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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

The Court has received Plaintiffs' Administrative Motion to File Under Seal, and the Declaration of Carmen Bremer in support of the same. Pursuant to Civil Local Rule 79-5(a), Plaintiffs have shown that the portions of the documents to be sealed are entitled to protection under the law because they contain confidential information that Defendants claim could harm CDCR institutional safety and security if disclosed. *See Dugan v. Lloyds TSB Bank, PLC*, No. 12-cv-02549-WHA (NJV), 2013 U.S. Dist. LEXIS 51162, at *5 (N.D. Cal. Apr. 9, 2013) (finding that good cause may exist to seal records "if disclosure of the information might harm a litigant's competitive standing"). Plaintiffs have met the "good cause" standard for sealing Exhibit A and portions of Exhibit B to the Declaration of Carmen Bremer in Support of Plaintiffs' Enforcement Motion Regarding Unauthorized SHU-Eligible Offense of "Participation in a Rout with an STG Nexus" (the "Bremer Decl. ISO Plaintiffs' Enforcement Motion"), as well as portions of the Bremer Decl. ISO

~~PROPOSED~~ ORDER GRANTING PLTFS'
ADMIN. MOTION TO FILE UNDER SEAL


Case No. 4:09-cv-05796-CW (RMI)

1 Plaintiffs' Enforcement Motion, because Plaintiffs have shown that they contain confidential
2 information that Defendants claim would harm institutional safety and security, and would further
3 compromise ongoing investigations of alleged prison gang activity if disclosed. *See Kamakana v.*
4 *City & Cnty. of Honolulu*, 447 F.3d 1172, 1179 (9th Cir. 2006).

5 Having considered Plaintiffs' Administrative Motion to File Under Seal and the Declaration
6 of Carmen Bremer in support of same, and good cause appearing therefor, Plaintiffs' Motion is
7 hereby GRANTED.

8 IT IS SO ORDERED.

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10 Dated: December 18, 2019



Honorable Robert M. Illman
United States Magistrate Judge

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