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11 UNITED STATES DISTRICT COURT
12 NORTHERN DISTRICT OF CALIFORNIA

14 ADVANCED MICRO DEVICES, INC., et
al.,

15 Plaintiffs,

16 v.

17 SAMSUNG ELECTRONICS CO., LTD.,
18 et al.,

19 Defendants.

Case No. CV-08-0986-SI

**ADDENDUM TO JOINT STIPULATED
PROTECTIVE ORDER**

[Civil L.R. 7-12]

21 The parties in the above-referenced action hereby agree that the following replaces
22 Section 7.5 of the Joint Stipulated Protective Order (Dkt. #60), currently in effect:

23
24 7.5 Procedures for Accessing, Managing and Transmitting AMD “HIGHLY
25 CONFIDENTIAL – RESTRICTED ACCESS ONLY” Information or Items. Unless otherwise
26 ordered by the Court or permitted in writing by the Designating Party, a Receiving Party may
27 disclose any information or item that AMD has designated “Highly Confidential – Restricted
28 Access Only” only to the persons permitted under Section 7.3. The following terms and

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1 conditions set forth additional requirements regarding the Receiving Party’s access to and use of
2 such materials:

3 (a) AMD, as the Designating Party will provide electronically stored information or
4 items that it has designated “Highly Confidential – Restricted Access Only” on encrypted CDs,
5 DVDs, hard drives or other media. The Receiving Party’s access to electronically stored
6 information or items that AMD has designated “Highly Confidential – Restricted Access Only”
7 shall be limited to a single stand-alone computer (a computer that is not connected to the internet,
8 a network, wireless device, or any other peripheral device except a printer) located in a locked,
9 restricted access room at the San Francisco office of the Receiving Party’s Outside Counsel.

10 (b) The Receiving Party shall not physically, photographically, xerographically,
11 magnetically, digitally, optically or otherwise copy by any means information or items that AMD
12 has designated “Highly Confidential – Restricted Access Only,” subject to the exceptions
13 enumerated in Paragraph (c), below.

14 (c) The Receiving Party may create only the following documents from information or
15 items that AMD has designated “Highly Confidential – Restricted Access Only”:

16 (i) Paper printouts or physical photocopies of information or items designated
17 “Highly Confidential – Restricted Access Only;”

18 (ii) Hand-written or typed documents—including word processing
19 documents—reflecting the content of information or items designated “Highly
20 Confidential – Restricted Access Only;”

21 (iii) Adobe “pdf” documents of materials described in subparts (i) and (ii),
22 above that contain source code, for the sole purposes of filing documents with the Court
23 or serving another Party; and

24 (iv) Adobe “pdf” documents, “jpg” images or “tif” images of materials
25 described in subparts (i) and (ii), above that do not contain source code, for the sole
26 purposes of providing said documents to an Expert permitted to receive such materials
27 under Section 7.3 and approved under Section 7.4, filing documents with the Court,
28 serving another party, or maintaining internal records of documents filed or served.

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1 (d) Documents that the Receiving Party creates under Paragraph (c) are subject to the
2 following conditions:

3 (i) The documents must be marked “HIGHLY CONFIDENTIAL –
4 RESTRICTED ACCESS ONLY” in a clear, conspicuous manner on the cover page, and
5 at the top or bottom of each subsequent page within said document;

6 (ii) If the Receiving Party provides the documents to an Expert permitted to
7 receive such materials under Section 7.3 and approved under Section 7.4, said Expert
8 must return the documents to the Receiving Party immediately upon the close of expert
9 discovery in this litigation;

10 (iii) The Receiving Party must destroy all Adobe “pdf” documents described in
11 Paragraph (c)(iii) within 24 hours after filing the documents with the Court or serving
12 another Party, and must confirm in writing to the Designating Party that such destruction
13 has been completed; and

14 (iv) The Receiving party shall encrypt or password-protect all documents
15 described in Paragraphs (c)(iii)-(iv).

16 (e) The Receiving Party shall not send, transmit or otherwise transport the documents
17 referred to in Paragraphs (a)–(c), subject to the following exceptions:

18 (i) For physical embodiments of materials described in Paragraph (c)(i)-(ii):

19 (A) If sent to any person permitted to receive such documents under
20 Section 7.3, the Receiving Party must send these documents in a sealed container
21 via certified mail, return receipt requested; or an established overnight, freight,
22 delivery or messenger service. The Receiving Party must notify the Disclosing
23 Party immediately if, for any reason, the documents do not reach their intended
24 destination; and

25 (B) If physically transported for any other purpose, the Receiving Party
26 must retain physical custody and control of the documents at all times and must
27 store the documents in a locked, secure place.
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(ii) For electronic embodiments of documents described in Paragraph (c)(iii)-
(iv):

(A) If electronically or digitally transmitted, the Receiving Party must encrypt these documents, or transmit these documents over a secure network; and

(B) If transported on CD, DVD, hard drive or any other media for any other purpose, the Receiving Party must retain physical custody and control of the media at all times and must store the media in a locked, secure place.

(h) The provisions in Section 10 regarding filing documents under seal shall apply to documents described in Paragraph (c)(iii).

DATED: November 17, 2008

ROBINS, KAPLAN, MILLER & CIRESI L.L.P.

By: /s/ William H. Manning
William H. Manning
Brad P. Engdahl

ATTORNEYS FOR ADVANCED MICRO DEVICES, INC., ET AL.

DATED: November 17, 2008

COVINGTON & BURLING LLP

By: /s/ Christine S. Haskett
Robert T. Haslam
Christine S. Haskett

ATTORNEYS FOR SAMSUNG ELECTRONICS CO., LTD., ET AL.

Plaintiffs' counsel attests that concurrence in the filing of this document has been obtained from the above-named signatory.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

November __, 2008

Honorable Susan Illston
United States District Judge