

United States District Court
For the Northern District of California

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

THOMAS A.GONDA, JR., M.D.,)	Case No. 13-cv-01063-SC
)	
Plaintiff,)	ORDER TO SHOW CAUSE RE: MOTION
)	<u>TO SEAL</u>
v.)	
)	
THE PERMANENTE MEDICAL GROUP,)	
INC.; and THE PERMANENTE MEDICAL)	
GROUP, INC. LONG TERM DISABILITY)	
PLAN FOR PHYSICIANS,)	
)	
Defendants.)	
)	
)	
)	
)	

Now before the Court is Defendants The Permanente Medical Group, Inc. ("TPMG") and The Permanent Medical Group, Inc. Long Term Disability Plan for Physicians' ("TMPG Plan") motion to file the Mediation Brief on Behalf of Thomas Gonda, Jr. M.D. under seal. ECF No. 86. Defendants seek to file a complete and unredacted copy of the brief under seal, and they ask that no portion of the brief be filed in the public record. Id.

Dr. Gonda marked the brief as confidential pursuant to the Protective Order issued in this case. Id. at 4; see ECF No. 55. Civil Local Rule 79-5(e) specifies that when a party seeks to file

1 under seal a document marked as confidential by another party, the
2 party that designated the document as confidential must file a
3 supporting declaration within four days of the filing of the motion
4 to file under seal. Defendants filed their motion to file under
5 seal on January 27. It is now nine days later, and Dr. Gonda has
6 not filed a supporting declaration. Dr. Gonda is hereby ORDERED to
7 show cause why the mediation brief should not be filed in the
8 public record. Dr. Gonda shall file the necessary supporting
9 documents (as described in the Protective Order and Civil Local
10 Rules) within four (4) days of the signature date of this Order.
11 Failure to do so will result in denial of the motion to file under
12 seal and a corresponding order for Defendants to file the brief in
13 the public record. Dr. Gonda is further admonished that future
14 failures to comply with the protective order and Civil Local Rules
15 may result in denial of motions to file under seal.

16
17
18
19
20
21
22
23
24
25
26
27
28

IT IS SO ORDERED.

Dated: February 5, 2015



UNITED STATES DISTRICT JUDGE