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8 Attorneys for Defendant and Counterclaimant  
 THE TRUSTEES OF THE UNIVERSITY OF  
 9 PENNSYLVANIA

10 **IN THE UNITED STATES DISTRICT COURT**  
 11 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**  
 12 **SAN JOSE DIVISION**

13 GENENTECH, INC.,  
 14 Plaintiff and Counterclaim  
 15 Defendant  
 16 v.  
 17 THE TRUSTEES OF THE UNIVERSITY OF  
 18 PENNSYLVANIA,  
 19 Defendant and Counterclaimant

Case No. 5:10-cv-02037-LHK (PSG)  
 Hon. Paul S. Grewal  
 .  
 Dept: Courtroom 5, Fourth Floor  
 Date Comp. Filed: May 11, 2010  
 Trial Date: None Set.

~~PROPOSED~~ **ORDER GRANTING  
 GENENTECH'S ADMINISTRATIVE  
 MOTION TO FILE UNDER SEAL ITS  
 MOTION FOR DETERMINATION OF  
 PRIVILEGE AND EXHIBITS THERETO  
 [DKT. NO. 344]**

1 As set forth in Genentech’s Administrative Motion To File Under Seal its Letter Brief  
2 Motion for Determination of Privilege and select exhibits thereto, Genentech has lodged under  
3 seal with the Court its letter brief motion and exhibits 3, 4, 5, 9, 10, 11, and 13 thereto. For the  
4 reasons set forth in the motion and the University's later filed declaration supporting seal for  
5 Exhibits 3, 4, 5, 9 and 13 and for good cause shown, Genentech's motion is GRANTED IN PART  
6 as follows:

- 7 • An unredacted copy of Genentech's Letter Brief and Exhibits 3, 4, 5, 9, and 13 shall  
8 be shall be filed under seal.
- 9 • A redacted version of the Letter Brief—with passages describing, quoting, citing,  
10 or discussing Exhibits 3, 4, 5, 9 and 13 redacted—is to be filed in the public record.
- 11 • Exhibits 10 and 11 are to be filed in the public record.

12 **IT IS SO ORDERED.**

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14 DATED: October 21, 2011

*Paul S. Grewal*  
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HONORABLE PAUL S. GREWAL  
UNITED STATES MAGISTRATE JUDGE

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