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DIGITAL ENTERTAINMENT, INC.;
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10 MONTO HOLDINGS PTY LTD

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Counsel for AMAZON.COM, INC.,
AMAZON WEB SERVICES, INC., and
TWITCH INTERACTIVE, INC.

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

15 IN RE: PERSONAL WEB TECHNOLOGIES,
LLC ET AL., PATENT LITIGATION,

16 AMAZON.COM, INC., and AMAZON WEB
17 SERVICES, INC.,

18 Plaintiffs

v.

19 PERSONALWEB TECHNOLOGIES, LLC and
20 LEVEL 3 COMMUNICATIONS, LLC,

21 Defendants.

22 PERSONALWEB TECHNOLOGIES, LLC, and
23 LEVEL 3 COMMUNICATIONS, LLC,

24 Plaintiffs,

v.

25 TWITCH INTERACTIVE, INC.,

26 Defendant.

Case No.: 5:18-md-02834-BLF

Case No.: 5:18-cv-00767-BLF

Case No.: 5:18-cv-05619-BLF

**JOINT STIPULATION RE
THIRD-PARTY DISCOVERY FROM
THIRD-PARTY MONTO HOLDINGS
PTY LTD; COMPLIANCE WITH
COURT ORDER BY THIRD-PARTIES
BRILLIANT DIGITAL
ENTERTAINMENT, INC., EUROPLAY
CAPITAL ADVISORS, LLC, AND
CLARIA INNOVATIONS, LLC**

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1 WHEREAS, on February 18, 2022, Amazon.com, Inc., Amazon Web Services, Inc., and
2 Twitch Interactive, Inc. (collectively, “Amazon”) served subpoenas on third-parties Brilliant
3 Digital Entertainment, Inc., Claria Innovations, LLC, and Europlay Capital Advisors, LLC
4 (collectively, “Third-Parties”) seeking post-judgment discovery (Dkts. 733-1, 733-2, 733-3);

5 WHEREAS, on April 12, 2022, the Court ordered the Third-Parties to “provide Amazon
6 responses to the requests for production and produce any non-privileged, nonprotected, responsive
7 documents within any of their possession, custody, or control within fourteen (14) days of the date
8 of this Order” (Dkt. 738); and

9 WHEREAS, Amazon desires to serve post-judgment discovery on third-party company,
10 Monto Holdings Pty Ltd (“Monto”), and Monto agrees to accept service of such discovery through
11 its counsel, FRANDZEL ROBINS BLOOM & CSATO, L.C., and provide responsive discovery in
12 a reasonable timeframe, along with the Court-ordered discovery that Third-Parties must produce;

13 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED amongst Amazon,
14 Third-Parties, and Monto, subject to the approval of the Court:

- 15 (1) Monto agrees to accept service through its counsel, FRANDZEL ROBINS BLOOM
16 & CSATO, L.C., of a subpoena similar in scope to the discovery served on the Third-
17 Parties, and hereby agrees to waive any jurisdictional defenses it may otherwise
18 have with respect to such subpoena;
- 19 (2) The deadline for Third-Parties to comply with the Order Granting Amazon’s Motion
20 to Compel Production From Third Parties (Dkt. 738) shall be extended thirty (30)
21 days from April 26, 2022 to May 26, 2022; and
- 22 (3) By May 26, 2022, Third-Parties and Monto agree that they will provide Amazon
23 complete responses to the requests for production and produce the responsive
24 documents within any of their possession, custody, or control including electronic
25 communications such as email, as well as a privilege log reflecting any documents
26 or communications withheld under a claim of privilege or protection.

27 **IT IS SO AGREED AND STIPULATED.**

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Dated: April 26, 2022

Respectfully submitted,
FENWICK & WEST LLP

By: /s/ J. David Hadden
J. DAVID HADDEN

Attorney for AMAZON.COM, INC., AMAZON
WEB SERVICES, INC., and TWITCH
INTERACTIVE, INC.

Dated: April 26, 2022

FRANZEL ROBINS BLOOM & CSATO, L.C.

By: /s/ Bruce D. Poltrock
BRUCE D. POLTROCK

Attorney for Third Parties BRILLIANT
DIGITAL ENTERTAINMENT, INC.;
EUROPLAY CAPITAL ADVISORS, LLC;
CLARIA INNOVATIONS, LLC; and MONTA
HOLDINGS PTY LTD

CERTIFICATION OF CONCURRENCE IN FILING

I, J. David Hadden, am the ECF user whose identification and password are being used to file this Joint Stipulation. In compliance with N.D. Cal. Civil L.R. 5-1(h)(3), I hereby attest that Bruce D. Poltrock has concurred in this filing.

Dated: April 26, 2022

/s/ J. David Hadden
J. DAVID HADDEN

FENWICK & WEST LLP
ATTORNEYS AT LAW

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

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SUSAN VAN KEULEN

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United States Magistrate Judge

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Dated: April 26, 2022

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