

FILED
KING COUNTY WASHINGTON

MAR 16 2016

SUPERIOR COURT CLERK
BY Rianne Rubright
DEPUTY

THE HONORABLE SEAN P. O'DONNELL
Noted for Consideration: February 5, 2016

SUPERIOR COURT OF THE STATE OF WASHINGTON
FOR KING COUNTY

MOVE, INC., a Delaware corporation,
REALSELECT, INC., a Delaware
corporation TOP PRODUCERS
SYSTEMS COMPANY, a British
Columbia unlimited liability company,
NATIONAL ASSOCIATION OF
REALTORS®, an Illinois non-profit
corporation, and REALTORS®
INFORMATION NETWORK, INC., an
Illinois corporation,

Plaintiffs,

v.

ZILLOW, INC., a Washington corporation,
ERROL SAMUELSON, an individual,
CURT BEARDSLEY, an individual and
DOES 1-20,

Defendants.

No. 14-2-07669-0

~~PROPOSED~~ ORDER GRANTING ~~ZILLOW'S~~ **ZILLOW'S**
ZILLOW'S MOTION FOR PARTIAL
SUMMARY JUDGMENT REGARDING
UNIFORM TRADE SECRETS ACT
PREEMPTION OF COMMON LAW
CLAIMS

~~PROPOSED~~ ORDER GRANTING ZILLOW'S
MOTION FOR PARTIAL SUMMARY JUDGMENT
RE: UTSA PREEMPTION

Perkins Coie LLP
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This matter came before the Court on Zillow's Motion for Partial Summary Judgment Regarding Uniform Trade Secrets Act Preemption of Common Law Claims. The Court has considered Zillow's motion together with the following:

- 1. Declaration of Kathleen M. O'Sullivan in support of the motion (and the exhibits thereto);
- 2. Plaintiffs' opposition to the motion and ~~any~~ supporting declaration (and the exhibits thereto); and
- 3. Zillow's reply in support of the motion and ~~any~~ supporting declaration (and the exhibits thereto).

4. Supp. Decl. of Kathleen O'Sullivan

The Court, having considered the above, and having heard the argument of counsel, and being fully advised in the premises, finds that there is no genuine issue of material fact and that Zillow is entitled to judgment as a matter of law on Plaintiffs' claims against Zillow for conspiracy, aiding and abetting breach of fiduciary duty, tortious interference with contract, tortious interference with business expectancy, and unjust enrichment because such claims are preempted by the Uniform Trade Secrets Act, RCW 19.108.900.

Therefore, it is ORDERED that Defendant Zillow's Motion for Partial Summary Judgment be, and the same hereby is, GRANTED; and it is further

ORDERED that judgment be, and the same hereby is, entered in Zillow's favor on following claims asserted against Zillow in the Second Amended Complaint and that these claims are hereby dismissed with prejudice:

- Cause of Action 2: Conspiracy to Violate the Washington Trade Secrets Act, RCW 19.108 (alleged against all Defendants);
- Cause of Action 5: Aiding and abetting breach of fiduciary duty against Zillow;
- ~~Cause of Action 6: Tortious Interference with a Business Expectancy against Zillow;~~

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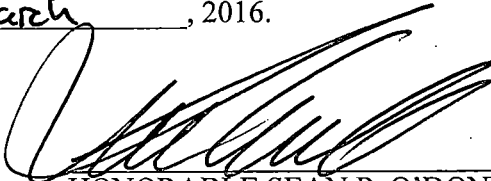
[PROPOSED] ORDER GRANTING ZILLOW'S MOTION FOR PARTIAL SUMMARY JUDGMENT RE: UTSA PREEMPTION - 1

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- Cause of Action 7: ~~Tortious Interference with Contractual Relations against Zillow,~~ ~~and~~
- Cause of Action 8: Unjust enrichment against Zillow.

DATED this 16th day of March, 2016.



HONORABLE SEAN P. O'DONNELL

Presented by:

PERKINS COIE LLP

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~~[PROPOSED]~~ ORDER GRANTING ZILLOW'S
MOTION FOR PARTIAL SUMMARY JUDGMENT
RE: UTSA PREEMPTION – 2

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