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 18 THE HERSHEY COMPANY

19 **UNITED STATES DISTRICT COURT**  
 20 **NORTHERN DISTRICT OF CALIFORNIA**  
 21 **SAN FRANCISCO DIVISION**

22 GREGORY P. BARNES, et al.  
 23  
 24 Plaintiffs,  
 25  
 26 vs.  
 27  
 28 THE HERSHEY COMPANY,  
 Defendant.

Case No. 3:12-cv-01334-CRB

**ORDER GRANTING PLAINTIFFS’  
 ADMINISTRATIVE MOTION TO FILE  
 UNDER SEAL DOCUMENTS**

1 This Matter came before the Court on the Administrative Motion of Plaintiffs' to File  
2 Under Seal Documents, ECF 260. Having considered the papers submitted and the papers on file  
3 in this case, and for the compelling reasons set forth in the Declaration of Brandon J. Brigham in  
4 Support of Plaintiffs' Administrative Motion to File Under Seal Documents, ECF 265, Plaintiffs'  
5 Motion is hereby GRANTED, in part, and DENIED, in part, and the Court orders the following  
6 documents sealed:

- 7 1. The redacted portions of the Reply in Support of Plaintiffs' Motion for Partial Summary  
8 Judgment on Defendant's Affirmative Defense of Waiver ("Plaintiffs' Reply"), ECF 265-  
9 3;
- 10 2. The redacted portions of Exhibits C & G to the Brian J. Malloy in Support in Support of  
11 Plaintiffs' Reply ("Malloy Declaration"), ECF 265-1, ECF 265-2.

12 IT IS FURTHER ORDERED THAT Plaintiffs shall file in the public record Exhibits A,  
13 H, I & J to the Malloy Declaration within ten (10) days of the entry of this Order or those  
14 documents will not be considered by the Court when ruling on when ruling on either Defendant  
15 The Hershey Company's Motion for Partial Summary Judgment, ECF 229, or Plaintiffs' Motion  
16 for Partial Summary Judgment regarding Defendant's Affirmative Defense of Waiver, ECF 236.

17 IT IS FURTHER ORDERED THAT Plaintiffs shall file in the public record a redacted  
18 version of Exhibit B to the Malloy Declaration or a supplemental declaration setting forth the  
19 compelling reasons for maintaining the confidentiality of that document within ten (10) days of  
20 the entry of this Order or that document will not be considered by the Court when ruling on when  
21 ruling on either Defendant The Hershey Company's Motion for Partial Summary Judgment, ECF  
22 229, or Plaintiffs' Motion for Partial Summary Judgment regarding Defendant's Affirmative  
23 Defense of Waiver, ECF 236.

24 **IT IS SO ORDERED.**

25 Dated this 8th day of May, 2015.

