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 15 PICTURES TELEVISION INC., TWENTIETH CENTURY  
 FOX FILM CORP., NBC UNIVERSAL, INC., WALT  
 16 DISNEY PICTURES, WARNER BROS.  
 ENTERTAINMENT, INC., UNIVERSAL CITY STUDIOS  
 PRODUCTIONS LLLP, UNIVERSAL CITY STUDIOS  
 LLLP, AND VIACOM, INC.

17 UNITED STATES DISTRICT COURT  
 18 NORTHERN DISTRICT OF CALIFORNIA

19 REALNETWORKS, INC., et al.,  
 20 Plaintiffs,  
 21 vs.  
 22 DVD COPY CONTROL ASSOCIATION,  
 INC., et al.  
 23 Defendants.  
 24  
 25  
 26 AND CONSOLIDATED ACTIONS.

CASE NO. C 08-4548-MHP  
 Consolidated with Case No. C 08-04719-MHP

**PUBLIC REDACTED VERSION:**  
**[PROPOSED] ORDER GRANTING**  
**MOTION FOR SANCTIONS FOR**  
**SPOILIATION OF EVIDENCE**

**[PROPOSED] ORDER GRANTING MOTION FOR SANCTIONS FOR  
SPOILIATION OF EVIDENCE**

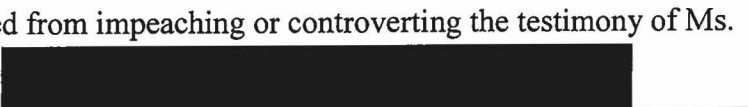
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3 Based on the Studios' Motion for Sanctions for Spoliation of Evidence and all  
4 arguments and evidence submitted by the parties with respect to that motion, and good cause  
5 appearing for the entry thereof, the Studios' Motion is GRANTED.

6 IT IS FURTHER ORDERED THAT:

7 (1) Real shall preserve all documents related to RealDVD (whether called  
8 RealDVD, Facet, Codling, Calliope, Vegas or any other code name), CSS, ARccOS, or  
9 RipGuard;

10 (2) Real is precluded from offering the testimony of Todd Basche and Richard  
11 Wolpert;

12 (3) the Court will infer that Real knew about ARccOS and RipGuard and  
13 bought code to use in circumventing those technologies;

14 (4) Real is precluded from impeaching or controverting the testimony of Ms.  
15 Hamilton on the following issues: (a) 

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22 (5) Real produce Mr. Barrett for a deposition on spoliation and Facet, as  
23 ordered by this Court at the December 22, 2009 hearing; and

24 (6) Real shall pay the Studios' attorneys' fees and costs incurred in bringing  
25 the instant motion.  
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It is so ORDERED.

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The Honorable Marilyn H. Patel  
United States District Court

Submitted by:

MUNGER, TOLLES & OLSON LLP  
MITCHELL SILBERBERG & KNUPP LLP  
GREGORY P. GOECKNER  
DANIEL E. ROBBINS

By: \_\_\_\_\_ /s/  
REBECCA GOSE LYNCH

Attorneys for Studio Parties