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19 **UNITED STATES DISTRICT COURT**
NORTHERN DISTRICT OF CALIFORNIA
20 **SAN FRANCISCO DIVISION**

21 BERNARD PAUL PARRISH, HERBERT
ANTHONY ADDERLEY, WALTER
22 ROBERTS III,

23 Plaintiffs,

24 v.

25 NATIONAL FOOTBALL LEAGUE
PLAYERS ASSOCIATION and NATIONAL
26 FOOTBALL LEAGUE PLAYERS
INCORPORATED d/b/a/ PLAYERS INC,

27 Defendants.
28

Case No. C 07 0943 WHA

**DEFENDANTS' MISCELLANEOUS
ADMINISTRATIVE MOTION TO
FILE UNDER SEAL**

1 Pursuant to Rule 26(c) of the Federal Rules of Civil Procedure and Civil Local
2 Rules 79-5(d) and 7-11, Defendants National Football League Players Association (“NFLPA”)
3 and National Football League Players Incorporated (“Players Inc”) hereby request to file under
4 seal Exhibit 1 and 2 to the Declaration of Jason Clark in Support of Defendants’ Motion in
5 Limine No. 4, and Exhibits 1, 3, and 4 to the Declaration of Jason Clark in Support of
6 Defendants’ Motion in Limine No. 5. These Exhibits include documents designated by
7 Defendants as “Confidential” or “Highly Confidential -- Attorneys’ Eyes Only.”

8 Defendants submit that this Motion is narrowly tailored to respect the parties’
9 confidentiality designations under the Protective Order in this action. Pursuant to Civil L.R. 7-
10 12, counsel for Defendants met and conferred with counsel for Plaintiffs regarding Defendants’
11 Miscellaneous Administrative Motion to File Under Seal. Counsel for Plaintiffs did not agree to
12 Defendants’ request to join in this Motion. See Declaration of Roy Taub ¶ 2.

13 **MEMORANDUM**

14 Pursuant to Civil L.R. 79-5, Defendants proffer the following showing of good
15 cause in support of their request to file under seal.

16 Exhibits 1 and 2 to the Declaration of Jason Clark in Support of Defendants’
17 Motion in Limine No. 4 and Exhibits 1, 3, and 4 to the Declaration of Jason Clark in Support of
18 Defendants’ Motion in Limine No. 5 are reports prepared by experts retained by the parties in
19 this matter, and contain highly-confidential information regarding Defendants’ financial accounts
20 and licensing business, including, among other things, detailed listings of revenues received by
21 Defendants from dozens of individual licensees over multiple years, detailed listings of licensing
22 revenues distributed to hundreds of individual active players over multiple years, detailed
23 financial summaries of Defendants’ licensing business, and detailed financial summaries of
24 revenues distributed to active and retired players.

25 These are non-public documents that contain confidential information and trade
26 secrets, public disclosure of which would seriously harm Defendants and their non-party
27 licensees. See Declaration of Gene Upshaw ¶ 2-4 (Rec. Doc. 187) (Nov. 21, 2007) (“Upshaw
28 Decl.”). These documents are confidential for the same reasons that the Court previously found

