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4 UNITED STATES DISTRICT COURT
5 NORTHERN DISTRICT OF CALIFORNIA
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7 FACEBOOK, INC.,
8 Plaintiff,

9 v.

10 BRANDTOTAL LTD., et al.,
11 Defendants.

Case No. 20-cv-07182-JCS

**ORDER REGARDING JOINT
DISCOVERY LETTER BRIEF**

Re: Dkt. No. 179

12 The parties have filed a joint discovery letter brief (dkt. 179) addressing BrandTotal's
13 "end-to-end source code" showing its treatment of data collected from Facebook. The Court finds
14 that this source code falls within the scope of Facebook's document requests, that it is relevant to
15 Facebook's claims, and that its production is proportional to the needs of the case. The Court
16 recognizes BrandTotal's arguments regarding the sensitivity of this data, but the stringent
17 protections that the parties agreed to for source code produced in this case are sufficient to protect
18 that interest. *See* Stip. Protective Order (dkt. 107) § 9. BrandTotal is ORDERED to make its end-
19 to-end source code available for inspection in a manner consistent with the protective order.

20 The parties' joint letter does not address what would be reasonable timeline for production
21 of this information. The parties shall meet and confer by videoconference no later than September
22 9, 2021 to set an appropriate deadline. In the unlikely event the parties cannot resolve that narrow
23 issue of timing, they may submit a joint letter brief not exceeding three pages no later than
24 September 13, 2021.

25 **IT IS SO ORDERED.**

26 Dated: September 2, 2021

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JOSEPH C. SPERO
Chief Magistrate Judge

United States District Court
Northern District of California