

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

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LISA BAIN, et al.,
Plaintiffs,
v.
ASTRAZENECA LP, ASTRAZENECA
PHARMACEUTICALS LP and MCKESSON
CORPORATION,
Defendants.

No. C 09-4147 CW
ORDER GRANTING IN
PART AND DENYING
IN PART WITHOUT
PREJUDICE JOINT
MOTION FOR LEAVE
TO FILE UNDER
SEAL

LISA SAUNDERS, et al.,
Plaintiffs,
v.
ASTRAZENECA LP, ASTRAZENECA
PHARMACEUTICALS LP and MCKESSON
CORPORATION,
Defendants.

No. C 09-4148 CW

KIMBERLY KESSLER, et al.,
Plaintiffs,
v.
ASTRAZENECA LP, ASTRAZENECA
PHARMACEUTICALS LP and MCKESSON
CORPORATION,
Defendants.

No. C 09-4149 CW

United States District Court
For the Northern District of California

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CYNTHIA ARNOLD, et al.,
Plaintiffs,

No. C 09-4157 CW

v.

ASTRAZENECA LP, ASTRAZENECA
PHARMACEUTICALS LP and MCKESSON
CORPORATION,
Defendants.

ANGEL COLON, et al.,
Plaintiffs,

No. C 09-4158 CW

v.

ASTRAZENECA LP, ASTRAZENECA
PHARMACEUTICALS LP and MCKESSON
CORPORATION,
Defendants.

MARK COFFEY, et al.,
Plaintiffs,

No. C 09-4161 CW

v.

ASTRAZENECA LP, ASTRAZENECA
PHARMACEUTICALS LP and MCKESSON
CORPORATION,
Defendants.

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SHARON DISTON, et al.,
Plaintiffs,

No. C 09-4165 CW

v.

ASTRAZENECA LP, ASTRAZENECA
PHARMACEUTICALS LP and MCKESSON
CORPORATION,
Defendants.

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DAMON BROWN, et al.,
Plaintiffs,

No. C 10-0288 CW

v.

ASTRAZENECA LP, ASTRAZENECA
PHARMACEUTICALS LP and MCKESSON
CORPORATION,
Defendants.

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DENNIS O'BRIEN, et al.,
Plaintiffs,

No. C 10-0289 CW

v.

ASTRAZENECA LP, ASTRAZENECA
PHARMACEUTICALS LP and MCKESSON
CORPORATION,
Defendants.

_____ /

Plaintiffs in these related cases and Defendants AstraZeneca LP, AstraZeneca Pharmaceuticals LP and McKesson Corporation jointly move for leave to file under seal documents related to their stipulated motion for an "Order Establishing a Qualified Settlement Fund and Appointing Fund Administrator" (Stipulated Motion).

1 Because the public interest favors filing all court documents
2 in the public record, any party seeking to file a document under
3 seal must demonstrate good cause to do so. Pintos v. Pac.
4 Creditors Ass'n, 565 F.3d 1106, 1115 (9th Cir. 2009). This cannot
5 be established simply by showing that the document is subject to a
6 protective order or by stating in general terms that the material
7 is considered to be confidential, but rather must be supported by a
8 sworn declaration demonstrating with particularity the need to file
9 each document under seal. See Civil L.R. 79-5(a).

10 In the declaration supporting their motion to seal, the
11 parties indicate that they have entered into a Master Settlement
12 Agreement (MSA), which involves the establishment of a Qualified
13 Settlement Fund (QSF). They assert that both "the MSA and the QSF
14 contain and concern confidential, private and sensitive settlement
15 information." Dunlap Decl. ¶ 3.

16 Not all of the documents the parties seek to file under seal
17 appear to implicate information regarding the MSA and the QSF. The
18 stipulation filed in support of the motion contains specific,
19 detailed information about the settlement. However, the Stipulated
20 Motion does not appear to contain such information. Requests for
21 leave to file documents under seal must be narrowly tailored. See
22 Civ. L.R. 79-5(a).

23 Accordingly, the parties' motion to seal is GRANTED in part
24 and DENIED in part without prejudice. The "Stipulation with
25 Respect to Motion Regarding Plaintiffs' Request for Administrative
26 Relief and for Order Establishing a Qualified Settlement Fund and
27 Appointing Fund Administrator" may be filed under seal. Within
28

1 three days of the date of this Order, the parties may renew their
2 motion for leave to file their Stipulated Motion under seal, so
3 long as they proffer a declaration establishing the Stipulated
4 Motion's sealability. In the alternative, they shall file the
5 Stipulated Motion in the public record within three days.

6 IT IS SO ORDERED.

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8 Dated: 2/7/2011


9 CLAUDIA WILKEN
United States District Judge

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