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10 Attorneys for Defendants  
 11 ZI CORPORATION, a Canadian corporation,  
 and ZI CORPORATION OF AMERICA, INC.,  
 12 a Nevada corporation

13 **UNITED STATES DISTRICT COURT**  
 14 **NORTHERN DISTRICT**  
 15 **SAN FRANCISCO DIVISION**

16 ASIAN COMMUNICATIONS PTY LTD., an  
 17 Australian corporation, and TEGIC  
 18 COMMUNICATIONS, INC., a Washington  
 corporation,

19 Plaintiffs,

20 v.

21 ZI CORPORATION, a Canadian corporation,  
 22 and ZI CORPORATION OF AMERICA, INC.,  
 a Nevada corporation,

23 Defendants.

CASE NO. 00-CV-0989 MMC

~~PROPOSED~~ ORDER GRANTING  
 ADMINISTRATIVE REQUEST TO  
 SEAL DOCUMENTS IN SUPPORT OF  
 DEFENDANT'S ARBITRATION  
 REPLY, CONTEMPT SUR-REPLY AND  
 MOTION FOR LEAVE TO FILE  
 CONTEMPT SUR-REPLY

24 **DATE:** November 7, 2008

**TIME:** 9:00 A.M.

25 **COURT:** Courtroom 7, 19th Floor  
 Hon. Maxine M. Chesney

1           The Court having reviewed Defendants Zi Corporation and Zi Corporation of America,  
2 Inc.'s (collectively, "Zi") Administrative Request to Seal Documents in Support of Defendant's  
3 Arbitration Reply, Contempt Sur-Reply and Motion for Leave to File Contempt Sur-Reply  
4 ("Administrative Request") and the supporting Declaration of Eric B. Evans, Zi's Administrative  
5 Request to Seal is GRANTED.

6           Further, Zi has shown that good cause exists to seal the documents described in its  
7 Administrative Request, which are attached to declarations in support of, or referred to in, Zi's  
8 Reply in Support of its Cross-Motion to Compel Arbitration or, in the Alternative, Stay  
9 Proceedings Pending Arbitration ("Arbitration Reply"), its Sur-Reply in Support of Zi's  
10 Response to Tegic's Motion For An Order To Show Cause Why Defendants Should Not Be Held  
11 In Contempt Of Consent Judgment ("Contempt Sur-Reply"), and its Motion For Leave to File  
12 Contempt Sur-Reply ("Motion For Leave").

13           Therefore, for good cause shown, the Court ORDERS that:

14           (1) Exhibit A to the Declaration of George Tai in support of the Leave Sur-Reply ("Tai  
15 Declaration") constituting the parties' settlement agreement be filed under seal;

16           (2) Exhibit B to the Tai Declaration and Exhibit A to the Declaration of Lisa Dawson  
17 ("Dawson Declaration"), both constituting a transcript of voicemail reflecting negotiations  
18 toward parties' settlement agreement be filed under seal;

19           (3) Unredacted versions of Zi's Arbitration Reply, Contempt Sur-Reply, Motion For  
20 Leave, the Tai Declaration, and the Supplemental Declaration of Demetrio Navarro in support of  
21 the Contempt Sur-Reply, which include references to the parties' settlement agreement or  
22 negotiations, and/or Exhibits A & B to the Declaration of Demetrio Navarro filed in support of  
23 Zi's Response to Tegic's Motion For An Order To Show Cause Why Defendants Should Not Be  
24 Held In Contempt Of Consent Judgment ("Navarro Declaration") — previously ordered by this  
25 Court to be filed under seal — ~~in this matter~~ be filed under seal; and


26           (4) Zi be granted leave to file redacted, unsealed versions of its Arbitration Reply,  
27 Contempt Sur-Reply, Motion For Leave, the Tai Declaration, and the Supplemental Declaration  
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1 of Demetrio Navarro in support of the Contempt Sur-Reply, redacting references to the parties'  
2 settlement agreement or negotiations, and/or Exhibits A & B to the Navarro Declaration.

3 As set forth in the Evans Declaration, the aforementioned materials are "sealable"  
4 material under FED. R. CIV. P. 26(c) and Civil L.R. 79-5.

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6 IT IS SO ORDERED.

7 Dated: November 4, 2008



Hon. Maxine M. Chesney

U.S. District Court Judge

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