

1 TIMOTHY T. SCOTT (SBN 126971/tscott@kslaw.com)
 2 GEOFFREY M. EZGAR (SBN 184243/gezgar@kslaw.com)
 3 LEO SPOONER III (SBN 241541/lspooner@kslaw.com)
 4 KING & SPALDING LLP
 333 Twin Dolphin Drive, Suite 400
 Redwood Shores, CA 94065
 Telephone: (650) 590-0700
 Facsimile: (650) 590-1900

5 SCOTT T. WEINGAERTNER (*pro hac vice*/sweingaertner@kslaw.com)
 6 ROBERT F. PERRY (rperry@kslaw.com)
 7 ALLISON ALTERSOHN (*pro hac vice*/aaltersohn@kslaw.com)
 8 SUSAN KIM (*pro hac vice*/skim@kslaw.com)
 9 DANIEL MILLER (*pro hac vice*/dmiller@kslaw.com)
 King & Spalding LLP
 1185 Avenue of the Americas
 New York, NY 10036-4003
 Telephone: (212) 556-2100
 Facsimile: (212) 556-2222

10
 11 Attorneys for Plaintiff
 GOOGLE INC.

12
 13 UNITED STATES DISTRICT COURT FOR THE
 14 NORTHERN DISTRICT OF CALIFORNIA
 15 OAKLAND DIVISION

16 GOOGLE INC.
 17 Plaintiff,
 18
 19 v.
 20 NETLIST, INC.,
 21 Defendant.

Civil Action No. C08 04144 SBA
 [Related to Civil Action No. C09-05718 SBA]
**STIPULATION AND ORDER RE FILING
 GOOGLE INC.'S MOTION FOR
 SUMMARY JUDGMENT OF
 INVALIDITY AND RELATED EXHIBITS
 UNDER SEAL**
 Date: July 27, 2010
 Time: 1:00pm
 Place: Courtroom 3
 Judge: Hon. Sandra Brown Armstrong

1 Paragraph 26 of the Court’s Second Amended Protective Order, dated March 5, 2010
2 (Docket No. 108), requires the parties to file under seal all “transcripts of deposition, exhibits,
3 answers to interrogatories, pleadings, briefs, and other documents submitted to the Court that
4 have been designated as Protected Information or which contain information so designated.”
5 *Google Inc.’s Notice of Motion and Motion for Summary Judgment of Invalidity* (“Google’s
6 Invalidity Motion”) includes information designated by Google and Netlist as Protected
7 Information under the terms of the Second Amended Protective Order. The information includes
8 excerpts of exhibits and deposition transcripts that have been so designated. Therefore, Google is
9 obligated to file its Google’s Invalidity Motion and Exhibits B and C to the Declaration of Scott
10 T. Weingaertner in support thereof under seal.
11

12 Accordingly, **IT IS HEREBY STIPULATED BY THE PARTIES**, by and through their
13 counsel of record, that Google’s Invalidity Motion and Exhibits B and C to the Declaration of
14 Scott T. Weingaertner in support thereof be under seal.
15

16 DATED: June 18, 2010

KING & SPALDING LLP

17 By: /s/ Geoffrey M. Ezgar
18 Geoffrey M. Ezgar

19 *Attorneys for Plaintiff*
GOOGLE INC.

20 DATED: June 18, 2010

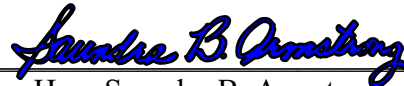
LEE TRAN & LIANG, APLC

21 By: /s/ Steven R. Hansen
22 Steven R. Hansen

23 *Attorneys for Defendant*
24 NETLIST, INC.

1 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

2
3 DATED: 6/21/10



Hon. Sandra B. Armstrong

4
5 UNITED STATES DISTRICT JUDGE

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

DECLARATION OF CONSENT

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

Pursuant to General Order No. 45, Section X(B) regarding signatures, I attest under penalty of perjury that concurrence in the filing of this document has been obtained from Steven R. Hansen.

DATED: June 18, 2010

KING & SPALDING LLP

By: /s/ Geoffrey M. Ezgar
Geoffrey M. Ezgar

Attorneys for Plaintiff
GOOGLE INC.