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9 Attorneys for Plaintiff

10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN FRANCISCO DIVISION

13 UNITED STATES OF AMERICA,)	CASE NO. CR 11-0573 JSW
14)	
15 Plaintiff,)	STIPULATED MODIFICATION NO. 1 TO
16)	PROTECTIVE ORDER; [PROPOSED] ORDER
17 v.)	
18)	
19 WALTER LIEW; CHRISTINA LIEW; USA)	
PERFORMANCE TECHNOLOGY, INC.;)	
AND ROBERT MAEGERLE,)	
20)	
21 Defendants.)	

21 The United States and defendants Walter Liew, Christina Liew, USA Performance Technology,
22 Inc., and Robert Maegerle (collectively, the parties) hereby stipulate as follows:

- 23 1. On June 21, 2012, the Court entered a Protective Order governing the production of discovery in this
24 matter. Docket No. 168.
- 25 2. To facilitate the exchange of information in this case, the parties agree that the United States will
26 provide the defense (through Walter Liew's counsel) with a single disk that contains materials
27 designated as Confidential-1 as identified in the United States letter to defense counsel dated August
28 6, 2013. The defense may not make any copies of that disk or copies of any of the files contained on

1 the disk. Further, the defense will comply with the procedures set forth in the Protective Order for
2 handling Confidential Materials and, in particular, will only review this disk on a computer that is
3 not connected to the Internet, to any computer network connected to the Internet, or to any computer
4 network that would allow any person not authorized by this Protective Order to view Confidential
5 Materials.

- 6 3. Paragraph 6(c) of the Protective Order shall be replaced with the following sentence: “Confidential-
7 1 Materials may be disclosed to third parties, witnesses, and experts, including but not limited to
8 DuPont, in connection with pre-trial investigation or trial preparation only as provided in Paragraphs
9 7 and 9 of this order, except that documents that originated with DuPont may be disclosed directly to
10 DuPont.”
- 11 4. The first two full sentences of Paragraph 7 of the Protective Order shall be replaced with the
12 following sentences: “At least three calendar days before disclosing Confidential-1 Materials to any
13 party other than the defendants and their attorneys and staff, or to the government’s attorneys and
14 staff, the party seeking disclosure shall notify the other parties in writing of the identity of the person
15 or persons to whom it intends to make the disclosure. Within the three calendar day period, any
16 party may object in writing to the proposed disclosure if good cause exists for the objection.”
- 17 5. Except as modified by this stipulation, all other terms and conditions of the Protective Order remain
18 in effect.

19 SO STIPULATED.

20 DATED: August 21, 2013

MELINDA HAAG
United States Attorney

21 /S/

22 _____
23 PETER B. AXELROD
24 JOHN H. HEMANN
Assistant United States Attorneys

25 DATED: August 21, 2013

26 /S/

27 _____
28 STUART GASNER
Attorney for Defendants Walter Liew and USA PTI

1 DATED: August 21, 2013

/S/

2 _____
DORON WEINBERG
3 Attorney for Defendant Christina Liew

4 DATED: August 21, 2013

/S/

5 _____
JEROME FROELICH
6 Attorney for Defendant Robert Maegerle

7
8 **[PROPOSED] ORDER**

9 Based on the foregoing, the Protective Order is modified as set forth in the above-referenced
10 stipulation.

11 IT IS SO ORDERED.

12
13 DATED:

14 _____
NATHANAEL M. COUSINS
15 United States Magistrate Judge