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9 **UNITED STATES DISTRICT COURT**
10 **CENTRAL DISTRICT OF CALIFORNIA**
WESTERN DIVISION

11 GOOD MORNING TO YOU
PRODUCTIONS CORP.; et al.,

12 Plaintiffs,

13 v.

14 WARNER/CHAPPELL MUSIC, INC.,
15 et al.,

16 Defendants.
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Lead Case No. CV 13-04460-GHK
(MRWx)

**DEFENDANTS' APPLICATION TO
FILE UNREDACTED REPLY
BRIEF REGARDING RESPONSE
TO CLASS COUNSEL'S BILLING
RECORDS UNDER SEAL**

Courtroom: 650
Judge: Hon. George H. King,

1 **TO THE COURT AND ALL PARTIES AND THEIR RESPECTIVE**
2 **COUNSEL OF RECORD:**

3 Pursuant to Central District of California Civil Local Rule 79-5.1; the Court's
4 Order of June 10, 2016 (Dkt. No. 334), which required Class Counsel to file under
5 seal their billing records in this matter; and the Court's Order of June 27, 2016
6 Order (Dkt. No. 347), which set forth the briefing schedule for Defendants' response
7 to Class Counsel's billing records, Defendants Warner/Chappell Music, Inc. and
8 Summy-Birchard, Inc. (jointly, "Defendants") hereby apply for an Order permitting
9 the following to be filed under seal: Defendants' Unredacted Reply Brief Regarding
10 Response to Class Counsel's Billing Records ("Unredacted Reply").

11 The Unredacted Reply, like Defendants' Opening Response Brief, quotes
12 from and describes Class Counsel's billing records. Class Counsel filed those
13 records under seal pursuant to the Court's June 10, 2016 Order. In light of the
14 Court's prior sealing Orders, Defendants are compelled in the first instance to file
15 this application to file the Unredacted Reply under seal. Defendants will publicly
16 file a redacted version of their Reply Brief Regarding Response to Class Counsel's
17 billing records.

18 Defendants respectfully submit, however, that good cause exists to require
19 Class Counsel to file a response that justifies the under seal filing of the Unredacted
20 Reply as well as the continued sealing of Defendants' Unredacted Opening Brief on
21 this matter (Dkt. No. 361). Class Counsel publicly filed their Response to
22 Defendants' Statement Regarding Class Counsel's Billing Records (Dkt. No. 364)
23 even though that public filing quotes from, paraphrases, and analyzes the same
24 billing records that the Court gave Class Counsel permission to file under seal.
25 Class Counsel's decision to file their brief publicly indicates that Class Counsel do
26 not believe that quotes from, paraphrasing of, or analyses of the contents of the
27 billing records are confidential. There is no good cause for Defendants' opening
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1 and reply briefs to remain under seal and publicly available only in redacted form,
2 while the entirety of Class Counsel's response brief appears in the public record.
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4 DATED: July 19, 2016

MUNGER, TOLLES & OLSON LLP

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By: /s/ Kelly M. Klaus

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KELLY M. KLAUS

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Attorneys for Defendants

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