

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

JASON CAMPBELL and  
SARAH SOBEK, individually,  
and on behalf of all other  
similarly situated current  
and former employees of  
PricewaterhouseCoopers, LLP,,

NO. CIV. S-06-2376 LKK/GGH

Plaintiffs,

v.

PRICEWATERHOUSECOOPERS, LLP,  
a Limited Liability Partnership;,  
and DOES 1-100, inclusive,

**ORDER**

Defendant.

\_\_\_\_\_ /

The court recently reviewed the sealed documents and motions to seal filed in this case. After conducting this review, the court noticed that many motions have only been tentatively granted and some were never ruled upon. The court also determined that many documents were not properly filed after the court ruled on the motions to seal. Specifically, some documents were filed under seal even though the court never found that they should be sealed and several sealed versions and redacted versions of the documents at

1 issue were never filed. Thus, the court issues the following order  
2 to dispose of these issues.

3 **A. Pending Motions to Seal**

4 Pending before the court are several motions by defendant  
5 PricewaterhouseCoopers seeking to seal various documents filed in  
6 this case. This order concerns four of these motions, Doc. Nos.  
7 128, 142, 147, and 174. On January 11, 2008, the court issued an  
8 order as to three of these four motions, Doc. Nos. 128, 142, and  
9 147, tentatively granting defendant's requests to seal, "subject  
10 to further order of the court as . . . appropriate." Doc. No. 153.  
11 On March 7, 2008, the court issued an order tentatively granting  
12 the fourth motion to seal discussed in the instant order, also  
13 subject to further order of the court. Doc. No. 180.

14 After conducting a more thorough analysis, the court invites  
15 the parties to provide reasons why the court should not vacate the  
16 January 11, 2008 and March 7, 2008 orders and seal only the  
17 following:

- 18 • Doc. No. 82, PricewaterhouseCoopers LLP's Opposition To  
19 Plaintiffs' Motion For Class Certification.
- 20 • Doc. No. 134, Declaration of Carrie Allen in Support of  
21 Defendant PricewaterhouseCoopers LLP's Opposition To  
22 Plaintiffs' Motion For Class Certification.
- 23 • Doc. No. 83, Declaration of Michael Anderson in Support of  
24 Defendant PricewaterhouseCoopers LLP's Opposition To  
25 Plaintiffs' Motion For Class Certification.
- 26 • Doc. No. 87, Declaration of Margaret Barron in Support of

- 1 Defendant PricewaterhouseCoopers LLP's Opposition To  
2 Plaintiffs' Motion For Class Certification at page 1, lines  
3 8-9; page 2, lines 27-28; page 3, lines 1-4, 18-28; pages 4-  
4 6; and page 7, lines 1-21.
- 5 • Doc. No. 131, Declaration of Mark Bates in Support of  
6 Defendant PricewaterhouseCoopers LLP's Opposition To  
7 Plaintiffs' Motion For Class Certification.
  - 8 • Doc. No. 88, Declaration of Lindsay Beigle in Support of  
9 Defendant PricewaterhouseCoopers LLP's Opposition To  
10 Plaintiffs' Motion For Class Certification.
  - 11 • Doc. No. 89, Declaration of Tracy Butler in Support of  
12 Defendant PricewaterhouseCoopers LLP's Opposition To  
13 Plaintiffs' Motion For Class Certification.
  - 14 • Doc. No. 85, Declaration of Michael Corey in Support of  
15 Defendant PricewaterhouseCoopers LLP's Opposition To  
16 Plaintiffs' Motion For Class Certification.
  - 17 • Doc. No. 129, Declaration of Jesse Dang in Support of  
18 Defendant PricewaterhouseCoopers LLP's Opposition To  
19 Plaintiffs' Motion For Class Certification.
  - 20 • Doc. No. 91, Declaration of Maile Dexheimer in Support of  
21 Defendant PricewaterhouseCoopers LLP's Opposition To  
22 Plaintiffs' Motion For Class Certification.
  - 23 • Doc. No. 90, Declaration of Sandeep Dhillon in Support of  
24 Defendant PricewaterhouseCoopers LLP's Opposition To  
25 Plaintiffs' Motion For Class Certification.
  - 26 • Doc. No. 93, Declaration of Brian Donahue in Support of

- 1 Defendant PricewaterhouseCoopers LLP's Opposition To  
2 Plaintiffs' Motion For Class Certification.
- 3 • Doc. No. 92, Declaration of Rodney Dowell in Support of  
4 Defendant PricewaterhouseCoopers LLP's Opposition To  
5 Plaintiffs' Motion For Class Certification.
  - 6 • Doc. No. 97, Declaration of Thomas Erginsoy in Support of  
7 Defendant PricewaterhouseCoopers LLP's Opposition To  
8 Plaintiffs' Motion For Class Certification.
  - 9 • Doc. No. 94, Declaration of Andrea Evans in Support of  
10 Defendant PricewaterhouseCoopers LLP's Opposition To  
11 Plaintiffs' Motion For Class Certification.
  - 12 • Doc. No. 95, Declaration of Erica Gellerman in Support of  
13 Defendant PricewaterhouseCoopers LLP's Opposition To  
14 Plaintiffs' Motion For Class Certification.
  - 15 • Doc. No. 96, Declaration of Daniel Goepf in Support of  
16 Defendant PricewaterhouseCoopers LLP's Opposition To  
17 Plaintiffs' Motion For Class Certification.
  - 18 • Doc. No. 98, Declaration of Joseph Gomez in Support of  
19 Defendant PricewaterhouseCoopers LLP's Opposition To  
20 Plaintiffs' Motion For Class Certification.
  - 21 • Doc. No. 130, Declaration of Joseph Hillsted<sup>1</sup> in Support of  
22 Defendant PricewaterhouseCoopers LLP's Opposition To  
23 Plaintiffs' Motion For Class Certification.

---

24  
25 <sup>1</sup> The court assumes that the declaration of Joseph Hillsted  
26 is the same declaration defendant refers to as the "Declaration of  
Joe Hilstead in Support of Defendant PricewaterhouseCoopers LLP's  
Opposition To Plaintiffs' Motion For Class Certification."

- 1 • Doc. No. 99, Declaration of Brian Hunt in Support of  
2 Defendant PricewaterhouseCoopers LLP's Opposition To  
3 Plaintiffs' Motion For Class Certification.
- 4 • Doc. No. 101, Declaration of Samantha Keh in Support of  
5 Defendant PricewaterhouseCoopers LLP's Opposition To  
6 Plaintiffs' Motion For Class Certification.
- 7 • Doc. No. 100, Declaration of Paul Klopping in Support of  
8 Defendant PricewaterhouseCoopers LLP's Opposition To  
9 Plaintiffs' Motion For Class Certification.
- 10 • Doc. No. 103, Declaration of Blair Krebs in Support of  
11 Defendant PricewaterhouseCoopers LLP's Opposition To  
12 Plaintiffs' Motion For Class Certification.
- 13 • Doc. No. 102, Declaration of Jason Ashley Krein in Support of  
14 Defendant PricewaterhouseCoopers LLP's Opposition To  
15 Plaintiffs' Motion For Class Certification.
- 16 • Doc. No. 125, Declaration of Angela Lam in Support of  
17 Defendant PricewaterhouseCoopers LLP's Opposition To  
18 Plaintiffs' Motion For Class Certification.
- 19 • Doc. No. 104, Declaration of Keith Larson in Support of  
20 Defendant PricewaterhouseCoopers LLP's Opposition To  
21 Plaintiffs' Motion For Class Certification.
- 22 • Doc. No. 126, Declaration of Ryann Celine Lucas in Support of  
23 Defendant PricewaterhouseCoopers LLP's Opposition To  
24 Plaintiffs' Motion For Class Certification.

25  
26

- 1 • Doc. No. 124, Declaration of Irina Majstrovain<sup>2</sup> in Support of  
2 Defendant PricewaterhouseCoopers LLP's Opposition To  
3 Plaintiffs' Motion For Class Certification.
- 4 • Doc. No. 108, Declaration of Dana S. Matsuno in Support of  
5 Defendant PricewaterhouseCoopers LLP's Opposition To  
6 Plaintiffs' Motion For Class Certification.
- 7 • Doc. No. 109, Declaration of Michael McCarvel in Support of  
8 Defendant PricewaterhouseCoopers LLP's Opposition To  
9 Plaintiffs' Motion For Class Certification.
- 10 • Doc. No. 110, Declaration of Denise McCurry in Support of  
11 Defendant PricewaterhouseCoopers LLP's Opposition To  
12 Plaintiffs' Motion For Class Certification.
- 13 • Doc. No. 111, Declaration of Clair Menzies in Support of  
14 Defendant PricewaterhouseCoopers LLP's Opposition To  
15 Plaintiffs' Motion For Class Certification.
- 16 • Doc. No. 112, Declaration of Curt Moldenhauer in Support of  
17 Defendant PricewaterhouseCoopers LLP's Opposition To  
18 Plaintiffs' Motion For Class Certification.
- 19 • Doc. No. 133, Declaration of Jeffrey Mollenhauer in Support  
20 of Defendant PricewaterhouseCoopers LLP's Opposition To  
21 Plaintiffs' Motion For Class Certification.
- 22 • Doc. No. 113, Declaration of Jennifer Nielsen in Support of  
23 Defendant PricewaterhouseCoopers LLP's Opposition To

---

24  
25 <sup>2</sup> The court assumes that the declaration of Irina Majstrovain  
26 is the same declaration defendant refers to as the "Declaration of  
Irina Majstrova in Support of Defendant PricewaterhouseCoopers  
LLP's Opposition To Plaintiffs' Motion For Class Certification."

- 1 Plaintiffs' Motion For Class Certification.
- 2 • Doc. No. 84, Declaration of Carl Lee Overstreet<sup>3</sup> in Support
- 3 of Defendant PricewaterhouseCoopers LLP's Opposition To
- 4 Plaintiffs' Motion For Class Certification at 1, lines 13-18;
- 5 pages 2-11; page 12, lines 1-14; page 13, lines 6-15; page
- 6 15, lines 9-10.
- 7 • Doc. No. 114, Declaration of Ashlee Pierce in Support of
- 8 Defendant PricewaterhouseCoopers LLP's Opposition To
- 9 Plaintiffs' Motion For Class Certification.
- 10 • Doc. No. 132, Declaration of Lindsey Piziali in Support of
- 11 Defendant PricewaterhouseCoopers LLP's Opposition To
- 12 Plaintiffs' Motion For Class Certification.
- 13 • Doc. No. 115, Declaration of James Bennett Richter in Support
- 14 of Defendant PricewaterhouseCoopers LLP's Opposition To
- 15 Plaintiffs' Motion For Class Certification.
- 16 • Doc. No. 116, Declaration of Travis Salha in Support of
- 17 Defendant PricewaterhouseCoopers LLP's Opposition To
- 18 Plaintiffs' Motion For Class Certification.
- 19 • Doc. No. 117, Declaration of Lambert Shiu in Support of
- 20 Defendant PricewaterhouseCoopers LLP's Opposition To
- 21 Plaintiffs' Motion For Class Certification.
- 22 • Doc. No. 118, Declaration of Jack Slade in Support of
- 23

---

24 <sup>3</sup> The court assumes that the declaration of Carl Lee

25 Overstreet is the same declaration defendant refers to as the

26 "Declaration of Curtis Lee Overstreet in Support of Defendant

PricewaterhouseCoopers LLP's Opposition To Plaintiffs' Motion For

Class Certification."

- 1 Defendant PricewaterhouseCoopers LLP's Opposition To  
2 Plaintiffs' Motion For Class Certification.
- 3 • Doc. No. 86, Declaration of Nipun Soni in Support of  
4 Defendant PricewaterhouseCoopers LLP's Opposition To  
5 Plaintiffs' Motion For Class Certification.
  - 6 • Doc. No. 119, Declaration of Benson Thomander in Support of  
7 Defendant PricewaterhouseCoopers LLP's Opposition To  
8 Plaintiffs' Motion For Class Certification.
  - 9 • Doc. No. 120, Declaration of John Toriello in Support of  
10 Defendant PricewaterhouseCoopers LLP's Opposition To  
11 Plaintiffs' Motion For Class Certification.
  - 12 • Doc. No. 122, Declaration of Jennifer Tsai in Support of  
13 Defendant PricewaterhouseCoopers LLP's Opposition To  
14 Plaintiffs' Motion For Class Certification.
  - 15 • Doc. No. 121, Declaration of Timothy Vance in Support of  
16 Defendant PricewaterhouseCoopers LLP's Opposition To  
17 Plaintiffs' Motion For Class Certification.
  - 18 • Doc. No. 123, Declaration of Steve White in Support of  
19 Defendant PricewaterhouseCoopers LLP's Opposition To  
20 Plaintiffs' Motion For Class Certification.
  - 21 • Doc. No. 105, Declaration of Jacquie Wilson in Support of  
22 Defendant PricewaterhouseCoopers LLP's Opposition To  
23 Plaintiffs' Motion For Class Certification.
  - 24 • Doc. No. 106, Declaration of Jennifer Windmueller in Support  
25 of Defendant PricewaterhouseCoopers LLP's Opposition To  
26 Plaintiffs' Motion For Class Certification.



- 1 • Doc. No. 107, Declaration of Gavin Wolfe<sup>4</sup> in Support of  
2 Defendant PricewaterhouseCoopers LLP's Opposition To  
3 Plaintiffs' Motion For Class Certification.
- 4 • Doc. No. 76, Exhibit 38 ("Capabilities/Skills At-a-  
5 Glance/Expectations") to the Declaration of Victoria R.  
6 Carradero in Support of Defendant's Motion For Class  
7 Certification.
- 8 • Doc. No. 76-6, Exhibit 44 ("Performance Coaching &  
9 Development Responsibility Framework") to the Declaration of  
10 Victoria R. Carradero in Support of Defendant's Motion For  
11 Class Certification.
- 12 • Doc. No. 76-7, Exhibit 45 (The Declaration of Michael G.  
13 Ueltzen) to the Declaration of Victoria R. Carradero in  
14 Support of Defendant's Motion For Class Certification at page  
15 10, lines 23-28 and page 11, lines 1-12.
- 16 • Doc. No. 78, Exhibit 54 (Draft of the Declaration of Michael  
17 G. Ueltzen) to the Declaration of Victoria R. Carradero in  
18 Support of Defendant's Motion For Class Certification at page  
19 10 starting with the paragraph following(f) and ending after  
20 the first paragraph on page 11.
- 21 • Doc. No. 150, Exhibit A (PricewaterhouseCoopers LLP's  
22 Corrected Opposition to Plaintiff's Motion for Class  
23 Certification) to Errata Re: PricewaterhouseCoopers LLP's

---

24  
25 <sup>4</sup> The court assumes that the declaration of Gavin Wolf is the  
26 same declaration defendant refers to as the "Declaration of Gavin  
C. Wolfe in Support of Defendant PricewaterhouseCoopers LLP's  
Opposition To Plaintiffs' Motion For Class Certification."

1 Opposition to Plaintiff's Motion for Class Certification.

2 • Doc. No. 161, Plaintiff's Reply to Defendant's Opposition to  
3 Motion for Class Certification at page 12, footnote 13; page  
4 14, lines 9-21, footnote 17; page 15, lines 12-17, 22-23;  
5 page 16, lines 1-2, 20-24, footnote 20; page 17, lines 1-4,  
6 footnotes 20 (continued from page 16) and 21; page 18, lines  
7 8-18, footnotes 22-25.

8 • Doc. No. 162, Declaration of Stuart C. Talley in Support of  
9 Plaintiff's Reply to Defendant's Opposition to Motion for  
10 Class Certification at Exhibit 1, copies of pages of the  
11 deposition of Ashlee Pierce at pages 18-27, 30-31, 49-51, 68-  
12 69, 91-93, 95, 111-114, and 140-144; Exhibit 2, copies of  
13 pages of the deposition of Jennifer Windmueller at pages 35-  
14 37, 40, 63-64, 104, 125-126, and 151; Exhibit 3, copies of  
15 pages of the deposition of Brian Hunt at pages 63-67; Exhibit  
16 4, copies of pages of the deposition of Thomas Erginsoy at  
17 pages 86-91, 115-116, 152, 155-157, and 175-177; Exhibit 5,  
18 copies of pages of the deposition of Lindsay Beigle at pages  
19 68 and 84; Exhibit 6 in its entirety; and Exhibit 7 in its  
20 entirety.

21 **B. Documents Missing from the Docket**

22 **1. Sealed Document Missing**

23 The court ordered the following documents permanently sealed  
24 in their entirety, but there is no sealed version on the docket.  
25 The court orders the party who filed the following documents to  
26 file a sealed version of each documents in the manner described

1 below:

- 2 • PWC's Objection to Plaintiffs' Evidence submitted in support  
3 of Plaintiffs' Motion for Summary Judgment on the Affirmative  
4 Defense of Exemption (Ordered Sealed on 3/5/09 - Doc. No.  
5 383).
- 6 • PWC's Statement of Additional Facts Precluding MSJ on the  
7 Affirmative Defense of Exemption (Ordered Sealed on 3/5/09 -  
8 Doc. No. 383).
- 9 • PWC's Response to Plaintiff's Statement of Undisputed Facts  
10 in Support of Motion for Summary Judgment on Affirmative  
11 Defense of Exemption (Ordered Sealed on 3/5/09 - Doc. No.  
12 383).
- 13 • Declaration of Birgett Borgett in Support of PWC's Class  
14 Motion for Summary Judgment (Ordered Sealed on 3/4/09 - Doc.  
15 No. 380).
- 16 • Declaration of Annie Kurosaki in Support of PWC's Class  
17 Motion for Summary Judgment (Ordered Sealed on 3/4/09 - Doc.  
18 No. 380).
- 19 • PWC's Objection to Evidence Submitted in Support of  
20 Plaintiff's Opposition to PWC's Motion for Summary Judgment  
21 (Ordered Sealed on 3/5/09 - Doc. No. 382).
- 22 • PWC's Reply to Plaintiff's Response to PWC's Statement of  
23 Undisputed Facts in Support of Motion for Summary Judgment  
24 (Ordered Sealed on 3/5/09 - Doc. No. 382).

25 **2. Sealed and Redacted Document Missing**

26 The court ordered the following document sealed in part. No

1 sealed version or redacted version appears on the docket. Thus, the  
2 party who filed the following document must file a sealed and a  
3 redacted version of the document in the manner described below:

- 4 • Declaration of Julie Totten in Support of PWC's Opposition to  
5 Plaintiff's Motion for Summary Judgment (Ordered Sealed on  
6 (3/5/09 - Doc. No. 383).

### 7 **3. Redacted Document Missing**

8 The court ordered the following documents permanently sealed  
9 in part, however, no redacted versions of the documents are filed  
10 on the docket. The court orders the party who filed the following  
11 documents to file a redacted version of each document in the manner  
12 described below:

- 13 • Plaintiff's Statement of Undisputed Material Facts in Support  
14 of Motion for Summary Judgment on Affirmative Defense of  
15 Exemption (Ordered Sealed on 10/17/08 - Doc. No. 252).
- 16 • Plaintiff's Motion for Summary Judgment on Affirmative  
17 Defense of Exemption (Ordered Sealed on 10/17/08 - Doc. No.  
18 252).
- 19 • Declaration of William Kershaw in Support of Plaintiffs'  
20 Motion for Summary Judgment on the Affirmative Defense of  
21 Exemption (Ordered Sealed on 10/17/08 - Doc. No. 252).
- 22 • Declaration of Norman C. Hile in Support of PWC's Opposition  
23 to Plaintiff's Motion for Summary Judgment on Breach of Legal  
24 Duty (Doc. No. 468-6; Ordered Sealed on 6/4/09 - Doc. No.  
25 443).
- 26 • PWC's Statement of Additional Facts Precluding Motion for

1 Summary Judgment on Breach of Legal Duty (Doc. No. 468-5;  
2 Ordered Sealed on 6/4/09 - Doc. No. 443).

- 3 • PWC's Objections to Plaintiffs' Evidence Submitted in Support  
4 Of Motion for Summary Judgment on Breach of Legal Duty (Doc.  
5 No. 468-3; Ordered Sealed on 6/4/09 - Doc. No. 443).
- 6 • Declaration of William Kershaw in Support of Plaintiffs'  
7 Motion for Summary Judgment on Breach of Legal Duty (Doc.  
8 No. 274; Ordered Sealed on 6/4/09 - Doc. No. 443).
- 9 • Plaintiff's Motion for Summary Judgment on Breach of Legal  
10 Duty (Doc No. 272; Ordered Sealed on 6/4/09 - Doc. No. 443).
- 11 • PWC's reponse to Plaintiffs' Statement of Undisputed Material  
12 Facts in Support of Motion for Summary Judgment on Breach of  
13 Legal Duty (Doc. No. 468-4; Ordered Sealed on 6/4/09 - Doc.  
14 No. 443).
- 15 • Plaintiffs' Response to PWC's Objections to Evidence  
16 Submitted in Support of Plaintiffs' Motion for Summary  
17 Judgment on Affirmative Defense of Exemption (Doc. No. 290;  
18 Ordered Sealed on 6/4/09 - Doc. No. 445).
- 19 • Plaintiffs' Reply to PWC's Opposition to Motion for Summary  
20 Judgment on Affirmative Defense of Exemption (Doc. No. 291;  
21 Ordered Sealed on 6/4/09 - Doc. No. 445).

22 **4. Sealed Document Missing, Redacted Version Filed**

23 The court ordered the following documents permanently sealed  
24 in part. There is a redacted version of these documents on the  
25 docket, but there are no sealed versions. The court orders the  
26 party who filed the following documents to file a sealed version

1 of each document in the manner described below.

- 2 • PWC's Opposition to Plaintiff's Motion for Summary Judgment  
3 on the Affirmative Defense of Exemption (Ordered Sealed on  
4 3/5/09 - Doc. No. 383).
- 5 • Declaration of Amber Benson in Support of PWC's Motion for  
6 Summary Judgment (Ordered Sealed on 3/4/09 - Doc. No. 380).
- 7 • Declaration of James Clous in Support of PWC's Motion for  
8 Summary Judgment (Ordered Sealed on 3/4/09 - Doc. No. 380).
- 9 • Declaration of Robert Mercado in Support of PWC's Motion for  
10 Summary Judgment (Ordered Sealed on 3/4/09 - Doc. No. 380).
- 11 • Declaration of Michael Moomaw in Support of PWC's Motion for  
12 Summary Judgment (Ordered Sealed on 3/4/09 - Doc. No. 380).
- 13 • Declaration of Melania Rappa in Support of PWC's Motion for  
14 Summary Judgment (Ordered Sealed on 3/4/09 - Doc. No. 380).\
- 15 • Declaration of Carrie Schleicher in Support of PWC's Motion  
16 for Summary Judgment (Ordered Sealed on 3/4/09 - Doc. No.  
17 380).

18 **C. Documents Filed Under Seal Without Court Order**

19 Several documents were filed under seal without a motion to  
20 seal and any court order sealing them. As such, the court orders  
21 that these documents shall be unsealed unless a party moves to seal  
22 them within fourteen (14) days of the issuance of this order. Upon  
23 the court's receipt of such motion, if any, the court will  
24 determine whether sealing is appropriate. The relevant documents  
25 are the following:

- 26 • Declaration of Dr. Jon A. Krosnick in Support of Plaintiffs'

1 Opposition to PriceWaterhouseCoopers' Motions for Summary  
2 Judgment (Filed on 11/20/08).

3 • Plaintiffs' Motion to Exclude Testimony of Donna Dell Filed  
4 in Support of PriceWaterhouseCoopers LLP's Motions for  
5 Summary Judgment (Filed on 11/20/08).

6 • Plaintiffs' Motion to Exclude Testimony of Michael Moomaw,  
7 Ph.D. Filed in Support of PriceWaterhouseCoopers LLP's  
8 Motions for Summary Judgment (Filed 11/20/08).

9 **D. CONCLUSION**

10 The court ORDERS the following:

11 (1) With respect to the pending motions to seal (Section  
12 A.), the parties MAY, within fourteen (14) days of the  
13 issuance of this order, file in writing an explanation  
14 as to why the court should deviate from the above  
15 proposal to vacate the orders of January 11, 2008, Doc.  
16 No. 153, and March 7, 2008, Doc. No. 180; grant in part  
17 defendant PricewaterhouseCoopers LLP's Motion to Seal  
18 Documents filed on December 10, 2007, Doc. No. 128  
19 (amending Doc. Nos. 62 & 63) and Defendant's Ex Parte  
20 Motion to Seal Select Exhibits to the Declaration of  
21 Victoria R. Carradero in Support of Defendant's Motion  
22 for Class Certification; Objections to Evidence and  
23 Motion to Strike Evidence filed on December 13, 2007,  
24 Doc. No. 142; and grant in full defendant  
25 PricewaterhouseCooper LLP's Ex Parte Motion to Seal Its  
26 Corrected Opposition to Plaintiff's Motion for Class

1 Certification filed on December 27, 2007, Doc. No. 147.

2 (2) With respect to the missing documents, the party who  
3 filed each document shall file the missing document  
4 within fourteen (14) days of the issuance of this order  
5 as described below:

6 Mail two compact discs ("CDs") to the Clerk of Court.  
7 The first CD should be labeled "Sealed Filings," and  
8 include complete PDF versions of all sealed documents  
9 identified in this order. The second CD should be  
10 labeled "Redacted Filings," and include redacted PDF  
11 versions of all sealed documents identified in this  
12 order. With each CD, the parties shall enclose a letter  
13 listing all the documents on each CD. This list shall  
14 include a short title for the document, the file name  
15 for the document, as saved on the CD, and the date upon  
16 which the document was initially filed. The CDs and the  
17 letters shall also include the case number and party  
18 name. Please direct any questions concerning the filing  
19 of the sealed documents to Ana Rivas, Courtroom Deputy,  
20 at (916) 930-4133.

21 (3) The documents listed in Section C shall be unsealed  
22 absent the filing of a motion to seal within fourteen  
23 (14) days of the issuance of this order. If such a  
24 motion is filed, the court will then determine whether  
25 these documents should be sealed.

26 (4) The court invites the parties to inform the court if any

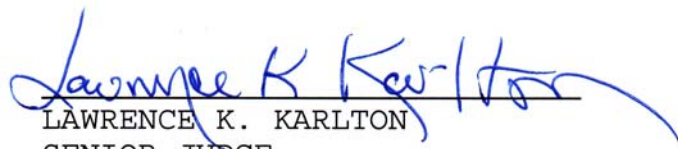


1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

of its findings concerning the missing documents were in error. Such notices must be filed within seven (7) days of the issuance of this order.

IT IS SO ORDERED.

DATED: December 13, 2010.



LAWRENCE K. KARLTON  
SENIOR JUDGE  
UNITED STATES DISTRICT COURT