FENWICK & WEST LLP Attorneys at Law San Francisco

1	Counsel listed on signature page	*ORDER E-FILED 10/1/2009*
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8	UNITED STATES DISTRICT COURT	
9	NORTHERN DISTRICT OF CALIFORNIA	
10		
11	NETBULA, LLC and DONGXIAO YUE,	Case No. C-08-00019-JW
12	Plaintiff,	STIPULATION AND FACTORSEX ORDER REGARDING HANDLING OF SOURCE
13	V.	CODE
14	CHORDIANT SOFTWARE, INC., STEVEN R. SPRINGSTEEL AND	
15	DEREK P. WITTE,	
16	Defendants.	
17		•
18	Plaintiff Netbula, LLC and Dongxiao Yue, and Defendants Chordiant Software, Inc.,	
19	Steven R. Springsteel, and Derek P. White submit the following Stipulation and Proposed Order	
20	concerning the handling of source in this case	
21		ode in this action shall produce it in its native
22	electronic form.	
23		produce electronic copies of source code in an
24	encrypted form, the disclosing party shall use PGP Desktop encryption (version 9.9 or more	
25	recent), or such other publicly available encryption product as the parties may agree in writing	
26	prior to production, and shall provide the decryption key to the receiving party.	
27	3. Source code produced in this	case in encrypted form and any electronic copies
28	thereof shall be kept encrypted when not being reviewed, and the decryption key shall be kept	
	STIPULATION RE HANDLING OF SOURCE CODE	

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separately from the disk or other media containing the encrypted code. When providing a copy of
 such source code to an Expert, the copy shall be encrypted, and sent via FedEx or hand delivery
 with the decryption key transmitted separately.

4 4. Source code produced in this case shall not be reviewed on computers that are
5 connected to a network (wirelessly or otherwise).

6 5. Outside counsel for the receiving party and the receiving party's designated
7 expert(s) may each make one electronic copy of source code for review. In addition, outside
8 counsel and designated Experts may generate printouts of source code or excerpts thereof for use
9 in depositions or Court proceedings in this action. The Protective Order entered in this matter on
10 February 2, 2009 remains in effect.

IT IS SO STIPULATED:

Dated: September 21, 2009 FENWICK & WEST LLP By:___ /s/ Jedediah Wakefield Jedediah Wakefield LAURENCE F. PULGRAM (CSB NO. 115163) lpulgram@fenwick.com JEDEDIAH WAKEFIELD (CSB NO. 178058) *jwakefield@fenwick.com* FENWICK & WEST LLP 555 California Street, 12th Floor San Francisco, CA 94104 Telephone: (415) 875-2300 Facsimile: (415) 281-1350 Attorneys for Defendants CHORDIANT SOFTWARE, INC., STEVEN R. SPRINGSTEEL and DEREK P. WITTE

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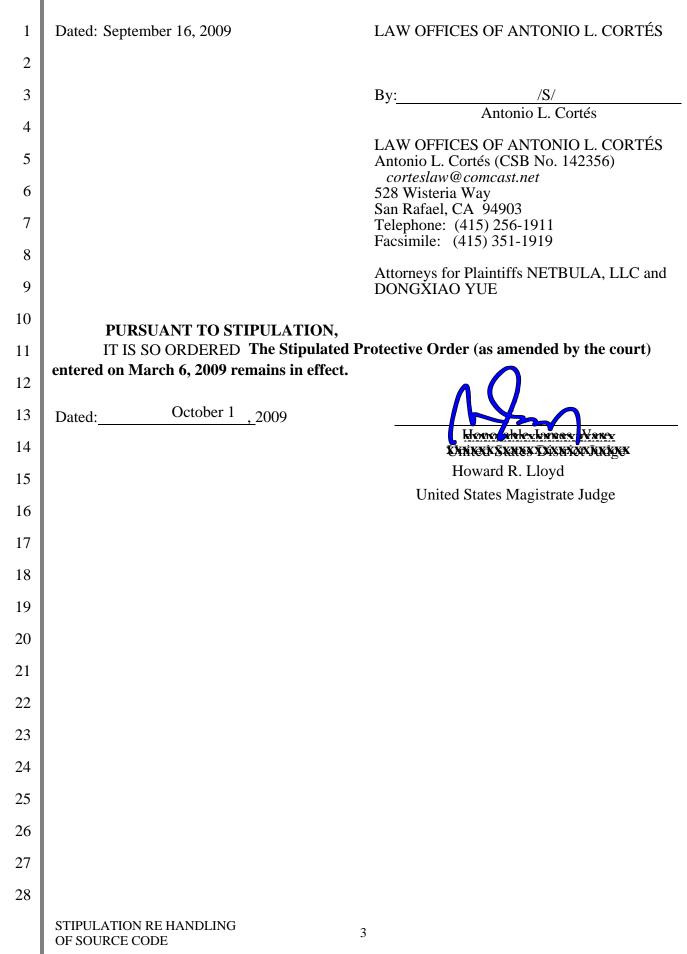
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1 PURSUANT TO GENERAL ORDER 45(X)			NT TO GENERAL ORDER 45(X)	
	2	I hereby attest that I have on file all consents to filing indicated by a "conformed" signature (/s/) within this e-filed document.		
	3			
	4			
	5	Dated: September 21, 2009	FENWICK & WEST LLP	
	6			
	7		By: /S/ Jedediah Wakefield	
SAN FRANCISCO	8			
	9		Attorneys for Defendants CHORDIANT SOFTWARE, INC., STEVEN R. SPRINGSTEEL and DEREK P. WITTE	
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		STIPULATION RE HANDLING OF SOURCE CODE	4	

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