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TREND MICRO INCORPORATED

11 UNITED STATES DISTRICT COURT
12 FOR THE NORTHERN DISTRICT OF CALIFORNIA
13 SAN FRANCISCO DIVISION
14

15 FORTINET, INC., a Delaware corporation,

16 Plaintiff,

17 v.

18 TREND MICRO INCORPORATED, a
California corporation,

19 Defendant.
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Civil Case No.: CV 08-05371 MMC

**~~[PROPOSED]~~ ORDER GRANTING
DEFENDANT TREND MICRO
INCORPORATED'S
ADMINISTRATIVE MOTION FOR
LEAVE TO FILE UNDER SEAL
PORTIONS OF ANSWER TO FIRST
AMENDED COMPLAINT AND
COUNTERCLAIM**

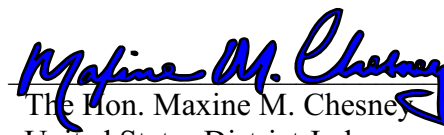
1 Upon consideration of Defendant Trend Micro Incorporated's Administrative Motion for
2 Leave to File Under Seal Portions of its Answer to First Amended Complaint and Counterclaim
3 and good cause appearing as described in the accompanying declaration of Christopher J.
4 Longman, Defendant's Administrative Motion IS GRANTED.

5 The following portions of Trend Micro's Answer to First Amended Complaint and
6 Counterclaim, which discuss the substantive terms of a confidential settlement agreement
7 between Trend Micro and Plaintiff Fortinet, Inc. and the substantive terms of a confidential
8 license agreement between Trend Micro and Clearswift, Ltd., shall be filed under seal:

- 9 (a) 6:23-24 (from "Trend Micro admits . . ." through end of sentence);
- 10 (b) 12:7-9 (from "Trend Micro admits . . ." through end of sentence);
- 11 (c) 16:11-14 (from "The Settlement Agreement . . ." through end of sentence);
- 12 (d) 16:15-20 (from "The Settlement Agreement . . ." through end of ¶ 11);
- 13 (e) 17:1- 3 (from "On December 5, 2008 . . ." through end of sentence);
- 14 (f) 17:22-25 (from "Pursuant to the terms . . ." through end of paragraph);
- 15 (g) 17:26-18:2 (from ". . . suing Trend Micro..." through end of paragraph);
- 16 (h) 18:3- 5 (from "As a result . . ." through end of paragraph);
- 17 (i) 18:15-18 (from "For an award . . ." through end of sentence).

18 Accordingly, the Clerk is directed to file under seal the unredacted version of the Answer.
19 IT IS SO ORDERED.

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21 DATED: May 14 _____, 2009


The Hon. Maxine M. Chesney
United States District Judge
Northern District of California