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15 UNITED STATES DISTRICT COURT  
16 FOR THE EASTERN DISTRICT OF CALIFORNIA

17 GURU RAM DAS ACADEMY, INC. ) 1:16-cv-01906-AWI-SAB  
18 )  
Plaintiff, ) DEFENDANTS' UNOPPOSED REQUEST TO  
19 ) SEAL THE CERTIFIED ADMINISTRATIVE  
v. ) RECORD; ORDER SEALING DOCUMENT, and  
20 ) ORDER TO SHOW CAUSE  
REX TILLERSON, Secretary of State )  
21 U.S. Department of State, *et al.*, )  
22 )  
Defendants. )  
23 )

24 This action is under the Administrative Procedure Act (the "APA"). Pursuant to Local Rule 141,  
25 the United States hereby requests sealing of the following:

26 1) The Certified Administrative Record ("CAR")

27 The CAR contains sensitive, personal financial information relating to the Plaintiff and personal  
28

1 information regarding third parties. To respect the privacy of the Plaintiff and the third parties, the  
2 Government submits the CAR in advance of the parties’ briefing on this action. *Kamakana v. City and*  
3 *County of Honolulu*, 447 F.3d 1172, 1179 (9th Cir. 2006) (requiring compelling reason for the sealed  
4 filing of documents); *Lombardi v. TriWest Healthcare Alliance Corp.*, CV 08–02381, 2009 WL  
5 1212170, at \*1 (D. Ariz. May 4, 2009) (allowing the defendant to file exhibits under seal where they  
6 contained “sensitive personal and medical information” (*citing Kamakana*, 447 F.3d at 1179)); *Chloe*  
7 *SAS v. Sawbeth Info. Servs. Co.*, CV 11-04147-MMM (MANx), 2015 WL 12734004, at \*3 (C.D. Cal.  
8 February 4, 2015) (collecting cases for the proposition that non-party privacy interest, “particularly  
9 those related to sensitive matters” are sufficient to satisfy the “good cause” standard for sealing); *cf. In*  
10 *re Boston Herald, Inc.*, 321 F.3d 174 (1st Cir. 2003) (“Personal financial information, such as one’s  
11 income or bank account balance, is universally presumed to be private, not public”). It would not be  
12 appropriate to redact the sensitive and personal information in the CAR because this information may be  
13 relevant to the Court in resolving this action.

14 Defense counsel provided the CAR to opposing counsel electronically on June 2, 2017.

15 The total number of submitted pages is 341.

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1 Respectfully Submitted,

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25 Discussion

26 Given the unopposed nature of the request, and the explanation for sealing, the Court will grant  
27 the motion to seal. However, it is clear that a significant portion of the documents do not contain private  
28 or personal matters that should be sealed. Under these circumstances, it appears appropriate for the  
Defendants to file a redacted public version of the sealed documents in the docket. See Fed. R. Civ. P.  
5.2(d). Prior to ordering that a redacted version be filed, however, the Court will give Defendants the  
opportunity to further address the issue.

ORDER

Accordingly, IT IS HEREBY ORDERED that:

1. Defendants' unopposed motion to seal is GRANTED and the 341 page Certified Administrative Record is SEALED; and
2. Within 30 days of service of this order, Defendants shall either file a redacted public version of the sealed administrative record on the docket or show cause in writing why it would be inappropriate to file a redacted public version on the docket.

IT IS SO ORDERED.

Dated: July 13, 2017

  
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SENIOR DISTRICT JUDGE