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9 Attorneys for Plaintiff
 Sleep Science Partners, Inc.

10 **UNITED STATES DISTRICT COURT**
 11 **NORTHERN DISTRICT OF CALIFORNIA**
 12 **OAKLAND DIVISION**

13 SLEEP SCIENCE PARTNERS, INC., a
 14 California corporation,

15 Plaintiff,

16 v.

17 KATRINA WEBSTER, an individual,
 DANIEL WEBSTER, an individual, and
 18 SLEEPING WELL, LLC, a Vermont limited
 liability corporation, and DOES 1-10,

19 Defendants.
 20

Case No. CV09-4200CW

Honorable Claudia Wilken

**ORDER GRANTING IN PART AND
 DENYING IN PART DEFENDANTS'
 ADMINISTRATIVE MOTION TO SEAL**

21 On July 7, 2011, Defendants filed an administrative motion to seal. Docket No. 167. On
 22 July 14, 2011, Plaintiff, Plaintiff Sleep Science Partners, Inc. filed a declaration in support of the
 23

1 motion to seal. Based on the matters stated in the declaration of Heather Flick and good cause
2 appearing, the Court orders as follows:


3 The administrative motion to seal is GRANTED IN PART and DENIED IN PART, as
4 follows:

- 5 1. With respect to the Memorandum (**Docket No. 168**) filed by Defendants, the motion is
 - 6 a. GRANTED as to page and line numbers i:25; 2:4-7; 3:24-26; 4:13-19; 4:20-28;
7 5:9-10; 5:11-15; 5:26-27; 6:10-11; 6:14-20; 6:22-7:11; 7:fn.4; 9:11-18; 19:3-4;
8 19:6-13; 19:14-24; 20:5; 20:10-23; 20:25-21:2, and
 - 9 b. DENIED as to page and line numbers 4:13-14; 5:3-7; 6:1-3; 6:3-7; 7:13-15; 7:16-
10 20; 21:10-11; 21:14-16; 21:22-24; 22:2-3; 22, fn. 13; and 24:5-9
- 11 2. With respect to the exhibits attached to the Declaration of Gary L. Franklin (**Docket No.**
12 **168-2**) filed by Defendants, the motion is
 - 13 a. GRANTED as to Exhibit 2, Document titled “The PureSleep Method”;
 - 14 b. DENIED as to Exhibit 3;
 - 15 c. GRANTED as to Exhibit 4, page and line numbers 63:16-64:8; 63:14-16; 63:20-
16 22; 70:4-22:72:6-73:2; 73:6-25 and otherwise DENIED.
 - 17 d. GRANTED as to Exhibit 5, Deposition of Clark page and line numbers should be
18 filed under seal: 4:9-11; 18:25-19:14; 20:3-20:20; 24:18-25; 25:1-15; 28:1-24 and
19 otherwise DENIED;
 - 20 e. GRANTED as to Exhibit 6;
 - 21 f. GRANTED as to Exhibit 7;
 - 22 g. GRANTED as to Exhibit 8;
 - 23 h. GRANTED as to Exhibit 9, Deposition of McNeill, page and line numbers 37:13-
24 20; 37:22-25; 83:6-23; 84:3-6; 86:5-7; 87:2-8 and otherwise DENIED;
 - i. GRANTED as to Exhibit 10;

- 1 j. GRANTED as to Exhibit 12, Deposition of Fenton page and line numbers: 19:5-
2 21:25 and otherwise DENIED.
- 3 k. GRANTED as to Exhibit 13, SSP Policies and Procedures Document.
- 4 l. GRANTED as to Exhibit 14, Deposition of Welker, pages and line numbers
5 366:18-19; 367:21-22; 368:7-9; 368:15-17; 368:20-24; 370:1-7; 370:18-24;
6 371:12-14, otherwise DENIED;
- 7 m. GRANTED as to Exhibit 18;
- 8 n. DENIED as to Exhibit 21, Deposition of Thomas;
- 9 o. GRANTED as to Exhibit 22, Plaintiff's Response to Defendants' Interrogatories
10 (Set One) Marked Highly Confidential Answer No. 2, Answer No. 17, lines 10-
11 18, and Answer No. 18, otherwise DENIED; and
- 12 p. GRANTED as to Exhibit 23 to 26.
- 13 3. With respect to the Declaration of Katrina Webster (**Docket No. 169**):
- 14 a. GRANTED as to all of the portions of Katrina Webster's declaration lodged
15 under seal
- 16 b. GRANTED as to Exhibit 3; and
- 17 c. GRANTED as to Exhibit 9
- 18 4. With respect to the Declaration of Daniel Webster (**Docket No. 170**) the motion is
19 GRANTED as to page 2, lines 9-12.
- 20 5. With respect to the Declaration of Mary Kate Scott (**Docket No. 172**):
- 21 a. GRANTED as to paragraphs 3, 6, 7, 9, 10, 11, 12, 13, 14, 16, 18, 21, 22-47,
22 including the headings written in bold.
- 23 b. GRANTED as to Exhibit B;
- 24 c. GRANTED as to Exhibit C, pages and lines 34:9; 37:21-22; 27:12-25; 28:1-6;
28:16-19; 28:23-24; 29:1-3; 29:11-25; and
- d. Otherwise DENIED
- To the extent that Defendants' motion is granted with respect to portions of documents

1 and denied as to others, Defendants shall electronically file appropriately redacted versions of the
2 documents in the public record and unredacted versions under seal. To the extent that
3 Defendants are granted leave to file under seal documents in their entirety, Defendants shall
4 electronically file them under seal. To the extent that Defendants' motion is denied, they shall
5 electronically file the documents in the public record. Defendants shall comply with this Order
6 within three days of the date it is issued.

7
8 Dated: 7/21/2011


9 Hon. Claudia Wilken
United States District Judge