

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

RECEIVED

JUL 2 - 2003

Judge David H. Coar
United States District Court

INSTALLATION SOFTWARE TECHNOLOGIES,
INC. d/b/a INSTALLSHIELD SOFTWARE
CORPORATION,

Plaintiff,

v.

WISE SOLUTIONS, INC.,

Defendant.

Case No. 03 C 4502

Judge Coar

Magistrate Judge Denlow

AGREED ORDER

This Cause, coming to be heard upon Plaintiff's Motion for a Temporary Restraining Order and Preliminary Injunction with Notice, and the parties having reached agreement as to the terms of this Agreed Order, it is hereby ordered as follows:

- a) Defendant, its agents, employees and all persons acting in concert with it shall not
 - (i) obtain further access to plaintiff's computers, servers or other proprietary sources;
 - (ii) copy, disseminate, use or disclose any information obtained from InstallShield's computers, servers, or other proprietary sources;
 - (iii) use, modify, disclose or copy InstallShield's copyrighted works;
 - (iv) further communicate with any person and/or entity identified in every customer mailing list defendant obtained from InstallShield's computers who defendant first contacted using such InstallShield customer mailing list; and
 - (v) further disclose or use of any of the InstallShield trade secrets identified in InstallShield's Verified Complaint, subject to the above;

- b) Subject to any demand by the United States Attorney, the Federal Bureau of Investigation, or their respective agents, plaintiff, defendant, and their respective agents, employees and all persons acting in concert with them, shall preserve any and all relevant evidence, including, but not limited to evidence of defendant's alleged access to InstallShield's computers and/or sever, information removed from InstallShield's computers and/or server, and the use, dissemination and disclosure of such information, in any form, electronic or otherwise;
- c) This Order shall expire upon the disposition of plaintiff's motion for a preliminary injunction.



Judge David Coar

7/2/03