December 19, 2022

***Via U.S. Mail***

Mr. Adam Mosseri

Head of Instagram, Instagram

Instagram Headquarters

1 Hacker Way

Menlo Park, CA 94025

**Re**: **Notice of Prospective Litigation; Demand for Records Retention**

Dear Mr. Mosseri:

I am an aggrieved citizen of the United States and of the state of [NAME OF STATE], and I am contemplating filing a lawsuit, including the possibility of joining a class action proceeding, against the relevant parties pertaining to the concerns I have regarding the censorship that has been or may have been implemented or encouraged by your organization, Instagram, pertaining to certain users’ social media accounts (Facebook, Instagram, Twitter, YouTube, etc.). Moreover, I am concerned regarding the sharing of data obtained from my social media accounts by your organization, government agencies, and/or other private companies. Accordingly, **I hereby notify you and instruct you to retain any and all documents and other materials related to the following social media accounts, which I created:**

[SOCIAL MEDIA OUTLET (Ex: Facebook); USERNAME (Ex: @JohnDoe123)]

[SOCIAL MEDIA OUTLET (Ex: Instagram); USERNAME (Ex: @JohnDoe123)]

[SOCIAL MEDIA OUTLET (Ex: Twitter); USERNAME (Ex: @JohnDoe123)]

[SOCIAL MEDIA OUTLET (Ex: YouTube); USERNAME (Ex: @JohnDoe123)]

Given the litigation I am contemplating commencing or joining regarding the above issues, I demand that you retain any and all documents and data relating to or concerning the censorship or flagging of the above-listed social media accounts and/or the use or exchange of data obtained from these social media accounts by your organization and any other private company or government agency. All such documents and data must be maintained and preserved. This means that any documents and data in your possession or control regarding the censorship or flagging of the above-listed social media accounts and/or the use or exchange of data obtained from these social media accounts by your organization and any other private company or government agency must not be destroyed or deleted until you are notified in writing that it is permissible to do so.

“Documents and data” as used here includes hard and electronic copies of documents, including letters, correspondence, memoranda, reports, tabulations, calculations, invoices, vouchers, ledgers, journals, external and internal literature, books, notes, schedules, worksheets, plans, minutes, bulletins, brochures, catalogs, notices, press releases, transcripts, calendars, appointment books, diaries, charts, and drafts of all such documents that mention or relate to the censorship or flagging of the above-listed social media accounts and/or the use or exchange of data obtained from these social media accounts by your organization and any other private company or government agency. This includes handwritten notes, drafts, tabulations, calculations, summaries, and work papers; it is not limited only to “formal” or “final” documents.

“Documents and data” includes photographs and audio or video tapes or recordings.

“Documents and data” also includes electronically stored information, such as e-mail, voicemail, word processing files, spreadsheets, databases, calendars, digital audio or video recordings, instant messages, text messages, social media posts, telephone logs, internet files, and any other electronic information created, maintained or received by you.

This list is not exhaustive; all documents and data relating in any way to the censorship or flagging of the above-listed social media accounts and/or the use or exchange of data obtained from these social media accounts by your organization and any other private company or government agency must be preserved.

This records retention hold and notice suspends any normal deletion requirements for documents, e-mails, and other information that may otherwise apply. Do not destroy, delete or in any way alter any paper or electronic information relating to my prospective claims or the other areas of interest mentioned above. **Be sure to communicate this requirement to the employees who work under your supervision.**

If you have possession, custody, or control of any information, whether in paper form or electronic form, pertaining to my prospective claims, you are instructed to take immediate steps to preserve it in its original form. For example, do not delete any e-mails, internet files, or other computer files containing information pertaining to the claims. You should also take steps to ensure that e-mails and files will not automatically be deleted by the system. Once you have identified any relevant information in your possession, please coordinate with me to ensure that I am provided with a copy of it.

If you are aware of any person employed by or otherwise affiliated with your organization, whether presently or formerly, who may have information pertinent to my prospective claims, please provide me with that information. Additionally, please ensure that any person(s) who is assigned to manage the computers or files of your organization that may contain information pertinent to my prospective claims is immediately informed of the requirements set forth in this letter. You must ensure that any such person not only does not delete any information, but also makes arrangements to preserve the information contained on the computer or in the files.

To the extent you have any concerns or questions in this regard, please contact me. Thank you for your cooperation in this matter.

Sincerely,

/s/ [ELECTRONIC OR MANUAL SIGNATURE]

[PRINT NAME]

[STREET ADDRESS]

[CITY, STATE] [ZIP]

[EMAIL ADDRESS]