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11 Attorneys for Plaintiff
 A10 NETWORKS, INC.

13 **UNITED STATES DISTRICT COURT**
 14 **NORTHERN DISTRICT OF CALIFORNIA**
 15 **SAN JOSE DIVISION**

16 A10 NETWORKS, INC.,
 17 a California Corporation,

18 Plaintiff,

19 v.

20 BROCADE COMMUNICATIONS
 SYSTEMS, INC., a Delaware Corporation,

21 Defendant.

CASE NO. 5:11-cv-05493 LHK

**STIPULATION AND [PROPOSED]
 ORDER PERMITTING A10 NETWORKS,
 INC. TO FILE A FIRST AMENDED
 COMPLAINT**

22 Dept: Courtroom 8, 4th Floor

Judge: Hon. Lucy H. Koh

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1 WHEREAS Plaintiff A10 Networks, Inc. (“A10”) and Defendant Brocade
2 Communications Systems, Inc. (“Brocade”) had agreed to allow A10 to review Brocade
3 confidential information under the provisions of the Protective Order in order to allow for further
4 investigation into the allegations of the Complaint filed in this action; and

5 WHEREAS, further to that agreement, A10 (through its counsel) has reviewed and is
6 continuing to review certain such information and as a result wishes to amend its Complaint in
7 this action;

8 **IT IS HEREBY STIPULATED**, by and between A10 and Brocade, that:

9 A10 shall be permitted to file its First Amended Complaint on or before January 10,
10 2012. Brocade shall answer or otherwise respond to the First Amended Complaint, and need not
11 answer or otherwise respond to the original Complaint filed in this action.

12 Dated: January 3, 2012

LATHAM & WATKINS LLP

13
14 /s/ Ryan E. Hatch

15 RYAN E. HATCH

Attorneys for Plaintiff A10 NETWORKS, INC.

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17 Dated: January 3, 2012

ORRICK, HERRINGTON & SUTCLIFFE LLP

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19 /s/ Fabio E. Marino

20 FABIO E. MARINO

Attorneys for Defendant

21 BROCADE COMMUNICATIONS SYSTEMS, INC.

22 **ORDER**

23 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

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25 Dated: January 4, 2012

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THE HONORABLE LUCY H. KOH

United States District Judge