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 SONY COMPUTER ENTERTAINMENT AMERICA LLC

10
 11 UNITED STATES DISTRICT COURT
 12 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 13 SAN FRANCISCO DIVISION

14 SONY COMPUTER ENTERTAINMENT
 AMERICA LLC,

15 Plaintiff,

16 v.

17 GEORGE HOTZ; HECTOR MARTIN
 18 CANTERO; SVEN PETER; and DOES 1
 through 100,

19 Defendants.
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Case No. 11-cv-00167 SI

**PLAINTIFF’S NOTICE OF MOTION
 AND MOTION TO REMOVE
 INCORRECTLY FILED DOCUMENTS;
 DOCKET NUMBER [28]**

Date:
 Time:
 Courtroom: 10, 19th Floor
 Judge: Hon. Susan Illston

1 **NOTICE OF MOTION AND MOTION**

2 PLEASE TAKE NOTICE that Plaintiff Sony Computer Entertainment America LLC
3 (“SCEA”) submits this Motion to Remove Incorrectly Filed Documents Exhibits I, J, K, L, M,
4 N and O to Declaration of Ryan Bricker In Support of *Ex Parte* Motion for Temporary
5 Restraining Order And Order To Show Cause Re Preliminary Injunction; Order of
6 Impoundment (“Bricker Declaration”), Docket No. [28]. Pursuant to Local Rule 79-5 (b),
7 when electronically filed, counsel inadvertently included Exhibits I, J, K, L, M, N and O in the
8 public version of the filed copy of the declaration. These exhibits should have been lodged
9 under seal. Declaration of Holly Gaudreau In Support of Plaintiff’s Motion to Remove
10 Incorrectly Filed Documents; Docket No. [28], ¶2.

11 After discovering the error, counsel called the ECF Help Desk and put a temporary
12 lock on the document. Similar to the other documents that SCEA has lodged under seal,
13 Exhibits I, J, K, L, M, N and O contain explicit instructions on how to circumvent technology
14 protection measures (“TPMs”) in gaming console and portable media device systems. *Id.* at
15 ¶3.

16 SCEA has brought this action to put an end to Defendants’ illegal circumvention of
17 the TPMs in its PlayStation®3 computer entertainment system. SCEA, therefore, does not
18 want the means of any circumvention – the type of practice it is aiming to stop – to be a
19 matter of public record, thereby making the information further available and enabling
20 others to engage in these illegal practices. *Id.* at ¶4. SCEA’s request is narrowly tailored to
21 seal only those materials for which good cause to seal has been established. *Id.* at ¶5.

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1 Accordingly, SCEA respectfully requests that Docket No. [28] be permanently
2 deleted from the docket.

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4 DATED: January 20, 2011

Respectfully submitted,

5 KILPATRICK TOWNSEND & STOCKTON LLP

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7 By: /s/Holly Gaudreau
HOLLY GAUDREAU

8 Attorneys for Plaintiff
9 SONY COMPUTER ENTERTAINMENT AMERICA LLC

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