

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

IN RE SUBPOENA TO AUDITUDE, INC.,)
_____)
VIACOM INTERNAITIONAL INC., et al.,)
Plaintiffs,)
v.)
YOUTUBE, INC., et al.,)
Defendants.)
_____)

Case No.: C 08-80139 MISC JF (PVT)
(S.D.N.Y. Case No. 1:07-cv-02103 (LLS))

**ORDER DENYING JOINT REQUEST
FOR ENTRY OF "STIPULATED"
PROTECTIVE ORDER**

Defendants and non-party Auditude, Inc. ("Auditude") filed a document entitled "Joint
Miscellaneous Administrative Request for Entry of Stipulated Pretrial Protective Order Governing
Response to Third Party Subpoena Issued to Auditude, Inc."¹ The document filed contains no
stipulation by Plaintiffs, nor any certificate of service on Plaintiffs. Based on the joint request and
the file herein,

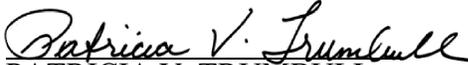
IT IS HEREBY ORDERED that the joint request is DENIED. The purported stipulation
subjects Plaintiffs to various requirements and obligations without their stipulation and without a
properly noticed motion. Moreover, the purported stipulation improperly seeks to have this court

¹ The holding of this court is limited to the facts and the particular circumstances
underlying the present motion.

1 dictate to another court the procedures and standards to be applied to protect confidential
2 information. *See* FED.R.CIV.PRO. 26(c)(“A party or any person from whom discovery is sought may
3 move for a protective order *in the court where the action is pending.* . .” (emphasis added)).

4 IT IS FURTHER ORDERED that this order is without prejudice to Defendants and Auditude
5 seeking a protective order from the district court in which this case is pending.

6 Dated: 7/25/08

7 
8 PATRICIA V. TRUMBULL
9 United States Magistrate Judge
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28