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**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
FRESNO DIVISION**

E. & J. GALLO WINERY, a California corporation; **GALLO GLASS COMPANY**, a Nevada corporation;

Plaintiffs,

v.

STRATEGIC MATERIALS, INC., a Delaware corporation;

Defendant.

CASE NO. 1:17-CV-01709 EPG

ORDER GRANTING PLAINTIFFS' REQUEST TO SEAL CERTAIN DOCUMENTS

Date: July 19, 2019
Time: 10:00 a.m.
Place: 10, 6th Floor
Judge: Hon. Erica P. Grosjean

1 Having considered Plaintiffs E. & J. Gallo Winery's and Gallo Glass Company's
2 ("Gallo's") Request to Seal Certain Documents submitted as exhibits to the Declaration of Julie
3 L. Fieber in Support of Plaintiffs' Opposition to Defendant's Motion to Strike Expert Opinions
4 (the "Fieber Declaration"), the Declaration of Nigel Dart in Support of the Request, the August
5 17, 2018 Protective Order in the above-captioned matter (ECF No. 37), and the other papers filed
6 with this Request, the Court finds that Exhibit 7 (GALLO_00008614), Exhibit 8
7 (GALLO_00008616), Exhibit 9 (GALLO_00014320), Exhibit 10 (GALLO_00014323), Exhibit
8 11 (GALLO_00014727), Exhibit 12 (GALLO_00014869), Exhibit 13 (GALLO_00015049),
9 Exhibit 14 (GALLO_00015119), Exhibit 15 (GALLO_00015122), Exhibit 16
10 (GALLO_00015128), Exhibit 17 (GALLO_00015185); Exhibit 18 (GALLO_00015210),
11 Exhibit 19 (GALLO_00015226), Exhibit 20 (GALLO_00015242), Exhibit 21
12 (GALLO_00015267), Exhibit 22 (GALLO_00015309), Exhibit 23 (GALLO_00015607), Exhibit
13 24 (GALLO_00015608), Exhibit 25 (GALLO_00016357), Exhibit 27 (deposition transcript of
14 Jimmy Rayford), Exhibit 28 (deposition transcript of Curt Bucey), Exhibit 29 (SMI0034490),
15 Exhibit 33 (deposition of Daniel Burkard), Exhibit 36 (GALLO_00001582), Exhibit 37
16 (deposition transcript of James Rhodes), Exhibit 38 (SMI expert Lawrence Ploetz's Rebuttal
17 Report), and Exhibit 39 (SMI expert Jonathan Walker's Rebuttal Report) to the Fieber
18 Declaration include confidential and commercially sensitive information that warrant permanent
19 sealing from the general public until, and only if, otherwise ordered by this Court.

20 Therefore, the Request to Seal Certain Documents is hereby GRANTED. Pursuant to the
21 Local Rules, Gallo shall email the unredacted version of the document to
22 ApprovedSealed@caed.uscourts.gov for filing under seal.¹

23
24 IT IS SO ORDERED.

25 Dated: July 19, 2019

26 /s/ Eric P. Gray
27 UNITED STATES MAGISTRATE JUDGE

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¹ <http://www.caed.uscourts.gov/caednew/index.cfm/cmecf-e-filing/submission-of-sealed-documents/>

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