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 RICHTEK TECHNOLOGY CORP.

11  
 12 UNITED STATES DISTRICT COURT  
 13 NORTHERN DISTRICT OF CALIFORNIA  
 14 SAN FRANCISCO DIVISION  
 15

16 RICHTEK TECHNOLOGY CORPORATION,  
 17 Plaintiff,  
 18 v.  
 19 uPI SEMICONDUCTOR CORPORATION,  
 20 POWERCHIP TECHNOLOGY CORP.,  
 21 MAXCHIP ELECTRONICS CORP., SILICON  
 XTAL CORPORATION, AMANDA DAI, and  
 JACKY LEE,  
 22 Defendants.

No. C 09-05659 WHA  
 Order re:  
**PLAINTIFF RICHTEK TECHNOLOGY  
 CORP.'S AND NON-PARTIES  
 ADVANCED MICRO DEVICES, INC.'S  
 AND BEST DATA PRODUCTS D/B/A  
 DIAMOND MULTIMEDIA, INC.'S  
 STIPULATED REQUEST TO ALLOW  
 USE OF ITC DISCOVERY**

1 Pursuant to Civil Local Rule 7-12, Plaintiff Richtek Technology Corporation and non-parties  
2 Advanced Micro Devices, Inc. (“AMD”) and Best Data Products d/b/a Diamond Multimedia, Inc.  
3 (“Diamond”), by and through their respective counsel of record, hereby jointly submit the following  
4 Stipulation in the above-entitled action:

5 **WHEREAS**, AMD and Diamond produced to Richtek certain documents in the related ITC  
6 Investigation No. 337-TA-698, *Certain DC-DC Controllers and Products Containing the Same* (the  
7 “ITC Proceedings”);

8 **WHEREAS**, on March 31, 2016, Magistrate Judge Laurel Beeler ordered that “[a]ll discovery  
9 that Richtek and uPI produced in the related ITC investigation will be treated as if it were produced in  
10 this lawsuit, protected by a similar protective order” (Dkt. No. 473 at 4);

11 **WHEREAS**, Richtek has requested AMD’s and Diamond’s consent to treat discovery produced  
12 by AMD and Diamond in the ITC Proceedings as if it were produced in the instant lawsuit, protected by  
13 the Protective Order in this case; and

14 **WHEREAS**, AMD and Diamond do not object to the use in this case of documents that AMD  
15 and Diamond produced in the ITC proceedings, provided that documents designated as containing  
16 Confidential Business Information in the ITC Proceedings are designated as “Highly Confidential –  
17 Attorneys’ Eyes Only” under the Protective Order in this case, and documents designated as containing  
18 Highly Sensitive Information in the ITC Proceedings are designed as “Highly Confidential – Source  
19 Code” under the Protective Order in this case;

20 **NOW, THEREFORE**, AMD, Diamond, and Richtek jointly request that all discovery that  
21 AMD and Diamond produced in the ITC Proceedings be treated as if it were produced in this lawsuit,  
22 provided that documents designated as containing Confidential Business Information in the ITC  
23 Proceedings are designated as “Highly Confidential – Attorneys’ Eyes Only” under the Protective Order  
24 in this case, and documents designated as containing Highly Sensitive Information in the ITC  
25 Proceedings are designed as “Highly Confidential – Source Code” under the Protective Order in this  
26 case.

1 Dated: May 9, 2016

Respectfully submitted,

2 **ALSTON & BIRD LLP**

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Order re:

Attorneys for Non-Party  
ADVANCED MICRO DEVICES, INC. and BEST DATA  
PRODUCTS D/B/A DIAMOND MULTIMEDIA, INC.

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1 **FILER'S ATTESTATION**

2 Pursuant to Civil Local Rule 5-1(i)(3) regarding signatures, I, Samuel T. Lam, attest that  
3 concurrence in the filing of this document has been obtained.

4  
5 /s/Samuel T. Lam  
6 Samuel T. Lam

7  
8  
9  
10 **~~PROPOSED~~ ORDER**

11 PURSUANT TO STIPULATION, IT IS SO ORDERED.

12  
13 Dated: May 10, 2016

14   
15 \_\_\_\_\_  
16 United States District Judge