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 8 Brandon Metcalf and Kent Gray

9
 10 UNITED STATES DISTRICT COURT
 11 NORTHERN DISTRICT OF CALIFORNIA
 12 SAN FRANCISCO DIVISION

13 JOBSCIENCE, INC.,

14 Plaintiffs,

15 v.

16 CVPARTNERS, INC., a California
 Corporation; SKIPAN LLC, a Delaware
 17 Limited Liability Company; SKIPAN SAAS
 LLC, d.b.a. TALENT ROVER, a Delaware
 18 Limited Liability Company; BRANDON
 METCALF, an individual; KENT GRAY, an
 19 individual; and DOES 1-100,

20 Defendants.

CASE NO. CV 13-04519 WHA

**STIPULATION AND ~~PROPOSED~~
 ORDER REGARDING DEFENDANTS'
 DISCOVERY LETTER BRIEF
 REGARDING SOFTWARE CODE
 ANALYSIS ORDER (DKT. NO. 75)**

1 On June 20, 2014, Defendants CVPartners, Inc., Skipan LLC, Skipan SaaS LLC, Brandon
2 Metcalf and Kent Gray (collectively “Defendants”) filed a Discovery Letter Brief Regarding
3 Software Code Analysis Order (“Defendants’ Letter Brief”) with this Court. Dkt. No. 75. On
4 June 23, 2014, this Court ordered Plaintiff Jobscience, Inc. (“Plaintiff”) to file any response to
5 Defendants’ Letter Brief by June 24, 2014 at 5:00 p.m. Dkt. No. 76. In the same order, the Court
6 ordered the parties to meet and confer on June 26, 2014 in the Court’s jury room and to attend a
7 discovery hearing before Judge Alsup at 11:30 a.m. on June 26, 2014 if the parties could not
8 resolve the matter. *Id.* On June 24, 2014, Plaintiff filed its Response to Defendants’ Letter Brief.
9 Dkt. No. 77. Pursuant to the Court’s June 23 order, counsel for the parties met and conferred in
10 the Court’s jury room on June 26, 2014. *See* Dkt. No. 76.

11 After meeting and conferring, the parties resolved the discovery disputes set forth in
12 Defendants’ Letter Brief. *See* Dkt. No. 75. Specifically, the parties agreed to the following:

13 (1) Defendants will provide counsel for Plaintiff a copy of the results database(s)
14 generated by Zeidman Consulting’s (Defendants’ experts) source code analysis, designated
15 “Confidential” under the terms of the stipulated protective order regarding confidentiality. *See*
16 Dkt. No. 40; *see also* Dkt. No. 62-1 ¶ 6. Plaintiff and its counsel can then review the results
17 database to determine if they contend it should not be provided to Zeidman Consulting in
18 electronic format for any reason. Concurrent with the provision of the results database(s) to
19 counsel for Plaintiff, Defendant Brandon Metcalf will also be provided a copy of the results
20 database(s) for his review.

21 (2) Counsel for Plaintiff will have two business days to review the results database(s)
22 to determine whether Plaintiff objects to allowing Zeidman Consulting to be given an electronic
23 copy of the results database(s) for any reason.

24 (3) If Plaintiff does not provide a written objection to Defendants within two business
25 days of receiving the results database(s), an electronic copy of the results database(s) may be
26 provided to Zeidman Consulting. If Plaintiff’s counsel makes an objection within two business
27 days of receiving the results database(s), the parties will meet and confer on the next business day
28 after receiving the written objection.

1 (4) If the meet and confer efforts described in paragraph (3) above fail to resolve the
2 outstanding dispute, Plaintiff will file a letter brief motion for a protective order preventing
3 Zeidman Consulting from receiving an electronic copy of the results database(s) by the next court
4 day after the meet and confer. If Plaintiff does not file a letter brief motion for a protective order
5 by this deadline, Defendants may provide Zeidman Consulting with an electronic copy of the
6 results database(s).

7 IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

8 Dated: July 1, 2014

COUNSEL FORCE P.C.

9
10 By: /s/ Patrick M. Terry
Patrick M. Terry

11
12 Attorney for Plaintiff Jobsience, Inc.

13 Dated: July 1, 2014

DLA PIPER LLP (US)

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15 By: /s/ David F. Gross
David F. Gross

16 Attorneys for Defendants
17 CVPartners, Inc., Skipan LLC, Skipan
18 SaaS, LLC, Brandon Metcalf and Kent Gray

19 PURSUANT TO STIPULATION, IT IS SO ORDERED.

20 Dated: July 7, 2014

21
22 Hon. 
HON. WILLIAM ALSUP
23 U.S. DISTRICT COURT JUDGE