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lodged proposed order

2008 SEP 18 AM 11:30
CLERK U.S. DISTRICT COURT
CENTRAL DIST. OF CALIF.
LOS ANGELES

11 UNITED STATES DISTRICT COURT

12 CENTRAL DISTRICT OF CALIFORNIA

13 PERFECT 10, INC., a California
14 corporation,

15 Plaintiff,

16 vs.

17 GOOGLE INC., a corporation; and
DOES 1 through 100, inclusive,

18 Defendants.

19 AND COUNTERCLAIM

20 PERFECT 10, INC., a California
21 corporation,

22 Plaintiff,

23 vs.

24 AMAZON.COM, INC., a corporation;
A9.COM, INC., a corporation; and
25 DOES 1 through 100, inclusive,

26 Defendants.

CASE NO. CV 04-9484 AHM (SHx)
[Consolidated with Case No. CV 05-
4753 AHM (SHx)]

GOOGLE INC.'S APPLICATION TO
FILE UNDER SEAL THE FURTHER
DECLARATION OF CHARLES
ROSENBERG IN SUPPORT OF
GOOGLE'S MOTION FOR PARTIAL
RECONSIDERATION OF
PROTECTIVE ORDER TO
DESIGNATE ONE CATEGORY OF
DOCUMENTS OUTSIDE
COUNSEL'S EYES ONLY

FILED

1 Pursuant to Local Rule 79-5.1, the Procedures and Schedules of the
2 Honorable Stephen J. Hillman at Paragraph 17, the Protective Order entered by the
3 Court in this action (Docket No. 94), and the specific instructions of the Hon.
4 Stephen J. Hillman in the telephonic hearing dated August 11, 2008, Google Inc.
5 ("Google") hereby submits this application to file under seal the Further Declaration
6 of Charles Rosenberg in Support of Google's Motion for Partial Reconsideration of
7 Protective Order to Designate One Category of Documents Outside Counsel's Eyes
8 Only (the "Further Rosenberg Declaration").

9 The Further Rosenberg Declaration includes materials that the Court
10 has designated at this juncture Outside Counsel's Eyes Only—a designation which
11 Google seeks to make permanent in its Motion for Partial Reconsideration of
12 Protective Order. The Court previously ordered Google to submit the Further
13 Rosenberg Declaration and to file it under seal. Accordingly, Google requests that
14 the Further Rosenberg Declaration be filed under seal.

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16 DATED: September 18, 2008

QUINN EMANUEL URQUHART OLIVER &
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18 By Rachel M. Herrick ATN
19 Rachel M. Herrick
20 Attorneys for Defendant Google Inc.
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