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10 Attorneys for Defendants
 TREND MICRO INCORPORATED, a California corporation,
 11 TREND MICRO INCORPORATED, a Japanese corporation, and
 TREND MICRO INCORPORATED, a Taiwanese corporation.
 12

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

16 FORTINET, INC., a Delaware corporation,
 17 Plaintiff,
 18 v.
 19 TREND MICRO INCORPORATED, et al.,
 20 Defendants.
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 22
 23
 24

Civil Case No.: CV 10-0048 MMC

**~~PROPOSED~~ ORDER GRANTING
 DEFENDANTS' ADMINISTRATIVE
 MOTION TO FILE UNDER SEAL (1)
 PORTIONS OF MEMORANDUM OF
 POINTS AND AUTHORITIES IN
 SUPPORT OF MOTION TO DISMISS
 AND (2) EXHIBIT 8 TO
 DECLARATION OF ANDREW C.
 BYRNES IN SUPPORT OF MOTION
 TO DISMISS**

AND DIRECTIONS TO DEFENDANTS

**Date: April 9, 2010
 Time: 9:00 a.m.
 Location: Courtroom 7, 19th Floor
 Judge: Hon. Maxine M. Chesney**

1 Upon consideration of Defendants Trend Micro Incorporated, a California corporation,
2 Trend Micro Incorporated, a Japanese corporation, and Trend Micro Incorporated's, a
3 Taiwanese corporation (collectively, "Trend Micro") Administrative Motion for Leave to File
4 Under Seal (1) portions of Memorandum of Points and Authorities in support of Motion to
5 Dismiss Complaint pursuant to Fed. R. Civ. P. 12(b)(1) and (2) Exhibit 8 to Declaration of
6 Andrew C. Byrnes in support of Motion to Dismiss pursuant to Fed. R. Civ. P. 12(b)(1), and
7 good cause appearing as described in the accompanying declaration of Andrew C. Byrnes;

9 IT IS HEREBY ORDERED that Trend Micro's Administrative Motion IS GRANTED.

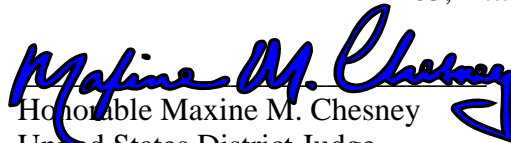
10 Accordingly, the following portions of Trend Micro's Memorandum of Points and
11 Authorities shall be filed under seal:

- 12 (a). 5:4-5 (from "Trend" through "infringement");
- 13 (b). 10:3-4 (from "is" to "business");
- 14 (c). 10:6-7 (from "Trend" to "protected");
- 15 (d). 10:8-9 (from "By" to "covenant");
- 16 (e). 10:13 (from "Trend" to "customers");
- 17 (f). 10:14-15 (from "Trend" to "infringement");
- 18 (g). 13:27-28 (from "Trend" through "infringement").

19 Exhibit 8 to Byrnes Declaration in support of Motion to Dismiss Complaint pursuant to
20 Fed. R. Civ. P. 12(b)(1) shall be filed under seal in its ~~entirety~~ unredacted form.

21 Defendants are DIRECTED to file in the public record, no later than March 17, 2010, a
22 redacted version of Exhibit 8 to Byrnes Declaration. (See Case No. 08-5371, Document No.
23 IT IS SO ORDERED. 103, Attachment 3.)

24 Dated: March 10, 2010

25 
26 Honorable Maxine M. Chesney
27 United States District Judge