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   DAVID POLANCO and ZTECHSOFTWARE, LLC
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13   **UNITED STATES DISTRICT COURT**

14   **NORTHERN DISTRICT OF CALIFORNIA**

15   **SAN JOSE DIVISION**

16

17 Adobe Systems Incorporated,   Case No.: CV 10-02390 RMW

18   Plaintiff,   **STIPULATION GRANTING
                                            DEFENDANTS LEAVE TO FILE FIRST
19   v.   AMENDED ANSWER; []
                                            ORDER THEREON**
20 David Polanco, et al.,

21   Defendants.   Honorable Judge Ronald M. Whyte

22   Filing Date: May 28, 2010

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   STIPULATION GRANTING DEFENDANTS LEAVE TO FILE   Case No.: 10-cv-02390-RMW
   FIRST AMENDED ANSWER; [ORDER THERON

1   Plaintiff Adobe Systems Incorporated ("Plaintiff") and Defendants David

2 Polanco and Ztechsoftware, LLC ("Defendants"), by and through their respective counsel of

3 record, hereby stipulate as follows:

4   1.   Defendants may amend their Answer by adding new Fifteenth and

5 Sixteenth Affirmative Defenses at paragraphs 15 and 16. A First Amended Answer which

6 includes this amendment is attached as Exhibit A.

7   2.   Within ten (10) days of the Court's execution of the Order granting

8 Defendants leave to amend their Answer, Defendants shall file and serve a First Amended

9 Answer (substantially in the form of Exhibit A) to the Complaint filed against them by

10 Plaintiff in the above entitled action.

11   3.   Nothing contained herein shall preclude Plaintiff from challenging the

12 sufficiency of Defendants' First Amended Answer.

13

14 DATED: November 15, 2010   Respectfully submitted,

15   J. Andre Coombs
                                    Annie S. Wang
16   **J. Andrew Coombs, A Professional Corp.**

17   /s/ Annie S. Wang
                                    Annie S. Wang
18   Attorneys for Plaintiff
                                    ADOBE SYSTEMS INCORPORATED
19   Respectfully submitted,
    DATED: November 15, 2010
20   Louis A. Karasik
                                    Casondra K. Ruga
21   **ALSTON & BIRD LLP**

22   /s/ Casondra K. Ruga
                                    Casondra K. Ruga
23   Attorneys for Defendants
                                    DAVID POLANCO and ZTECHSOFTWARE,LLC
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ORDER

Pursuant to the stipulation of the Parties, and good cause appearing:

It is ORDERED that:

Defendants shall file a First Amended Answer within ten (10) days of this Order.

IT IS SO ORDERED.

Date: ___11/19/10_____   ___*Ronald M. Whyte*_____
HON. RONALD M. WHYTE