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7
 8 UNITED STATES DISTRICT COURT
 9 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 10

11 ESTHER HWANG,

Case No. C 07 2718 MCC

12 Plaintiff,

13 **ADMINISTRATIVE MOTION AND**
 14 **(PROPOSED) ORDER TO FILE**
 15 **DOCUMENTS UNDER SEAL ; DIRECTIONS**
 16 **TO PLAINTIFF**

17 vs.

Honorable Maxine M. Chesney

18 CITY AND COUNTY OF SAN FRANCISCO,
 19 a municipal corporation; HEATHER FONG, in
 20 her capacity as Chief of Police for the CITY
 21 AND COUNTY OF SAN FRANCISCO; JESSE
 22 SERNA, individually, and in his capacity as a
 23 police officer for the CITY AND COUNTY OF
 24 SAN FRANCISCO; NELSON ARTIGA,
 25 individually and in his capacity as a police
 26 officer for the CITY AND COUNTY OF SAN
 27 FRANCISCO; and, San Francisco police officers
 28 DOES 1-25, inclusive,

Defendants.

MOTION

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:


Pursuant to Local Rules 7-11 and 79-5, Plaintiffs hereby move the Court for an Order to File Documents Under Seal, including Plaintiff's Supplemental Briefing in Opposition to Defendants' Motion for Summary Judgment. The document should be sealed pursuant to the terms of the

1 Stipulated Protective Order in the above-noted action, as it is based on and contains throughout the
2 motion references to Defendant Officer SERNA's internal records specifically protected from
3 disclosure by the Protective Order, as well as references to and quotations from sealed portions of the
4 previously-filed and sealed Declaration of Lt. Daniel J. Mahoney in support of Defendant's Reply to
5 Opposition to Motion for Summary Judgment.

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8 Respectfully submitted,

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10 Dated: September 19, 2008

The Law Offices of John L. Burris

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12 
13 /s/ Benjamin Nisenbaum
14 Ben Nisenbaum
15 Attorney for Plaintiff

16 **~~(PROPOSED) ORDER~~**

17 Because plaintiff has shown that portions of the Supplemental Briefing contain sealable matter,
18 **~~PURSUANT TO THE TERMS OF THE PROTECTIVE ORDER,~~** Plaintiff's
19 Supplemental Briefing in Opposition to Defendants' Motion for Summary Judgment is herewith
20 ordered filed under seal pursuant to Local Rule 79-5.

21 Because the filing contains non-sealable matter, however, plaintiff is ORDERED to file in
22 the public record, no later than September 29, 2008, a redacted version thereof.

23 **IT IS SO ORDERED.**

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28 Dated: September 23, 2008


HONORABLE MAXINE M. CHESNEY
UNITED STATES DISTRICT JUDGE