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13 UNITED STATES DISTRICT COURT
 14 NORTHERN DISTRICT OF CALIFORNIA

15 ACCO BRANDS, INC. d/b/a
 16 KENSINGTON TECHNOLOGY GROUP,

17 Plaintiff,

18 v.

19 PC GUARDIAN ANTI-THEFT
 20 PRODUCTS, INC. and FELLOWES, INC.,

21 Defendants.

No. 04-03526 SI

**STIPULATION AND [PROPOSED]
 ORDER TO FILE MATERIALS UNDER
 SEAL IN CONNECTION WITH
 DEFENDANTS' REPLY TO
 KENSINGTON TECHNOLOGY
 GROUP'S OPPOSITION TO MOTION
 TO DISMISS DEFENDANTS'
 ANTITRUST COUNTERCLAIM
 WITHOUT PREJUDICE**

22 Plaintiff ACCO Brands, Inc. d/b/a Kensington Technology Group ("ACCO") and
 23 defendants PC Guardian Anti-Theft Products, Inc. and Fellowes, Inc. hereby stipulate that the
 24 following exhibit should be filed under seal in connection with the Declaration of Thomas J.
 25 Romano in Support of Defendants' Reply to Kensington Technology Group's Opposition to
 26 Motion to Dismiss Defendants' Antitrust Counterclaim Without Prejudice:

- **Exhibit A** (Memorandum in Support of PC Guardian’s Motion for Summary Judgment of Unenforceability for Inequitable Conduct).

Exhibit A is a brief that was previously filed under seal in the United States District Court for the Northern District of Illinois in *ACCO Brands USA LLC v. PC Guardian Anti-Theft Products, Inc. et al.*, No. 06-cv-07102, pursuant to a stipulated protective order entered in that suit. The parties believe that Exhibit A should be filed under seal here because it has been designated “Highly Confidential—Attorneys’ Eyes Only” under the Stipulated Protective Order entered in this suit and includes and discusses material from deposition transcripts that are currently designated “Highly Confidential-Attorneys’ Eyes Only” under the Stipulated Protective Order.

Counsel for Kensington requested that Defendants include the following sentence in the Stipulation: By agreeing to this Stipulation, Kensington is not agreeing that Defendants’ filing of this exhibit complies with the Local Rules governing reply briefs.

DATED: December 4, 2008

/s/ Brian Smith
 Brian Smith
 HOWREY LLP

Attorneys for Plaintiff
 ACCO BRANDS INC., d/b/a
 KENSINGTON TECHNOLOGY GROUP

DATED: December 4, 2008

/s/ Thomas J. Romano
 Thomas J. Romano
 KOLISCH HARTWELL, P.C.

Attorneys for Defendants,
 PC GUARDIAN ANTI-THEFT
 PRODUCTS, INC. and FELLOWES, INC.

IT IS SO ORDERED.

DATED: _____



 Honorable Susan Illston
 United States District Court Judge