

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

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 11 Attorneys for Plaintiff
 12 GOOGLE INC.

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

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

Civil Action No. C08 04144 SBA
 [Related to Civil Action No. C09-05718 SBA]

**STIPULATION AND ~~PROPOSED~~
 ORDER RE FILING GOOGLE INC.'S
 OPPOSITION TO NETLIST, INC.'S
 MOTION FOR SUMMARY JUDGMENT
 ON GOOGLE'S AFFIRMATIVE
 DEFENSES BASED ON NETLIST'S
 JEDEC ACTIVITIES 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 Opposition to Netlist, Inc.’s Motion for Summary Judgment on Google’s*
6 *Affirmative Defenses Based on Netlist’s JEDEC Activities* (“Google’s Opposition”) includes
7 information designated by Google, Netlist, NEC, and IDT as Protected Information under the
8 terms of the Second Amended Protective Order. The information includes excerpts of exhibits
9 and deposition transcripts that have been so designated. Therefore, Google is obligated to file
10 Google’s Opposition and Exhibits A, D, F-K, M-P, R-AA, and DD-FF to the Declaration of Scott
11 T. Weingaertner in support thereof under seal.
12

13 Accordingly, **IT IS HEREBY STIPULATED BY THE PARTIES**, by and through their
14 counsel of record, that Google’s Opposition and Exhibits A, D, F-K, M-P, R-AA, and DD-FF to
15 the Declaration of Scott T. Weingaertner in support thereof be under seal.
16

17 DATED: June 25, 2010

KING & SPALDING LLP

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

20 *Attorneys for Plaintiff*
21 GOOGLE INC.

22 DATED: June 25, 2010

LEE TRAN & LIANG, APLC

23 By: /s/ Steven R. Hansen
24 Steven R. Hansen

25 *Attorneys for Defendant*
26 NETLIST, INC.
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1 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

2
3 DATED: 6/28/10


Hon. Sandra B. Armstrong

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5 UNITED STATES DISTRICT JUDGE

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DECLARATION OF CONSENT

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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 25, 2010

KING & SPALDING LLP

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

Attorneys for Plaintiff
GOOGLE INC.