

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

**ORIGINAL**

**CIVIL MINUTES - GENERAL**

**PRIORITY SEND**

SCANNED

Case No. CV 03-8562 DSF (x)

Date 2-25-04

Title Nestor, Inc. v. Transol USA, Inc.

Present: The Honorable DALE S. FISCHER United States District Judge

Sandy Eagle for  
Paul D. Pierson

None

Deputy Clerk

Court Reporter

Attorneys Present for Plaintiffs:

Attorneys Present for Defendants:

None

None

DOCKETED BY CW  
MAR - 1 2005  
BY [Signature] 012

**Proceedings:**

(IN CHAMBERS) ORDER DENYING EX PARTE APPLICATION FOR AN ORDER TO ALLOW CONFIDENTIAL RECORDS TO BE FILED UNDER SEAL

On February 10, 2005, Defendant filed its Ex Parte Application for an Order to Allow Confidential Records to Be Filed under Seal. On February 22, 2005, this matter was assigned to this Court due to the self-recusal of the Honorable George P. Schiavelli.

The Court has reviewed and considered Defendant's unopposed ex parte application. The Court finds that Defendant has failed to show that there is good cause to file these documents under seal.

The potential customers are numerous and fairly obvious. Defendant has not suggested any great effort expended to identify which entities among the hundreds or thousands of potential customers it chose to target. It does not appear to the Court that significant or unique costing information appears in the documents identified, except to a very limited extent. Some of the information Defendant apparently seeks to have sealed is information that must, due to its nature, be public. The public is entitled to know how Defendant's system works in order to address the criminal prosecutions that result from the use by municipalities of Defendant's systems. The Court will not order the sealing of an entire document merely because portions of a page or pages contain confidential information.

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A request may be made to place under seal very limited portions of the documents that have been filed.

Initials of  
Preparer:

SW