

1 confidential research, development, or commercial information not be revealed or be revealed only in
2 a specified way.” Only if good cause exists may the Court seal the information from public view after
3 balancing “the needs for discovery against the need for confidentiality.” Pintos v. Pac. Creditors
4 Ass’n, 605 F.3d 665, 678 (9th Cir. Cal. 2010) (quoting Phillips ex rel. Estates of Byrd v. Gen. Motors
5 Corp., 307 F.3d 1206, 1213 (9th Cir. 2002)).

6 Presumptively, documents filed in civil cases are to be available to the public. EEOC v.
7 Erection Co., 900 F.2d 168, 170 (9th Cir. 1990); see also Kamakana v. City and County of Honolulu,
8 447 F.3d 1172, 1178 (9th Cir.2006); Foltz v. State Farm Mut. Auto Ins. Co., 331 F.3d 1122, 1134 (9th
9 Cir.2003). The Court may seal documents only when the compelling reasons for doing so outweigh
10 the public’s right of access. EEOC at 170. In evaluating the request, the Court considers the “public
11 interest in understanding the judicial process and whether disclosure of the material could result in
12 improper use of the material for scandalous or libelous purposes or infringement upon trade secrets.”
13 Valley Broadcasting Co. v. United States District Court, 798 F.2d 1289, 1294 (9th Cir. 1986).

14 As noted above, Plaintiff seeks to seal documents that list the child’s name and other
15 identifiers. Brief review of the record indicates that it is peppered throughout with personal identifiers
16 that would make redaction unwieldy. Likewise, the information contained in the record is highly
17 sensitive and is deserving of confidentiality. Moreover, the defendant has indicated it has no objection
18 to filing the record under seal.¹ Thus, the Court finds a compelling need for this information to remain
19 private.

20 ORDER

21 Based upon the foregoing, the Court **ORDERS**:

- 22 1. Plaintiff’s request to seal (Doc. 15) is **GRANTED**;

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27 ¹ Counsel are advised that this order does not preclude the Court from issuing orders on the public docket which discusses
28 information contained in the sealed administrative record. On the other hand, the Court may issue orders under seal temporarily and give the parties an opportunity to recommend redactions for the public version of the order. In this event, failing to recommend redactions may result in the Court docketing the full order, which would open the confidential information public review.

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2. The Clerk of the Court is DIRECTED to file the administrative record under **SEAL**.

IT IS SO ORDERED.

Dated: April 25, 2016

/s/ Jennifer L. Thurston
UNITED STATES MAGISTRATE JUDGE