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23 **UNITED STATES DISTRICT COURT**

24 **NORTHERN DISTRICT OF CALIFORNIA**

25 In Re Sony PS3 "Other OS" Litigation

26 Case No. CV-10-1811-RS

27 **[PROPOSED] ORDER GRANTING
 28 PLAINTIFFS' MOTION TO COMPEL**

Date: February 9, 2011
 Time: 10:30 a.m.
 Judge: Magistrate Judge Edward M. Chen
 Courtroom: C, 15th Floor

29 This matter comes before the Court on Plaintiffs' Motion for an Order: (1) Compelling
 30 Discovery From Defendant SCEA's Parent Company, and (2) Entering the Northern District of
 31 California's Protective Order for Standard Litigation. Having carefully considered the papers,
 32 evidence, and oral arguments presented by the parties, Plaintiffs' Motion is GRANTED and the
 33 Court orders as follows:

34 1. Plaintiffs' Motion to compel discovery from Defendant SCEA that is in the
 35 possession, custody and control of Sony Computer Entertainment, Inc., ("SCEI") is hereby
 36 granted. The Court finds that in light of (a) SCEA's ability to produce responsive documents in
 37

1 SCEI's possession, custody and control, as well as (b) the marketing and agency relationship
2 between SCEA and SCEI, that documents within SCEA's possession, custody and control, and
3 responsive to Plaintiffs' Requests for Production of Documents are sufficiently deemed in the
4 possession, custody and control of SCEA and therefore shall be produced in this litigation.

5 2. Plaintiffs' Motion for entry of the Northern District of California's
6 Stipulated Protective Order for Standard Litigation is hereby granted. Plaintiffs shall submit the
7 Stipulated Protective Order for Standard Litigation for this Court's signature within five business
8 days. Defendant shall produce any "confidential" documents it has been withholding that are
9 responsive to Plaintiffs' First Set of Requests for Production of Documents within 10 business
10 days.

11 IT IS SO ORDERED.

12 Dated:

13 HONORABLE EDWARD M. CHEN
14 United States Magistrate Judge
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