

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

VERSATA SOFTWARE, INC., ET AL.

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vs.

CASE NO. 2:07-CV-153

SAP AMERICA, INC., ET AL.

ORDER

This order resolves the parties' protective order (#55) disputes. The court approves the plaintiff's provisions for giving James Kennedy access to SAP's confidential information. The court rejects SAP's provisions regarding the exportation of its information by the plaintiffs for litigation support services. The court orders the parties to include the following provisions in the protective order to safeguard the overseas treatment of the parties' Protected Material. Prior to receiving any Protected Material, a person located outside of the United States shall 1) review the court's protective order in this case, 2) agree in writing to abide by the terms of the protective order, and 3) submit in writing to the undersigned's jurisdiction for the purpose of resolving any issues that may arise concerning the protective order, including the ability and willingness to personally appear before the undersigned. The parties are ordered to submit an agreed protective order to the court within 5 days conforming to the rulings described herein.

SIGNED this 26th day of February, 2008.


CHARLES EVERINGHAM IV
UNITED STATES MAGISTRATE JUDGE