5(a), please proceed to Question 5(b). If you answered "no" to Question 5(a), please proceed directly to Question 6.

- b. Has the State proven that, with respect to the above statement, Facebook engaged in an unfair or deceptive trade practice willfully?

Yes ☒ No ☐

If you answered "yes" to Question 5(b), please proceed to Question 5(c). If you answered "no" to Question 5(b), please proceed directly to Question 6.

- c. With respect to the above statement, please write the number of violations, if any:

1,386,648

Question 6:

- a. Has the State proven that Facebook engaged in an unfair or deceptive trade practice with respect to the following statement:

"We don't sell your data and we don't tell advertisers who you are. What we do is allow advertisers to reach people interested in their products."	Sheryl Sandberg 1/30/2019	Facebook Q4 2018 Earnings Call (PX 15)
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Yes ☒ No ☐

If you answered "yes" to Question 6(a), please proceed to Question 6(b). If you answered "no" to Question 6(a), please proceed directly to Question 7.

- b. Has the State proven that, with respect to the above statement, Facebook engaged in an unfair or deceptive trade practice willfully?

Yes ☒ No ☐

If you answered "yes" to Question 6(b), please proceed to Question 6(c). If you answered "no" to Question 6(b), please proceed directly to Question 7.

- c. With respect to the above statement, please write the number of violations, if any:

1,386,648

Part II: Statements About Misinformation on Facebook

Question 7:

- a. Has the State proven that Facebook engaged in an unfair or deceptive trade practice with respect to the following statement:

"We do not profit from misinformation or hate, and we do not want this content on our platforms."	Mark Zuckerberg 7/30/2020	Facebook Q2 2020 Earnings Call (PX 85)
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Yes ☒ No ☐

If you answered "yes" to Question 7(a), please proceed to Question 7(b). If you answered "no" to Question 7(a), please proceed directly to Question 8.

- b. Has the State proven that, with respect to the above statement, Facebook engaged in an unfair or deceptive trade practice willfully?

Yes ☒ No ☐

If you answered "yes" to Question 7(b), please proceed to Question 7(c). If you answered "no" to Question 7(b), please proceed directly to Question 8.

- c. With respect to the above statement, please write the number of violations, if any:

1,386,648

Question 8:

- a. Has the State proven that Facebook engaged in an unfair or deceptive trade practice with respect to the following statement:

"Well, if we see harmful misinformation on the platform, then we take it down. It's against our policy. So the 18 million number that I shared is the number of pieces of content that we've seen on the platform that we take down. Now, do we catch everything? Of course there are mistakes that we make or areas where we need to improve, but that's the best number that we have in terms of what we've seen and what our systems have been able to detect."	Mark Zuckerberg 8/18/2021	Interview on CBS This Morning (PX 86)
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Yes ☒ No ☐

If you answered "yes" to Question 8(a), please proceed to Question 8(b). If you answered "no" to Question 8(a), please proceed directly to Question 9.

- b. Has the State proven that, with respect to the above statement, Facebook engaged in an unfair or deceptive trade practice willfully?

If you answered "yes" to Question 8(b), please proceed to Question 8(c). If you answered "no" to Question 8(b), please proceed directly to Question 9.

Yes ☒ No ☐

- c. With respect to the above statement, please write the number of violations, if any:

2,100,000

Question 9:

- a. Has the State proven that Facebook engaged in an unfair or deceptive trade practice with respect to the following statement:

"We remove content from Facebook when it poses a real risk of harm, like graphic violence, hate speech or fake COVID cures."	Anna Stepanov 11/9/2021	Widely Viewed Content Report, Third Quarter 2021, Meta Newsroom (PX 87)
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Yes _____ No ☒

If you answered "yes" to Question 9(a), please proceed to Question 9(b). If you answered "no" to Question 9(a), please proceed directly to Question 10.

- b. Has the State proven that, with respect to the above Statement, Facebook engaged in an unfair or deceptive trade practice willfully?

Yes _____ No _____

If you answered "yes" to Question 9(b), please proceed to Question 9(c). If you answered "no" to Question 9(b), please proceed directly to Question 10.

- c. With respect to the above statement, please write the number of violations, if any:

Question 10:

- a. Has the State proven that Facebook engaged in an unfair or deceptive trade practice with respect to the following statement:

"We have 10 fact-checking partners in the US to address viral misinformation, including five who cover content in Spanish. We add warning labels to content they debunk so that people can decide for themselves what to read, trust and share. We're also investing an additional \$5 million in fact-checking and media literacy initiatives ahead of the midterms."	Nick Clegg 8/16/2022	How Meta is Planning for the 2022 US Midterms, Meta Newsroom (PX 88)
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Yes _____ No ☒

If you answered "yes" to Question 10(a), please proceed to Question 10(b). If you answered "no" to Question 10(a), please proceed directly to Question 11.

- b. Has the State proven that, with respect to the above statement, Facebook engaged in an unfair or deceptive trade practice willfully?

Yes _____ No _____

If you answered "yes" to Question 10(b), please proceed to Question 10(c). If you answered "no" to Question 10(b), please proceed directly to Question 11.

- c. With respect to the above statement, please write the number of violations, if any:

Part III: Statements About Hate Speech on Facebook

Question 11:

- a. Has the State proven that Facebook engaged in an unfair or deceptive trade practice with respect to the following statement:

"There is no place for hate in our community. That's why we've always taken down any post that promotes or celebrates hate crimes or acts of terrorism — including what happened in Charlottesville."	Mark Zuckerberg 8/16/2017	Facebook Post (PX 133)
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Yes ☒ No ☐

If you answered "yes" to Question 11(a), please proceed to Question 11(b). If you answered "no" to Question 11(a), please proceed directly to Question 12.

- b. Has the State proven that, with respect to the above statement, Facebook engaged in an unfair or deceptive trade practice willfully?

Yes ☒ No ☐

If you answered "yes" to Question 11(b), please proceed to Question 11(c). If you answered "no" to Question 11(b), please proceed directly to Question 12.

- c. With respect to the above statement, please write the number of violations, if any:

1,386,648

Question 12:

- a. Has the State proven that Facebook engaged in an unfair or deceptive trade practice with respect to the following statement:

"There are really two core principles at play here. There's giving people a voice, so that people can express their opinions. Then, there's keeping the community safe, which I think is really important. We're not gonna let people plan violence or attack each other or do bad things."	Mark Zuckerberg 7/18/2018	Interview with Kara Swisher (PX 12)
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Yes ☒ No ☐

If you answered "yes" to Question 12(a), please proceed to Question 12(b). If you answered "no" to Question 12(a), please proceed directly to Question 13.

- b. Has the State proven that, with respect to the above statement, Facebook engaged in an unfair or deceptive trade practice willfully?

Yes ☒ No ☐

If you answered "yes" to Question 12(b), please proceed to Question 12(c). If you answered "no" to Question 12(b), please proceed directly to Question 13.

- c. With respect to the above statement, please write the number of violations, if any:

2,100,000

Question 13:

- a. Has the State proven that Facebook engaged in an unfair or deceptive trade practice with respect to the following statement:

"Facebook does not benefit from hate, and we have no incentive other than to remove it when we find it."	Facebook 7/1/2020	Announcements: Sharing Our Actions on Stopping Hate (PX 137)
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Yes ☒ No ☐

If you answered "yes" to Question 13(a), please proceed to Question 13(b). If you answered "no" to Question 13(a), please proceed directly to Question 14.

- b. Has the State proven that, with respect to the above statement, Facebook engaged in an unfair or deceptive trade practice willfully?

Yes ☒ No ☐

If you answered "yes" to Question 13(b), please proceed to Question 13(c). If you answered "no" to Question 13(b), please proceed directly to Question 14.

- c. With respect to the above statement, please write the number of violations, if any:

1,386,648

Question 14:

- a. Has the State proven that Facebook engaged in an unfair or deceptive trade practice with respect to the following statement:

"I want to be unambiguous: Facebook does not profit from hate." "When we find hateful posts on Facebook and Instagram, we take a zero tolerance approach and remove them."	Nick Clegg 7/1/2020	<i>Facebook Does Not Benefit from Hate, Meta Newsroom (PX 138)</i>
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Yes ☒ No ☐

If you answered "yes" to Question 14(a), please proceed to Question 14(b). If you answered "no" to Question 14(a), please proceed directly to Question 15.

- b. Has the State proven that, with respect to the above statement, Facebook engaged in an unfair or deceptive trade practice willfully?

Yes ☒ No ☐

If you answered "yes" to Question 14(b), please proceed to Question 14(c). If you answered "no" to Question 14(b), please proceed directly to Question 15.

- c. With respect to the above statement, please write the number of violations, if any:

1,386,648

Question 15:

- a. Has the State proven that Facebook engaged in an unfair or deceptive trade practice with respect to the following statement:

"We do not allow hate speech on Facebook because it creates an environment of intimidation and exclusion, and in some cases, may promote real-world violence."	Facebook 12/1/2020	<i>Oversight Board Selects Case on Uyghur Muslims</i> , Meta Newsroom (PX 139)
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Yes ✓ No _____

If you answered "yes" to Question 15(a), please proceed to Question 15(b). If you answered "no" to Question 15(a), please proceed directly to Question 16.

- b. Has the State proven that, with respect to the above statement, Facebook engaged in an unfair or deceptive trade practice willfully?

Yes ✓ No _____

If you answered "yes" to Question 15(b), please proceed to Question 15(c). If you answered "no" to Question 15(b), please proceed directly to Question 16.

- c. With respect to the above statement, please write the number of violations, if any:

1,386,648

Question 16:

- a. Has the State proven that Facebook engaged in an unfair or deceptive trade practice with respect to the following statement:

"We remove content from Facebook when it poses a real risk of harm, like graphic violence, hate speech or fake COVID cures."	Anna Stepanov 11/9/2021	<i>Widely Viewed Content Report, Third Quarter 2021, Meta Newsroom (PX 87)</i>
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Yes _____ No ☒

If you answered "yes" to Question 16(a), please proceed to Question 16(b). If you answered "no" to Question 16(a), please proceed directly to Question 17.

- b. Has the State proven that, with respect to the above statement, Facebook engaged in an unfair or deceptive trade practice willfully?

Yes _____ No _____

If you answered "yes" to Question 16(b), please proceed to Question 16(c). If you answered "no" to Question 16(b), please proceed directly to Question 17.

- c. With respect to the above statement, please write the number of violations, if any:

Part IV: Statements About Application of Facebook's Community Standards

Question 17:

- a. Has the State proven that Facebook engaged in an unfair or deceptive trade practice with respect to the following statement:

"We want to make clear that we remove content from Facebook, no matter who posts it, when it violates our standards. There are no special protections for any group — whether on the right or the left. 'Cross Check' — the system described in Dispatches — simply means that some content from certain Pages or Profiles is given a second layer of review to make sure we've applied our policies correctly."	Facebook 7/17/2018	Working to Keep Facebook Safe, Newsroom Post (PX 201)
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Yes ☒ No ☐

If you answered "yes" to Question 17(a), please proceed to Question 17(b). If you answered "no" to Question 17(a), please proceed directly to Question 18.

- b. Has the State proven that, with respect to the above statement, Facebook engaged in an unfair or deceptive trade practice willfully?

Yes ☒ No ☐

If you answered "yes" to Question 17(b), please proceed to Question 17(c). If you answered "no" to Question 17(b), please proceed directly to Question 18.

- c. With respect to the above statement, please write the number of violations, if any:

1,386,648

Question 18:

- a. Has the State proven that Facebook engaged in an unfair or deceptive trade practice with respect to the following statement:

"I know many of you think we should have labeled the President's posts in some way last week. Our current policy is that if content is actually inciting violence, then the right mitigation is to take that content down -- not let people continue seeing it behind a flag. There is no exception to this policy for politicians or newsworthiness."	Mark Zuckerberg 6/5/2020	Facebook Post (PX 202)
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Yes ☒ No ☐

If you answered "yes" to Question 18(a), please proceed to Question 18(b). If you answered "no" to Question 18(a), please proceed directly to Question 19.

- b. Has the State proven that, with respect to the above statement, Facebook engaged in an unfair or deceptive trade practice willfully?

Yes ☒ No ☐

If you answered "yes" to Question 18(b), please proceed to Question 18(c). If you answered "no" to Question 18(b), please proceed directly to Question 19.

- c. With respect to the above statement, please write the number of violations, if any:

1,386,648

Question 19:

- a. Has the State proven that Facebook engaged in an unfair or deceptive trade practice with respect to the following statement:

"Even if a politician or government official says it, if we determine that content may lead to violence or deprive people of their right to vote, we will take that content down. Similarly, there are no exceptions for politicians in any of the policies I'm announcing here today."	Mark Zuckerberg 6/26/2020	Facebook Post (PX 203)
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Yes ☒ No ☐

If you answered "yes" to Question 19(a), please proceed to Question 19(b). If you answered "no" to Question 19(a), please proceed directly to Question 20.

- b. Has the State proven that, with respect to the above statement, Facebook engaged in an unfair or deceptive trade practice willfully?

Yes ☒ No ☐

If you answered "yes" to Question 19(b), please proceed to Question 19(c). If you answered "no" to Question 19(b), please proceed directly to Question 20.

- c. With respect to the above statement, please write the number of violations, if any:

1,386,648

Part V: Statements About Facebook's App Developer Investigation

Question 20:

- a. Has the State proven that Facebook engaged in an unfair or deceptive trade practice with respect to the following statement:

"So now we're going to change this and we're going to make it so that now everyone has to choose to share their own data with an app themselves."	Mark Zuckerberg 4/30/2014	2014 F8 Developer Conference (PX 273)
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Yes ☒ No ☐

If you answered "yes" to Question 20(a), please proceed to Question 20(b). If you answered "no" to Question 20(a), please proceed directly to Question 21.

- b. Has the State proven that, with respect to the above statement, Facebook engaged in an unfair or deceptive trade practice willfully?

Yes ☒ No ☐

If you answered "yes" to Question 20(b), please proceed to Question 20(c). If you answered "no" to Question 20(b), please proceed directly to Question 21.

- c. With respect to the above statement, please write the number of violations, if any:

1,386,648

Question 21:

- a. Has the State proven that Facebook engaged in an unfair or deceptive trade practice with respect to the following statement:

"We will tell people affected by apps that have misused their data. This includes building a way for people to know if their data might have been accessed via 'thisisyourdigitallife.' Moving forward, if we remove an app for misusing data, we will tell everyone who used it."	Facebook 3/21/2018	Cracking Down on Platform Abuse, Meta Newsroom (PX 274)
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Yes ☒ No ☐

If you answered "yes" to Question 21(a), please proceed to Question 21(b). If you answered "no" to Question 21(a), please proceed directly to Question 22.

- b. Has the State proven that, with respect to the above statement, Facebook engaged in an unfair or deceptive trade practice willfully?

Yes ☒ No ☐

If you answered "yes" to Question 21(b), please proceed to Question 21(c). If you answered "no" to Question 21(b), please proceed directly to Question 22.

- c. With respect to the above statement, please write the number of violations, if any:

1, 386, 648

Question 22:

- a. Has the State proven that Facebook engaged in an unfair or deceptive trade practice with respect to the following statement:

"So we are doing a set of things to restrict the amount of access that developers can get going forward, but the other is we need to make sure that there aren't any other Cambridge Analyticas out there, right? Or folks who have improperly accessed data, so we're going to go now and investigate every app that has access to a large amount of information from before we lock down our platform, and if we detect any suspicious activity, we're going to do a full forensic audit." "Well it's hard to know what we'll find, but we're going to review thousands of apps. So this is going to be an intensive process, but this is important. I mean this is something that, in retrospect, we clearly should've done up front with Cambridge Analytica. We should not have trusted the certification that they gave us, and we're not going to make that mistake again." "And going forward when we identify apps that are similarly doing sketchy things, we're going to make sure that we tell people then too, right? That's definitely something that looking back on this, you know, I regret that we didn't do at the time. And I think we got that wrong. And we're committed to getting that right going forward."	Mark Zuckerberg 3/21/2018	Interview with Laurie Segall, Mark Zuckerberg: "I'm really sorry that this happened," CNN Money (PX 275)
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Yes ☒ No ☐

If you answered "yes" to Question 22(a), please proceed to Question 22(b). If you answered "no" to Question 22(a), please proceed directly to Question 23.

- b. Has the State proven that, with respect to the above statement, Facebook engaged in an unfair or deceptive trade practice willfully?

Yes ☒ No ☐

If you answered "yes" to Question 22(b), please proceed to Question 22(c). If you answered "no" to Question 22(b), please proceed directly to Question 23.

c. With respect to the above statement, please write the number of violations, if any:

2,100,000

Question 23:

- a. Has the State proven that Facebook engaged in an unfair or deceptive trade practice with respect to the following statement:

"First, we will investigate all apps that had access to large amounts of information before we changed our platform to dramatically reduce data access in 2014, and we will conduct a full audit of any app with suspicious activity. We will ban any developer from our platform that does not agree to a thorough audit. And if we find developers that misused personally identifiable information, we will ban them and tell everyone affected by those apps."

Mark Zuckerberg
3/21/2018

Facebook Post
(PX 279)

Yes ☒ No ☐

If you answered "yes" to Question 23(a), please proceed to Question 23(b). If you answered "no" to Question 23(a), please proceed directly to Question 24.

- b. Has the State proven that, with respect to the above statement, Facebook engaged in an unfair or deceptive trade practice willfully?

Yes ☒ No ☐

If you answered "yes" to Question 23(b), please proceed to Question 23(c). If you answered "no" to Question 23(b), please proceed directly to Question 24.

- c. With respect to the above statement, please write the number of violations, if any:

1,386,648

Question 24:

- a. Has the State proven that Facebook engaged in an unfair or deceptive trade practice with respect to the following statement:

“Even if you solve the problem going forward, there’s still this issue of: Are there other Cambridge Analyticas out there, or other Kogans who, when the platform worked a certain way in the past, were there apps which could have gotten access to more information, and potentially sold it without us knowing, or done something that violated people’s trust? We also need to make sure we get that under control. That’s why we spent a lot of time figuring out, O.K. here’s what it’s going to take to do a full investigation of every app that got access to a large amount of information before we changed the platform policies to dramatically reduce the data access that developers had. For any app that we uncover that has any suspicious activity, we’re going to go do a full forensic audit, and make sure we have the capacity to do that, to make sure that other developers aren’t doing what Kogan did here.” “We’re going to tell anyone whose data may have been shared. Now, there’s a question of whether we have the exact record in our systems today of who your friends were on that day when there was access three and a half or four years ago, so we’re going to be conservative on that and try to tell anyone whose data may have been affected, even if we don’t know for certain that they were.”	Mark Zuckerberg 3/21/2018	Kevin Roose & Sheera Frankel, Mark Zuckerberg’s Reckoning: ‘This Is a Major Trust Issue’, New York Times (PX 280)
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Yes ☒ No ☐

If you answered “yes” to Question 24(a), please proceed to Question 24(b). If you answered “no” to Question 24(a), please proceed directly to Question 25.

- b. Has the State prove that, with respect to the above statement, Facebook engaged in an unfair or deceptive trade practice willfully?

Yes ☒ No ☐

If you answered "yes" to Question 24(b), please proceed to Question 24(c). If you answered "no" to Question 24(b), please proceed directly to Question 25.

- c. With respect to the above statement, please write the number of violations, if any:

2,100,000

Question 25:

- a. Has the State proven that Facebook engaged in an unfair or deceptive trade practice with respect to the following statement:

"And that's why the first action that we now need to go take is to not rely on certifications that we've gotten from developers, but [we] actually need to go and do a full investigation of every single app that was operating before we had the more restrictive platform policies — that had access to a lot of data — and for any app that has any suspicious activity, we're going to go in and do a full forensic audit. And any developer who won't sign up for that we're going to kick off the platform. So, yes, I think the short answer to this is that's the step that I think we should have done for Cambridge Analytica, and we're now going to go do it for every developer who is on the platform who had access to a large amount of data before we locked things down in 2014."	Mark Zuckerberg 3/21/2018	N. Thompson, Mark Zuckerberg Talks to WIRED About Facebook's Privacy Problem, WIRED (PX 281)
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Yes ✓ No

If you answered "yes" to Question 25(a), please proceed to Question 25(b). If you answered "no" to Question 25(a), please proceed directly to Question 26.

- b. Has the State proven that, with respect to the above statement, Facebook engaged in an unfair or deceptive trade practice willfully?

Yes ✓ No

If you answered "yes" to Question 25(b), please proceed to Question 25(c). If you answered "no" to Question 25(b), please proceed directly to Question 26.

- c. With respect to the above statement, please write the number of violations, if any:

2,100,000

Question 26:

- a. Has the State proven that Facebook engaged in an unfair or deceptive trade practice with respect to the following statement:

"This was a huge breach of trust. People come to Facebook every day and they depend on us to protect their data and I am sorry that we let so many people down. We spent the last few days trying to get to the bottom of what happened. Cambridge Analytica never should have had this data. They told us they deleted it but it is our mistake that we did not verify that. Years ago, we changed platforms so apps get much less data but that really wasn't enough. We needed to go back and verify that the apps that has the data used it well. So, Mark announced very strong steps yesterday, we're going to be investigating and auditing apps and if we find misuse we're gonna tell people."	Sheryl Sandberg 3/22/2018	Interview with Julia Boorstin, Facebook COO Sandberg: 'We do not sell your data', CNBC (PX 282)
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Yes ☒ No ☐

If you answered "yes" to Question 26(a), please proceed to Question 26(b). If you answered "no" to Question 26(a), please proceed directly to Question 27.

- b. Has the State proven that, with respect to the above statement, Facebook engaged in an unfair or deceptive trade practice willfully?

Yes ☒ No ☐

If you answered "yes" to Question 26(b), please proceed to Question 26(c). If you answered "no" to Question 26(b), please proceed directly to Question 27.

- c. With respect to the above statement, please write the number of violations, if any:

2,100,000

Question 27:

- a. Has the State proven that Facebook engaged in an unfair or deceptive trade practice with respect to the following statement:

"So in the Cambridge Analytica case, the friends of friends' sharing that enabled that, we shut that down in 2015."	Sheryl Sandberg 4/5/2018	Sheryl Sandberg: Facebook 'made big mistakes' on protecting user data, PBS (PX 9)
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Yes ✓ No _____

If you answered "yes" to Question 27(a), please proceed to Question 27(b). If you answered "no" to Question 27(a), please proceed directly to Question 28.

- b. Has the State proven that, with respect to the above statement, Facebook engaged in an unfair or deceptive trade practice willfully?

Yes ✓ No _____

If you answered "yes" to Question 27(b), please proceed to Question 27(c). If you answered "no" to Question 27(b), please proceed directly to Question 28.

- c. With respect to the above statement, please write the number of violations, if any:

2,100,000

Question 28:

- a. Has the State proven that Facebook engaged in an unfair or deceptive trade practice with respect to the following statement:

"So the specific case of the friends of friends sharing that happened with Cambridge Analytica that specific case was shut down in 2015 but what we didn't do until recently and what we're doing now is just take a broader view looking to be more restrictive in ways data could be misused."	Sheryl Sandberg 4/5/2018	Sheryl Sandberg Says Facebook Needs to Do Better Protecting Data, Bloomberg Television (PX 283)
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Yes ☒ No ☐

If you answered "yes" to Question 28(a), please proceed to Question 28(b). If you answered "no" to Question 28(a), please proceed directly to Question 29.

- b. Has the State proven that, with respect to the above statement, Facebook engaged in an unfair or deceptive trade practice willfully?

Yes ☒ No ☐

If you answered "yes" to Question 28(b), please proceed to Question 28(c). If you answered "no" to Question 28(b), please proceed directly to Question 29.

- c. With respect to the above statement, please write the number of violations, if any:

2,100,000

Question 29:

- a. Has the State proven that Facebook engaged in an unfair or deceptive trade practice with respect to the following statement:

"Where we find evidence that these or other apps did misuse data, we will ban them and notify people via this website. It will show people if they or their friends installed an app that misused data before 2015 — just as we did for Cambridge Analytica."

Ime Archibong
5/14/2018

An Update on Our App
Investigation and Audit,
Meta Newsroom (PX
289)

Yes ☒ No ☐

If you answered "yes" to Question 29(a), please proceed to Question 29(b). If you answered "no" to Question 29(a), please proceed directly to Question 30.

- b. Has the State proven that, with respect to the above statement, Facebook engaged in an unfair or deceptive trade practice willfully?

Yes ☒ No ☐

If you answered "yes" to Question 29(b), please proceed to Question 29(c). If you answered "no" to Question 29(b), please proceed directly to Question 30.

- c. With respect to the above statement, please write the number of violations, if any:

1,386,648

Part VI: Practices

Question 30:

With respect to the State's allegation that Facebook made false or misleading statements about users' control of their data:

- a. Has the State proven that Facebook engaged in an unconscionable trade practice?

Yes ☒ No ☐

If you answered "yes" to Question 30(a), please proceed to Question 30(b). If you answered "no" to Question 30(a), please proceed directly to Question 31.

- b. Has the State proven that Facebook engaged in that unconscionable trade practice willfully?

Yes ☒ No ☐

Question 31:

With respect to the State's allegation that Facebook made false or misleading statements about misinformation on Facebook:

- a. Has the State proven that Facebook engaged in an unconscionable trade practice?

Yes ☒ No ☐

If you answered "yes" to Question 31(a), please proceed to Question 31(b). If you answered "no" to Question 31(a), please proceed directly to Question 32.

- b. Has the State proven that Facebook engaged in that unconscionable trade practice willfully?

Yes ☒ No ☐

Question 32:

With respect to the State's allegation that Facebook made false or misleading statements about hate speech on Facebook:

- a. Has the State proven that Facebook engaged in an unconscionable trade practice?

Yes ☒ No ☐

If you answered "yes" to Question 32(a), please proceed to Question 32(b). If you answered "no" to Question 32(a), please proceed directly to Question 33.

- b. Has the State proven that Facebook engaged in that unconscionable trade practice willfully?

Yes ☒ No ☐

Question 33:

With respect to the State's allegation that Facebook made false or misleading statements about preferential treatment:

- a. Has the State proven that Facebook committed an unconscionable trade practice?

Yes ☒ No ☐

If you answered "yes" to Question 33(a), please proceed to Question 33(b). If you answered "no" to Question 33(a), please proceed directly to Question 34.

- b. Has the State proven that Facebook engaged in that unconscionable trade practice willfully?

Yes ☒ No ☐

Question 34:

With respect to the State's allegation that Facebook made false or misleading statements about the App Developer Investigation:

- a. Has the State proven that Facebook engaged in an unconscionable trade practice?

Yes ☒ No ☐

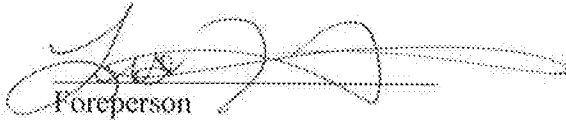
If you answered "yes" to Question 34(a), please proceed to Question 34(b). If you answered "no" to Question 34(a), you do not need to answer Question 34(b).

- b. Has the State proven that Facebook engaged in that unconscionable trade practice willfully?

Yes ☒ No ☐

AT LEAST 10 OF US AGREE AS TO EACH QUESTION ABOVE.

Dated this 25 day of September, 2026


Foreperson