

1 IN THE UNITED STATES DISTRICT COURT
 2 FOR THE NORTHERN DISTRICT OF CALIFORNIA

3
 4 BLIZZARD ENTERTAINMENT, INC., AND
 5 VALVE CORPORATION,

No. 3:15-cv-04084-CRB

6 Plaintiffs,

**ORDER DIRECTING PARTIES TO
 SUBMIT FURTHER BRIEFING**

7 v.

8 LILITH GAMES (SHANGHAI) CO. LTD.,
 9 AND UCOOL, INC.,

10 Defendants.


11 The End User License Agreements (“EULAs”) governing both Warcraft III and its
 12 World Editor Program informs users that they are not entitled to:

13 use or allow third parties to use the Editor and the New Materials created thereby for
 14 commercial purposes including, but not limited to, distribution of New Materials on a
 15 stand-alone basis or packaged with other software or hardware through any and all
 distribution channels, including, but not limited to, retail sales and on-line electronic
 distribution without the express written consent of Blizzard.

16 EULAs (dks. 120–8 & 120–9) ¶ 3.C.iii. The Court ORDERS Defendant uCool, Inc.
 17 (“uCool”) and Plaintiff Valve, Corp. (“Valve”) to submit further briefing as to how, if at all,
 18 the above provision affects uCool’s motion for partial summary judgment. The parties are to
 19 address only this issue. uCool shall have 14 days to file an opening brief that is no longer
 20 than 10 pages. Valve shall have 7 days after the opening brief is due to file a response that is
 21 no longer than 10 pages.¹ uCool shall have 7 days after the response is due to file a reply that
 22 is no longer than 5 pages. The Court also VACATES the hearing set for March 24, 2017.

23 **IT IS SO ORDERED.**

24 Dated: March 14, 2017

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 26 _____
 27 CHARLES R. BREYER
 28 UNITED STATES DISTRICT JUDGE

¹ Plaintiff Blizzard Entertainment, Inc. is INVITED to file its own response by this deadline if it so chooses. Any such response must be limited to the above issue and be no longer than 10 pages.