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10 Counsel for Defendants AMAZON.COM, INC.,  
11 AMAZON WEB SERVICES, INC., and  
12 TWITCH INTERACTIVE, INC.

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

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

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

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

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

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

18 Plaintiffs

19 v.

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

**[PROPOSED] ORDER GRANTING  
ADMINISTRATIVE MOTION OF  
AMAZON.COM, INC., AMAZON WEB  
SERVICES, INC., AND TWITCH  
INTERACTIVE, INC. FOR RELIEF  
FROM PROTECTIVE ORDER**

21 Defendants,

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

23 Plaintiffs

24 v.

25 TWITCH INTERACTIVE, INC. a Delaware  
corporation

26 Defendants.  
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1 Having considered the Administrative Motion of Amazon.com, Inc., Amazon Web Services,  
2 Inc., and Twitch Interactive, Inc. (“Amazon”) for Relief From Protective Order, and finding good  
3 cause therefor, the Motion is GRANTED.

4 **IT IS HEREBY ORDERED THAT** Amazon may use materials designated under the  
5 protective orders in this case to oppose the special motions to strike in Superior Court, County of  
6 Los Angeles, Civ. A. No. 21VECV00575, including:

- 7 1. Correspondence on organizing, purpose of, and the operation of  
8 PersonalWeb, including at least the following: ECA-00001484, MONTO-  
9 00000001, PWEB-PRIV-00008444, PWEB-PRIV-00008525.
- 10 2. PersonalWeb investors’ ownership interests in PersonalWeb, including at  
11 least the following: BDE-0000558, BDE-00005767, MONTO-00001845.
- 12 3. PersonalWeb’s bank and asset records showing substantial transfers of funds  
13 from PersonalWeb to the PersonalWeb investors (after securing settlements  
14 from third-parties accused of patent infringement) for purposes of keeping  
15 PersonalWeb undercapitalized, including at least the following: PWEB-PJ-  
16 1379, PWEB-PJ-1741, PWEB-PJ-1919, PW Cash On Hand-Budget 4-5-21.
- 17 4. PersonalWeb’s requests to its investors to expressly approve basic operating  
18 expenses normally approved by management, including at least the following:  
19 PWEB-SAM00829927.
- 20 5. PersonalWeb’s repeated requests for just-in-time funding from the investors  
21 showing that it was undercapitalized, including at least the following: BDE-  
22 00005062, BDE-00005088, BDE-00005110, BDE-00005118, BDE-  
23 00009455, MONTO-00000994, MONTO-00001335, MONTO-00001360,  
24 MONTO-00001559, MONTO-00001681, MONTO-00001699, MONTO-  
25 00001701.
- 26 6. PersonalWeb Investors paying out of pocket expenses for PersonalWeb,  
27 including at least the following: BDE-00005801, PWEB-SAM00680773,

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PWEB-SAM00699911.

7. Correspondence between PersonalWeb, the PersonalWeb Investors, and counsel after the entry of judgment in favor of Amazon, including at least the following: PWEB-SAM00669414, PWEB-SAM00673530, PWEB-SAM00673737.

8. The deposition transcript of Kevin Bermeister (dated Aug. 22, 2019).

**IT IS SO ORDERED.**

Dated: \_\_\_\_\_

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Honorable Susan van Keulen