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

STRAIGHT PATH GROUP, INC,  
Plaintiff,

No. C 14-80150 WHA

v.

BLACKBERRY LIMITED, et al.,  
Defendants.

**ORDER DENYING  
ADMINISTRATIVE MOTIONS  
FOR LEAVE TO FILE UNDER  
SEAL (DKT. NOS. 5, 7).**

NETFLIX, INC.

Third Party.

On May 23, Netflix, Inc. filed a motion to quash a deposition subpoena (Dkt. No. 1). On June 3, Straight Path IP Group, Inc. filed an opposition, a motion to compel, and two sealing motions (Dkt. No. 5–8). From its opposition, Straight Path sought to seal Exhibits K, L, M, O, T, U, W, and X to the Declaration of Attorney Michael Newman and Exhibits B, C, D, E, and G to the Declaration of Stephen Cole (Dkt. No. 7). From its motion, Straight Path sought to seal Exhibits K, L, M, O, T, U, W, and X to the Declaration of Attorney Michael Newman and Exhibits B, C, D, E, and G to the Declaration of Stephen Cole (Dkt. No. 5). Straight Path then re-filed “corrected” papers (Dkt. Nos. 11, 13, 14, 15, 17).

Straight Path’s sealing submissions do not comply with Civil Local Rule 79-5(d). *First*, Straight Path’s descriptions of Exhibits K, L, M, O, T, U, W, and X to the Declaration of Attorney Michael Newman in its sealing motion do not match up with the exhibits filed. For

1 example, Straight Path represents that Exhibit K is “relevant portions of AmTRAN’s Responses  
2 to Straight Path’s First Set of Interrogatories.” Exhibit K as filed, however, is an email chain  
3 between Attorneys Michael Newman and James Coughlan (Dkt. No. 17-12, *see also* Dkt. Nos.  
4 15-12, 14-12, 13-12). The undersigned judge is not in receipt of a courtesy copy of Exhibit K as  
5 described in the sealing motion.

6 *Second*, Civil Local Rule 79-5(d)(1)(D) states that an unredacted version of the document  
7 sought to be filed under seal should be e-filed. Chamber’s copies should be provided as well.  
8 *See* Civil Local Rule 79-5(d)(2). This was not done. Moreover, Straight Path’s opposition and  
9 motion to compel papers collectively number more than 1,400 pages. Chamber’s copies should  
10 include exhibit tabs.

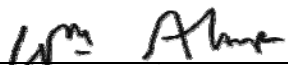
11 *Third*, parties and non-parties should make a good-faith effort to limit sealing requests to  
12 only narrowly-tailored portions of materials for which good cause to seal exists.

13 *Fourth*, it appears that Straight Path seeks to seal exhibits designated as confidential by  
14 non-parties. Straight Path should make sure these exhibits are promptly provided to those  
15 relevant non-parties so that appropriate supporting declarations can be timely filed. *See* Civil  
16 Local Rule 79-5(e).

17 Accordingly, Straight Path’s sealing motions are **DENIED** (Dkt. Nos. 5, 7).  
18 By **NOON ON JUNE 16**, Straight Path shall file new sealing motions that comply with the rules.

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20 **IT IS SO ORDERED.**

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22 Dated: June 10, 2014.

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25 WILLIAM ALSUP  
26 UNITED STATES DISTRICT JUDGE  
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