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12 UNITED STATES DISTRICT COURT
13 NORTHERN DISTRICT OF CALIFORNIA
14 SAN FRANCISCO

15
16 OPEN SOURCE SECURITY, INC.,
17 Plaintiff,
18 v.
19 BRUCE PERENS, and Does 1-50,
20 Defendants.

Case No. 3:17-cv-04002-LB

**[PROPOSED] ORDER GRANTING
DEFENDANT'S MOTION TO
DISMISS WITH PREJUDICE
PURSUANT TO FED. R. CIV. P.
12(b)(6) AND SPECIAL MOTION TO
STRIKE PURSUANT TO THE
CALIFORNIA ANTI-SLAPP
STATUTE, CODE OF CIVIL
PROCEDURE SECTION 425.16**

Hearing Date: October 26, 2017
Time: 9:30 a.m.
Location: Courtroom C, 15th Floor
Judge: Hon. Laurel Beeler

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**[PROPOSED] ORDER GRANTING
DEFT'S MTN TO DISMISS &
ANTI-SLAPP MTN
CASE NO. 3:17-CV-04002-LB**

[PROPOSED] ORDER

1
2 Defendant Bruce Perens moves to dismiss with prejudice Plaintiff's
3 Complaint under Federal Rule of Civil Procedure Section 12(b)(6) and specially
4 moves to strike Plaintiff's Complaint under California's anti-SLAPP Statute,
5 California Code of Civil Procedure Section 425.16. On October 26, 2017, the
6 Court held a hearing on the motion, with Chhabra Law Firm, PC appearing for
7 Plaintiff Open Source Security Inc. ("Plaintiff") and O'Melveny & Myers LLP
8 appearing for Defendant.

9 After considering Defendant's moving papers and attached exhibits,
10 opposing and reply papers, arguments of counsel, and all other materials presented
11 to the Court, and good cause appearing, **IT IS HEREBY ORDERED:**

12 _____ Defendant's motions to dismiss the Complaint pursuant to Federal
13 Rule of Civil Procedure Section 12(b)(6) and to strike Plaintiff's claims pursuant to
14 California's anti-SLAPP statute is **GRANTED**. Plaintiff's Complaint is hereby
15 dismissed with prejudice.

16 _____ **IT IS HEREBY FURTHER ORDERED** that Defendant is entitled to
17 reimbursement of his reasonable attorneys' fees in bringing the motion, as provided
18 by California Code of Civil Procedure Section 425.16. Defendants shall submit a
19 motion documenting their reasonable fees within thirty (30) days of the issuance of
20 this order.

21 **IT IS SO ORDERED.**

22 Dated: _____

23
24 The Honorable Laurel Beeler
United States Magistrate Judge