1 2 3 4 5 6 7 8 UNITED STATES DISTRICT COURT 9 NORTHERN DISTRICT OF CALIFORNIA 10 11 ACTIVIDENTITY CORP., 12 Plaintiff(s), No. C08-4577 VRW (BZ) 13 v. THIRD DISCOVERY ORDER 14 INTERCEDE GROUP PLC, et al.,) 15 Defendant(s). 16 17 After reviewing the papers in this case, IT IS ORDERED as 18 follows: 19 1. Defendants' Motion for a Protective Order Barring the Disclosure of Intercede Confidential Information to Mr. 2.0 Michael Neumann (Doc. No. 97) is **GRANTED** as unopposed. 21 2. Defendants' Motion to Seal (Doc. No. 101) is GRANTED 22 23 for the following documents: 24 Defendants' Motion for Protective Order (Doc. 25 No. 97.) 2. Declaration of Richard Parris (Doc. No. 98) 26 27 3. Exhibit 1 to Declaration of Richard Parris 28

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- 4. Exhibit 3 to Declaration of Joseph Belichik (Doc. No. 99).
- 3. Defendants' Motion to Seal Exhibit 12 to the Belichick Declaration is **DENIED**. See Contratto v. Ethicon, Inc., 227 F.R.D. 304, 307 (N.D. Cal. 2005).
- 4. Defendants' Motion for Sanctions and Contempt (Doc. No. 108) is **DENIED** without prejudice. If defendants wish, they may re-file a properly noticed motion in compliance with the Civil Local Rules.
- 5. Plaintiff's Motion to Strike (Doc. No. 110) is **DENIED** as moot.
- 6. Plaintiff's Motion to Seal (Doc. No. 109) Exhibit 1 to the Holloway Declaration is **DENIED**. <u>Contratto</u>, 227 F.R.D. at 307.

Dated: February 1, 2010

Bernard/Zimmerman

United States Magistrate Judge

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