

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

CIVIL MINUTES – GENERAL

‘O’

Case No. 2:15-cv-03238-CAS (AJWx) Date July 11, 2017

Title DCD PARTNERS, LLC ET AL. V. TRANSAMERICA LIFE INSURANCE COMPANY

Present: The Honorable CHRISTINA A. SNYDER

Catherine Jeang

Not Present

N/A

Deputy Clerk

Court Reporter / Recorder

Tape No.

Attorneys Present for Plaintiffs:

Attorneys Present for Defendants:

Not Present

Not Present

Proceedings: (IN CHAMBERS) - DEFENDANT’S MOTION FOR SUMMARY JUDGMENT (Filed January 27, 2017, Dkt. 145)

(IN CHAMBERS) - PLAINTIFFS’ APPLICATION TO FILE NOTICE OF ERRATA UNDER SEAL (Filed July 7, 2017, Dkt. 234)

(IN CHAMBERS) - PLAINTIFFS’ APPLICATION TO FILE SECOND NOTICE OF ERRATA UNDER SEAL (Filed July 10, 2017, Dkt. 239)

The Court is in receipt of plaintiffs’ application to file a notice of errata under seal, dkt. 234 (the “Application”), and the redacted notice of errata, dkt. 236. The Court is also in receipt of plaintiffs’ application to file a *supplemental* notice of errata under seal, dkt. 239 (the “Second Application”), and the redacted *second* notice of errata, dkt. 241.

Upon review of the Application and the supporting Declaration of Maxwell D. Herman, the Court hereby finds compelling reason to grant the Application. The Application is hereby **GRANTED**. The following shall be filed under seal:

Document	Portions to be Sealed
Exhibit 2	Pages 23-24, 26-28, 91-93, 119-120, 182
Exhibit 3	Pages 28 and 123
Exhibit 4	Pages 57-61; 70-71; 83; 127-129
Exhibit 45	Page 169
Exhibit 48	Entire document.

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INSURANCE COMPANY

Exhibit 49	Pages 29, 37, 62-63, 66
Exhibit 52	Entire document.

Upon review of the Second Application and the supporting Declaration of Maxwell D. Herman, the Court hereby finds compelling reason to grant the Second Application. The Second Application is hereby **GRANTED**. The following shall be filed under seal:

Document	Portions to be Sealed
Exhibit 2	Rough: pages 23-24, 26-28, 51, 91-93, 119-120, 182, 191- 192 Final: pages 27-29, 30-34, 56-57, 97-100, 126-128, 192- 193, 201-203
Exhibit 3	Rough: pages 28 and 123 Final: pages 30-31 and 128-129
Exhibit 4	Pages 57-61; 70-71; 83; 127-129
Exhibit 45	Page 169
Exhibit 49	Pages 29, 37, 62-63, 66
Exhibit 52	Entire document.

On January 27, 2017, defendant filed a motion for summary judgment. Dkt. 145. On June 17, 2017, plaintiffs filed an opposition to the motion for summary judgment. Dkt. 210. Defendant has already filed its reply, dkt. 230, and the matter is scheduled for oral argument on July 17, 2017.

The Court has reviewed plaintiffs’ notice of errata and plaintiffs’ second notice of errata. Plaintiffs’ first notice of errata is directed at errors resulting from a computer malfunction the day before plaintiffs’ opposition to the motion for summary judgment was due to be filed. Defendant objects to consideration of plaintiffs’ notice of errata because defendant has already filed its reply in support of the summary judgment motion and the notice of errata was filed nearly three weeks after plaintiffs’ opposition. Dkt. 237. Plaintiffs appear to acknowledge that the first notice of errata was filed in order to correct omissions in plaintiffs’ opposition pointed out by defendants in their

