

1 Courtland L. Reichman (SBN 268873)  
 2 MCKOOL SMITH HENNIGAN, P.C.  
 255 Shoreline Drive, Suite 510  
 Redwood Shores, CA 94065  
 3 Telephone: (650) 394-1401;  
 Facsimile: (650) 394-1422  
 4 creichman@mckoolsmith.com

5 Brett Cooper (pro hac vice to be filed)  
 Angela Vorpahl (pro hac vice to be filed)  
 6 MCKOOL SMITH, P.C.  
 1 Bryant Park, 47th Floor  
 7 New York, NY 10036  
 Telephone: 212) 402-9400  
 8 Facsimile: (212) 402-9444  
 bcooper@mckoolsmith.com;  
 9 avorpahl@mckoolsmith.com

**RECEIVED**

SEP 22 2015

SUSAN Y. SOONG  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

10 Attorneys for Plaintiff  
BMC Software, Inc.

LB

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

**CV 15 80239 MISC.**  
Misc. Case No.

BMC Software, Inc.

Plaintiff,

vs.

ServiceNow, Inc.

Defendant.

**PENDING IN THE UNITED STATES  
DISTRICT COURT FOR THE  
EASTERN DISTRICT OF TEXAS**

**CIVIL ACTION NO. 2:14-CV-903-JRG**

**[PROPOSED] ORDER**

Date:  
Time:  
Courtroom:  
Judge:

ORIGINAL  
MCKOOL SMITH HENNIGAN, P.C.  
REDWOOD SHORES, CA

FAXED

23 Unopposed  
The Court, having considered Plaintiff BMC Software, Inc.'s Motion to Transfer or in the  
24 alternative Motion to Quash Subpoenas of Mike Dierks and Lobos Valley Advisors, LLC and the  
25 arguments of counsel, hereby ORDERS that Plaintiff BMC Software, Inc.'s, Motion to Transfer  
26 shall be granted., and TRANSFERS BMC's Motion to Quash to the United States District  
27 Court for the Eastern District of Texas.

28 Misc. Case No. \_\_\_\_\_  
Civil Action No. 2:14-CV-903-JRG

**[PROPOSED] ORDER**

MCKOOL SMITH HENNIGAN, P.C.  
REDWOOD SHORES, CA

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IT IS SO ORDERED.

Dated: October 13, 2015



United States District Judge