

1 All counsel listed on signature page.

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3 **UNITED STATES DISTRICT COURT**  
4 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**  
5 **OAKLAND DIVISION**

6 BRANDYWINE COMMUNICATIONS  
7 TECHNOLOGIES, LLC,

8 Plaintiff,

9 v.

10 AT&T CORP. and  
11 SBC Internet Services, Inc.

12 Defendants.

Case Number: C 12-02494 CW

~~PROPOSED~~ ORDER REGARDING  
REMOTE ACCESS TO  
CONFIDENTIAL MATERIALS BY  
DR. NICHOLAS BURD

13 Pursuant to the Court's Order dated December 20, 2013, the Plaintiff Brandywine  
14 Communications Technologies LLC ("Plaintiff" or "Brandywine") and Defendants AT&T Corp.  
15 and SBC Internet Services, Inc. (jointly "Defendants"), hereby stipulate to and respectfully petition  
16 the Court to enter the following Protocol:

17 1. To the extent Plaintiff's expert, Dr. Nicholas Burd, wishes to access materials  
18 designated by Defendants as "CONFIDENTIAL" or "HIGHLY CONFIDENTIAL OUTSIDE  
19 COUNSEL ONLY" ("the Documents") outside the United States, Dr. Burd may do so only using a  
20 secure portal established using Relativity® software provided by kCura.

21 2. The Relativity database on which the Documents are hosted ("Relativity Database")  
22 shall physically reside in the United States.

23 3. The Relativity Database shall be maintained by either Plaintiff or Defendants, and  
24 not by Dr. Burd.

25 4. The Relativity Database shall be configured by the host such that Dr. Burd is not  
26 physically able to download, print, copy, or otherwise save the documents outside the United  
27 States. Dr. Burd's access shall be limited such that he is only able to view the documents on a  
28 screen, without creating a copy of any kind of all or part of the documents, in hard or soft copy.



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KILPATRICK TOWNSEND & STOCKTON LLP

DATED: December 23, 2013

By: /s/ Matthew C. Holohan

William H. Boice (admitted *pro hac vice*)  
Russell A. Korn (admitted *pro hac vice*)  
Robert J. Artuz (Cal. Bar No. 227789)  
Kristopher L. Reed (Cal. Bar No. 235518)  
Matthew C. Holohan (Cal. Bar No. 239040)  
Alyson L. Wooten (*pro hac vice*)  
KILPATRICK TOWNSEND & STOCKTON LLP  
1080 Marsh Road  
Menlo Park, CA 94025  
Telephone: (650) 326-2400  
Facsimile: (650) 326-2422  
Emails: bboice@kilpatricktownsend.com  
rkorn@kilpatricktownsend.com  
rartuz@kilpatricktownsend.com  
kreed@kilpatricktownsend.com  
mholohan@kilpatricktownsend.com  
awooten@kilpatricktownsend.com

Attorneys for Defendants  
AT&T CORP. and SBC INTERNET SERVICES, INC.

SO ORDERED.

Dated: 12/27/2013

  
UNITED STATES DISTRICT COURT JUDGE

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