

1 Sanjeet K. Dutta (Bar No. 203463)  
2 Jamie L. Lucia (Bar No. 246163)  
3 STEPTOE & JOHNSON LLP  
4 1 Market Street, Suite 1800 Steuart Tower  
5 San Francisco, California 94105-1211  
6 Telephone: (415) 365-6700  
7 Facsimile: (415) 365-6699  
8 sdutta@steptoe.com  
9 jlucia@steptoe.com

7 D. Greg Durbin (Bar No. 81749)  
8 Timothy J. Buchanan (Bar No. 100409)  
9 McCormick, Barstow, Sheppard, Wayte & Carruth LLP  
10 7647 North Fresno Street  
11 Fresno, CA 93720  
12 Telephone: (559) 433-1300  
13 Facsimile: (559) 433-2300  
14 greg.durbin@mccormickbarstow.com  
15 tim.buchanan@mccormickbarstow.com

13 *Attorneys for Plaintiffs*

14 [Additional Attorneys Listed on the next page]

15 **UNITED STATES DISTRICT COURT**  
16 **EASTERN DISTRICT OF CALIFORNIA**  
17 **FRESNO DIVISION**

18 E. & J. GALLO WINERY, doing business as  
19 SAN JOAQUIN VALLEY  
20 CONCENTRATES; G3 ENTERPRISES, INC.  
21 doing business as DELAWARE G3  
22 ENTERPRISES, INC.; and MCD  
23 TECHNOLOGIES INC.,

22 Plaintiffs,

24 vs.

25 INSTITUUT VOOR LANDBOUW-EN  
26 VISSERIJONDERZOEK; EIGEN  
27 VERMOGEN VH INSTITUTTE VOOR  
28 LANDBOUW-EN VISSERIJONDERZOEK;  
FLANDERS' FOOD; and DOES 1-10,

Defendants.

Case No.: 17-cv-00808-DAD-EPG

**PLAINTIFFS' REQUEST FOR SEALED  
HEARING TRANSCRIPT; ORDER**

(ECF No. 81)

1 James R. Nuttall (admitted *Pro Hac Vice*)  
2 STEPTOE & JOHNSON LLP  
3 115 South LaSalle, Suite 3100  
4 Chicago, ILL 60603  
5 Telephone: (312) 577-1260  
6 Facsimile: (312) 577-1370  
7 jnuttall@steptoe.com

8 Stephanie L. Roberts (admitted *Pro Hac Vice*)  
9 STEPTOE & JOHNSON LLP  
10 1330 Connecticut Ave., NW  
11 Washington, DC 20036  
12 Telephone: (202) 429-3000  
13 Facsimile: (202) 429-3902  
14 sroberts@steptoe.com

15 *Attorneys for Plaintiffs*  
16 *E. & J. Gallo Winery, doing business*  
17 *as San Joaquin Valley Concentrates,*  
18 *G3 Enterprises Inc., doing business*  
19 *as Delaware G3 Enterprises Inc.,*  
20 *and MCD Technologies Inc.*

1                                   **PLAINTIFFS’ REQUEST FOR SEALED HEARING TRANSCRIPT**

2           Plaintiffs E. & J. Gallo Winery, doing business as San Joaquin Valley Concentrates  
3 (“SJVC”), G3 Enterprises Inc., doing business as Delaware G3 Enterprises Inc. (“G3”), and  
4 MCD Technologies Inc. (“MCD”) (collectively, “Gallo” or “Plaintiffs”) respectfully submit this  
5 request for a copy of the sealed portion of the hearing transcript. On May 30, 2018 (Dkt. No.  
6 79), the Court held a continuation hearing on Defendants Instituut voor Landbouw-en  
7 Visserijonderzoek and Eigen Vermogen VH Instituut Voor Landbouw-en Visserijonderzoek  
8 (collectively, “ILVO”) Amended Motion for Protective Order Staying Discovery by Plaintiffs  
9 Pending Compliance with California Code of Civil Procedure § 2019.210 (Dkt. No. 50).  
10

11           The Court conducted two portions of the May 30, 2018 hearing as follows: (1) OPEN  
12 portion, the hearing was approximately 51 minutes and (2) SEALED portion, the hearing was  
13 approximately 7 minutes. On May 30, 2018 (Dkt. No. 80), Plaintiffs submitted a Transcript  
14 Request for the proceedings held on May 30, 2018 before the Honorable Erica P. Grosjean,  
15 Court Report ECRO - Otilia Rosales. Therefore, Plaintiffs request that the Court authorize the  
16 court reporter ECRO - Otilia Rosales (Dkt. No. 79), to provide Plaintiffs’ counsel with a copy of  
17 the Sealed portion of May 30, 2018 hearing transcript.  
18

19  
20 Dated: May 31, 2018

21                                   By: /s/ Sanjeet K. Dutta  
22                                   Sanjeet K. Dutta  
23                                   Jamie L. Lucia  
24                                   1 Market Street  
25                                   Steuart Tower, Suite 1800  
26                                   San Francisco, California 94105  
27                                   Telephone: (415) 365-6700  
28                                   Facsimile: (415) 365-6699  
                                      sdutta@steptoe.com  
                                      jlucia@steptoe.com

*Attorneys for Plaintiffs*

**ORDER**

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

The Court has considered Plaintiffs' Request for the May 30, 2018 Sealed Hearing Transcript on the Motion for Protective Order, and authorizes the court reporter, ECRO - Otilia Rosales, to provide Plaintiffs' counsel with a copy of the Sealed portion of the hearing transcript.

IT IS SO ORDERED.

Dated: May 31, 2018

/s/ Eric P. Gray  
UNITED STATES MAGISTRATE JUDGE