

1 WHEREAS Fortinet makes this request to amend in good faith and out of a desire to
2 conserve judicial and parties' resource, as the technology at issue in the '311 patent and the '974
3 patent is similar to that already at issue in this case;

4 WHEREAS Defendant and Counterclaim Plaintiff Palo Alto Networks, Inc. ("Palo Alto
5 Networks") does not oppose Fortinet filing a Second Amended Complaint to assert the '311 and
6 '974 patents;

7 WHEREAS Fortinet does not oppose an extension of Palo Alto Networks' deadline to
8 respond to the Second Amended Complaint until 20 days after completion of the
9 ENE/mediation scheduled for January 25-26, 2010, should the ENE/mediation be unsuccessful
10 in resolving the dispute between the parties;

11 IT IS HEREBY STIPULATED by and between the parties, through their respective
12 counsel undersigned, that:

13 Fortinet shall have leave to file a Second Amended Complaint attached hereto as Exhibit
14 A pursuant to Federal Rule of Civil Procedure 15(a)(2) to assert the '311 and '974 patents, and
15 Palo Alto Networks shall have until 20 days after completion of the ENE/mediation scheduled
16 for January 25-26, 2010, to respond to the Second Amended Complaint.

17 Dated: January 11, 2010

WILSON SONSINI GOODRICH & ROSATI
Professional Corporation

18 By: /s/ Stefani E. Shanberg
19 Stefani E. Shanberg

20 Attorneys for Plaintiff and Counterclaim
21 Defendant FORTINET, INC.

22 Dated: January 11, 2010

WILSON SONSINI GOODRICH & ROSATI
Professional Corporation

23 By: /s/ Ryan M. Kent
24 Ryan M. Kent

25 Attorneys for Defendants and Counterclaim
26 Plaintiffs PALO ALTO NETWORKS, INC.
AND PATRICK BROGAN

27 PURSUANT TO STIPULATION, IT IS SO ORDERED.

28 DATED: 1/21/10


The Honorable Ronald M. Whyte