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 SONY COMPUTER ENTERTAINMENT
 7 AMERICA LLC (erroneously sued as "Sony
 Computer Entertainment America Inc.")
 8

9 UNITED STATES DISTRICT COURT
 10 NORTHERN DISTRICT OF CALIFORNIA
 11 SAN FRANCISCO DIVISION

12
 13 In re SONY PS3 "OTHER OS"
 14 LITIGATION

CASE NO. 3:10-CV-01811 RS (EMC)

**DEFENDANT'S ADMINISTRATIVE
 MOTION TO FILE UNDER SEAL**

Judge: Hon. Richard Seeborg
 Courtroom: 3

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1 Pursuant to Local Rules 7-11 and 79-5, defendant Sony Computer Entertainment America
2 LLC (“SCEA”) submits this Administrative Motion to File Under Seal Exhibits I and J to the
3 Declaration of Carter Ott in Support of Opposition to Motion to Compel and Motion for
4 Protective Order (Docket #130). Pursuant to Local Rule 79-5, SCEA is lodging with the Clerk a
5 copy of this document for filing under seal. This motion is supported by the Declaration of Carter
6 Ott (“Ott Decl.”), filed herewith.

7 The above-referenced exhibits contain explicit instructions on how to circumvent the
8 technological protection measures (“TPMs”) in the PlayStation®3 game console (the “PS3”). Ott
9 Decl., ¶ 2. Specifically, Exhibit I consists of slides from a seminar titled “Console Hacking
10 2010” regarding the hacking of the PS3. *Id.* Exhibit J, in turn, is a true and correct transcript of
11 the discussion during this seminar. *Id.*

12 On January 11, 2011, SCEA initiated a lawsuit to halt such illegal conduct. That action is
13 currently pending before Judge Susan Illston of this District, and is titled *Sony Computer*
14 *Entertainment America LLC v. George Hotz et al.* (Case No. CV11-0167-SI). *Id.*, ¶¶ 2-3. SCEA
15 does not want the means of such circumvention – the very practice it is aiming to stop in the *Hotz*
16 action – to be a matter of public record, thereby making the information further available and
17 enabling others to engage in this illegal practice. *Id.*, ¶ 3. SCEA’s request is narrowly tailored to
18 seal only those materials for which good cause to seal has been established. *Id.*, ¶ 4. In fact,
19 SCEA seeks only to seal certain portions of Exhibit J that contain the sensitive instructions on
20 how to circumvent TPMS. In addition, in the *Hotz* action, Judge Illston has already granted
21 SCEA’s motion to seal the same materials contained in Exhibit I. *Id.*, ¶ 4, Ex. A. The document
22 contained in Exhibit J was not submitted in the *Hotz* action; however, by logical extension of that
23 order, this Court should seal Exhibit J as it is a transcript from the very same seminar and makes
24 reference to and discusses in detail the contents of Exhibit I. Furthermore, Plaintiffs’ counsel
25 have stated that they do not oppose this request. *Id.*, ¶ 4.

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On these grounds, SCEA respectfully requests that the Court grant its Administrative Motion to file under seal Exhibits I and J to Declaration of Carter Ott In Support of Opposition to Motion to Compel and Motion for Protective Order (Docket #130).

Dated: February 7, 2011

DLA PIPER LLP (US)

By: /s/ Carter Ott
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SONY COMPUTER ENTERTAINMENT
AMERICA LLC