

1 Hon. Wayne D. Brazil
 2 United States Magistrate Judge (Ret.)
 3 JAMS
 4 Two Embarcadero Center, Suite 1500
 5 San Francisco, CA 94111
 6 Telephone: (415) 774-2668
 7 Fax: (415) 982-5287
 8 Special Master

JAMS

10 TESSERA, INC.,
 11 Plaintiff,
 12 vs.
 13 ADVANCED MICRO DEVICES, INC., et
 14 al.,
 15 Defendants.

CASE NO. 4:05-CV-04063-CW

JAMS REFERENCE NO. 1100049599

**SPECIAL MASTER’S RECOMMENDATION
 THAT DISTRICT JUDGE WILKEN ISSUE AN
 ORDER WITHDRAWING SPECIAL MASTER’S
 IMPROVIDENTLY FILED “ORDER DENYING
 MOTION FOR RELIEF FROM SECTION 11 OF
 PROTECTIVE ORDER” (DOCKET #1521), AND
 ORDER**

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 20 On December 22, 2014, the Special Master submitted for filing and served on the
 21 parties his “Order Denying Motion for Relief from Section 11 of Protective Order,” docketed as
 22 Number 1521.

23 The Special Master submitted this Order for filing improvidently by failing to seek the
 24 parties’ input, in advance, about whether any matter disclosed in the Order was entitled to be
 25 sealed. Because the Special Master now understands that some of the information in the Order
 26 might well be entitled to protection from public disclosure, he hereby RECOMMENDS that
 27 District Judge Wilken issue an ORDER WITHDRAWING SPECIAL MASTER’S
 28 IMPROVIDENTLY FILED “ORDER DENYING MOTION FOR RELIEF FROM SECTION

1 11 OF PROTECTIVE ORDER.” (Dkt #1521).

2 If District Judge Wilken issues the recommended order, the Special Master will offer
3 counsel an opportunity to identify (and justify) any portions of the improvidently issued earlier
4 order that are entitled to be sealed. If appropriate showings are made, the Special Master will
5 issue two versions of his earlier order, one for filing in the public record with appropriate
6 redactions, and one for filing under seal (without redactions).

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8 IT IS SO RECOMMENDED.

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11 HON. WAYNE D. BRAZIL (RET.)
12 SPECIAL MASTER

13 Dated: January 6, 2015

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16 IT IS SO ORDERED.

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18 HON. CLAUDIA WILKEN
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20 Dated: 1/15/2015
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