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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
EUREKA DIVISION

TODD ASHKER, et al.,  
Plaintiffs,  
v.  
GOVERNOR OF THE STATE OF CALIFORNIA, et al.,  
Defendants.

Case No.: 4:09-cv-05796-CW (RMI)  
**CLASS ACTION**  
~~PROPOSED~~ **ORDER GRANTING PLAINTIFFS' ADMINISTRATIVE MOTION TO FILE UNDER SEAL**  
Judge: Honorable Robert M. Illman

1 The Court has received Plaintiffs' Administrative Motion to File Under Seal, and the  
2 Declaration of Samuel Miller in support of the same. Pursuant to Civil Local Rule 79-5(a), Plaintiffs  
3 have shown that the documents to be sealed are entitled to protection under the law because they  
4 contain confidential information that Defendants claim could harm CDCR institutional safety and  
5 security if disclosed. See *Dugan v. Lloyds TSB Bank, PLC*, No. 12-cv-02549-WHA (NJV), 2013 U.S.  
6 Dist. LEXIS 51162, at \*5 (N.D. Cal. Apr. 9, 2013) (finding that good cause may exist to seal records  
7 "if disclosure of the information might harm a litigant's competitive standing"). Plaintiffs have met  
8 the "good cause" standard for sealing Plaintiff's Motion for Retaliation Discovery, the Declaration of  
9 Jules Lobel, as well as Exhibits A through O to the Lobel Declaration (collectively, the "Confidential  
10 Material"), because Plaintiffs have shown that they contain confidential information that Defendants  
11 claim would harm institutional safety and security, and would further compromise ongoing  
12 investigations of alleged prison gang activity if disclosed. See *Kamakana v. City & Cnty. of  
13 Honolulu*, 447 F.3d 1172, 1179 (9th Cir. 2006).

14 Having considered Plaintiffs' Administrative Motion to File Under Seal and the Declaration  
15 of Samuel Miller in support of same, and good cause appearing therefor, Plaintiffs' Motion is hereby  
16 GRANTED.

17 IT IS SO ORDERED.

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20 Dated: August 9, 2019

  
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The Honorable Robert M. Illman  
United States Magistrate Judge