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 9 REALNETWORKS, INC. and 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 Plaintiffs,

17 v.

18 DVD COPY CONTROL ASSOCIATION, INC., a Delaware nonprofit corporation, DISNEY
 19 ENTERPRISES, INC., a Delaware corporation; PARAMOUNT PICTURES CORP., a Delaware
 20 corporation; SONY PICTURES ENTER., INC., a Delaware corporation; TWENTIETH CENTURY
 21 FOX FILM CORP., a Delaware corporation; NBC UNIVERSAL, INC., a Delaware corporation;
 22 WARNER BROS. ENTER. INC., a Delaware corporation; and VIACOM, Inc., a Delaware
 23 Corporation,

24 Defendants.

25 AND RELATED CASES
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Case Nos. C08 04548 MHP;
 C08 04719 MHP

**ADMINISTRATIVE MOTION TO
 FILE UNDER SEAL THE
 DECLARATION OF TRACY
 TOSH LANE IN SUPPORT OF
 PLAINTIFFS' REPLY IN
 SUPPORT OF MOTION FOR
 LEAVE TO AMEND AND
 SUPPORTING EXHIBITS**

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

- 3 • Declaration of Tracy Tosh Lane in Support of Plaintiffs’ Reply in Support of Motion
4 for Leave to Amend (“Tosh Lane Declaration”) and supporting exhibits

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

9 The Tosh Lane Declaration and supporting exhibits contain confidential technical
10 information of Real, as well as confidential business and competitive information. Declaration of
11 Michael A. Berta in Support of Plaintiffs and Counterclaim Defendants’ Administrative Motion to
12 File Under Seal ¶ 2. Real would suffer competitive harm if this information were publicly
13 available. *Id.*

14 This Administrative Motion to File Under Seal is narrowly tailored to protect the public’s
15 interest in access to judicial records and the public policies favoring disclosure. *Kamakana*, 447
16 F.3d at 1178.

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

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19 Dated: December 8, 2008

WILSON SONSINI GOODRICH & ROSATI
Professional Corporation

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21 By: /s/ Tracy Tosh Lane

Tracy Tosh Lane
ttosh@wsgr.com

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24 Attorneys for Plaintiffs and Counterclaim
25 Defendants REALNETWORKS, INC. and
26 REALNETWORKS HOME ENTERTAINMENT,
27 INC.
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