

1 RAJIV DHARNIDHARKA (Bar No. 234756)
rajiv.dharnidharka@dlapiper.com
2 DEBORAH E. MCCRIMMON (Bar No. 229769)
deborah.mccrimmon@dlapiper.com
3 **DLA PIPER LLP (US)**
555 Mission Street, Suite 2400
4 San Francisco, California 94105-2933
Telephone: 415.836.2500
5 Facsimile: 415.836.2501

6 TODD M. NOONAN (Bar No. 172962)
todd.noonan@dlapiper.com
7 **DLA PIPER LLP (US)**
400 Capitol Mall, Suite 2400
8 Sacramento, CA 95814-4428
Tel: 916.930.3200
9 Fax: 916.930.3201

10 Attorneys for Plaintiff and Counter-Defendant
whiteCryption Corporation and Counter-Defendant
11 Intertrust Technologies Corporation

MICHAEL T. JONES (Bar No. SBN
290660)
mjones@goodwinprocter.com
GOODWIN PROCTER LLP
135 Commonwealth Drive
Menlo Park, California 94025-1105
Tel: 650.752.3100
Fax: 650.853.1038

HONG-AN VU (Bar No. 266268)
GOODWIN PROCTER LLP
601 S. Figueroa Street, 41st Floor
Los Angeles, California 90017
Tel: 213.426.2500
Fax: 213.623.1673

Attorneys for Defendant/Counter-
Claimant Arxan Technologies, Inc.

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

15 WHITECRYPTION CORPORATION,
16 Plaintiff,
17 v.
18 ARXAN TECHNOLOGIES, INC.,
19 Defendant.

CASE NO. 15-cv-00754-WHO

**STIPULATION AND ORDER GRANTING
WHITECRYPTION CORPORATION
LEAVE TO FILE A FIRST AMENDED
COMPLAINT**

20
21 ARXAN TECHNOLOGIES, INC.,
22 Counter-Claimant,
23 v.
24 WHITECRYPTION CORPORATION, and
25 INTERTRUST TECHNOLOGIES
26 CORPORATION,
27 Counter-Defendants.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

STIPULATION

On December 21, 2015, the Court extended the deadline for the parties to amend their pleadings to March 31, 2016 based on the parties’ stipulation (Dkt. No. 45).

Plaintiff whiteCryption Corporation (“whiteCryption”) seeks to file a first amended complaint in the redacted form attached hereto as **Exhibit A** with an unredacted version lodged following Local Rule 79-5. Defendant and Counter-Claimant Arxan Technologies, Inc. (“Arxan”) consents, pursuant to Rule 15(a)(2) of the Federal Rules of Civil Procedure, to whiteCryption filing its first amended complaint without waiving any right to challenge the sufficiency of the first amended complaint in response thereto. whiteCryption, Counter-Defendant Intertrust Technologies Corp. (“Intertrust”) and Arxan (collectively the “Parties”) agree that good cause exists for whiteCryption to file its first amended complaint pursuant to Rule 16 of the Federal Rules of Civil Procedure.

Arxan intends to file a motion for leave to file a first amended counterclaim within the deadlines imposed by the Court’s scheduling order (Dkt. No. 45). whiteCryption and Intertrust will not oppose a timely filed motion by Arxan for leave to file a first amended counterclaim without waiving any right to challenge the sufficiency of the first amended counterclaim in response thereto.

SO STIPULATED.

Dated: February 17, 2016

DLA PIPER LLP (US)

By: /s/ Deborah E. McCrimmon
RAJIV DHARNIDHARKA
TODD M. NOONAN
DEBORAH E. MCCRIMMON
Attorneys for Plaintiff and Counter-
Defendant whiteCryption Corporation
and Counter-Defendant Intertrust
Technologies Corporation.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

DATED: February 17, 2016


By: /s/ Hong-An Vu
MICHAEL T. JONES
HONG-AN VU
Attorneys for Defendant/
Counterclaimant Arxan Technologies,
Inc.

ORDER

Based upon the Stipulation of the Parties and good cause appearing, it is ORDERED that whiteCryption is GRANTED leave to file its First Amended Complaint in the form attached hereto as Exhibit A. Further, whiteCryption’s First Amended Complaint is deemed filed as of the date of this Order. The Parties will comply with Local Rule 79-5 regarding redactions and sealing requests. Arxan’s response to the First Amended Complaint is due 14 days from the date of this Order.

IT IS SO ORDERED.

Dated: February 18, 2016



WILLIAM H. ORRICK
UNITED STATES DISTRICT COURT JUDGE