

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

GROUPE CANAL+ S.A., CANAL+
TECHNOLOGIES, S.A., CANAL+
TECHNOLOGIES, INC.,

Plaintiff,

v.

NDS GROUP PLC, NDS AMERICAS, INC.,

Defendant.

No. C 02-1178 VRW

**ORDER GRANTING STIPULATION
TO PRESERVE DOCUMENTS AND
THINGS**

WHEREAS, Plaintiffs Groupe Canal+S.A., Canal+ Technologies, S.A., and Canal+ Technologies, Inc. files a motion for Order Expediting Discovery and Order to Preserve Documents and Things on March 20, 2002;

WHEREAS, NDS Group PLC and NDS Americas, Inc. represented that they would agree to a document preservation order as long as it was bilateral;

WHEREAS, Canal+ does not object to a bilateral document preservation order;

Canal+ and NDS hereby stipulate as follows:

1. Defendant NDS Group PLC, NDS Americas Inc., and all NDS subsidiaries, as well as any officers, agents, employees, and/or any and all persons acting in concert or participation with them, and Plaintiffs Groupe Canal+S.A., Canal+ Technologies S.A., and Canal+ Technologies, Inc., and all Canal+ subsidiaries, as well any officers,

agents, employees, and/or any and all persons acting in concert or participation with them, shall preserve and not alter, conceal, transfer, and/or destroy any documents or things, including documents located on computer disks or hard drives, email, intranet materials, back-up tapes or any other tangible or intangible materials generated by any person or entity which relate in any manner to the facts and allegations of the Complaint filed with this Court on March 11, 2002 or any alleged defense thereto.

2. Nothing in this Stipulation and Order changes or affects any separate or preexisting obligations to preserve documents.
3. Notwithstanding this Stipulation and Order, the parties may mutually agree in writing to reasonable modifications to document retention obligations on a going forward basis.

IT IS SO ORDERED

Dated: May 6, 2002

/S/
VAUGHN R. WALKER
UNITED STATES DISTRICT JUDGE