

1 JAMES A. DiBOISE, State Bar No. 83296
 Email: jdiboise@wsgr.com
 2 COLLEEN BAL, State Bar No. 167637
 Email: cbal@wsgr.com
 3 MICHAEL A. BERTA, State Bar No. 194650
 Email: mberta@wsgr.com
 4 TRACY TOSH LANE, State Bar No. 184666
 Email: ttosh@wsgr.com
 5 WILSON SONSINI GOODRICH & ROSATI
 Professional Corporation
 6 One Market Street
 Spear Tower, Suite 3300
 7 San Francisco, CA 94105

8 Attorneys for Plaintiffs and
 Counterclaim Defendants
 9 REALNETWORKS, INC. and
 10 REALNETWORKS HOME
 ENTERTAINMENT, INC.

11 UNITED STATES DISTRICT COURT
 12 NORTHERN DISTRICT OF CALIFORNIA

14 REALNETWORKS, INC., a Washington)
 Corporation; and REALNETWORKS HOME)
 15 ENTERTAINMENT, INC., a Delaware)
 corporation,)
 16)
 17 Plaintiffs and Counterclaim)
 Defendants,)
 18)
 19 v.)
 20 DVD COPY CONTROL ASSOCIATION, INC.,)
 a Delaware nonprofit corporation, DISNEY)
 21 ENTERPRISES, INC., a Delaware corporation;)
 PARAMOUNT PICTURES CORP., a Delaware)
 22 corporation; SONY PICTURES ENTER., INC., a)
 Delaware corporation; TWENTIETH CENTURY)
 23 FOX FILM CORP., a Delaware corporation;)
 NBC UNIVERSAL, INC., a Delaware)
 24 corporation; WARNER BROS. ENTER., INC., a)
 Delaware corporation; and VIACOM, Inc., a)
 25 Delaware Corporation.)
 26)
 27 Defendants and Counterclaim)
 Plaintiffs.)

CASE NO: C 08 04548 MHP

ADMINISTRATIVE MOTION TO FILE UNDER SEAL
(1) DECLARATION OF JACQUELINE LANG IN OPPOSITION TO DEFENDANTS' APPLICATION FOR A TEMPORARY RESTRAINING ORDER; (2) DECLARATION OF EDWARD W. FELTON IN OPPOSITION TO DEFENDANTS' APPLICATION FOR A TEMPORARY RESTRAINING ORDER AND (3) PLAINTIFFS AND COUNTERCLAIM DEFENDANT'S OPPOSITION TO DEFENDANTS' APPLICATION FOR A TEMPORARY RESTRAINING ORDER

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 ADMINSTRATIVE MOTION TO FILE UNDER SEAL
 CASE NO. 08-cv-04548 MHP

1 Pursuant to Civil Local Rule 79-5, Plaintiffs respectfully apply for an order sealing the
2 following documents:

- 3 • Declaration of Jacqueline Lang in Opposition to Defendants' Application for a
4 Temporary Restraining Order ("Lang Declaration")
- 5 • Declaration of Edward W. Felton in Opposition to Defendants' Application for a
6 Temporary Restraining Order ("Felton Declaration")
- 7 • Plaintiffs and Counterclaim Defendant's Opposition to Defendants' Application for a
8 Temporary Restraining Order ("Opposition")

9 A "compelling reason" exists to seal these documents. See *Kamakana v. City and County*
10 *of Honolulu*, 447 F.3d 1172, 1178 (9th Cir. 2006) (holding that "[a] party seeking to seal a judicial
11 record . . . bears the burden of overcoming . . . the 'compelling reasons' standard"); *Foltz v. State*
12 *Farm Mut. Auto Ins. Co.*, 331 F.3d 1122, 1135-36 (9th Cir. 2003).

13 The Lang Declaration and Felton Declaration contain confidential technical information of
14 Real, as well as confidential business and competitive information. Declaration of Tracy Tosh
15 Lane in Support of Plaintiffs and Counterclaim Defendants' Administrative Motion to File Under
16 Seal ¶ 2. The confidential information contained in the Lang Declaration and Felton Declaration
17 is also contained in the Opposition. *Id.* Real would suffer competitive harm if this information
18 were publicly available. *Id.*

19 This Administrative Motion to File Under Seal is narrowly tailored to protect the public's
20 interest in access to judicial records and the public policies favoring disclosure. *Kamakana*, 447
21 F.3d at 1178. Plaintiffs have filed with the court identical public redacted versions of the Lang
22 Declaration, the Felton Declaration, and the Opposition, redacting only those portions of the
23 documents containing the confidential business and technical information.

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For these reasons, the Court should grant the Administrative Motion to File Under Seal.

Dated: October 6, 2008

WILSON SONSINI GOODRICH & ROSATI
Professional Corporation

By: /s/ James A. DiBoise

James A. DiBoise
jdiboise@wsgr.com

Attorneys for Plaintiffs
REALNETWORKS, INC. AND
REALNETWORKS HOME ENTERTAINMENT,
INC.