

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

3
4 ADOBE SYSTEMS INCORPORATED,

No. C 10-2769 CW

5 Plaintiff,

ORDER GRANTING
DEFENDANTS' MOTION
TO FILE UNDER SEAL
(Docket No. 187)

6 v.

7 HOOPS ENTERPRISE LLC; and ANTHONY
8 KORNRUMPF,

9 Defendants.

10 _____/
11 _____/
12 AND ALL RELATED CLAIMS

13 Defendants Hoops Enterprise LLC and Anthony Kornrumpf have
14 filed an administrative motion to file under seal Exhibit A to
15 their motions in limine. It appears that Defendants have omitted
16 inadvertently from their motion to seal a request to file under
17 seal an unredacted version of their motions in limine, and the
18 Court construes their motion to include this request as well.¹

19 In connection with a dispositive motion, the Court previously
20 granted leave to file under seal a settlement agreement that the
21 parties had executed to settle prior litigation between them and
22 had agreed to keep confidential as part of the terms of
23 settlement. See Docket No. 150. Defendants represent that
24 Exhibit A contains this settlement agreement. Boyce Decl. ¶ 4.

25 _____
26 ¹ Defendants have filed a redacted version of their motions
27 in limine in the public record, see Docket No. 188, and have
28 submitted a chamber's copy of the unredacted version of their
motions in limine in the same envelope as Exhibit A, with a cover
sheet indicating that it was a "lodged document to be filed under
seal."

1 The Court also notes that the redacted portions of Defendants'
2 motions in limine are direct quotations from that settlement
3 agreement.

4 Because the public interest favors filing all court documents
5 in the public record, any party seeking to file a document under
6 seal must demonstrate good cause to do so. Pintos v. Pac.
7 Creditors Ass'n, 605 F.3d 665, 678 (9th Cir. 2010). This cannot
8 be established simply by showing that the document is subject to a
9 protective order or by stating in general terms that the material
10 is considered to be confidential, but rather must be supported by
11 a sworn declaration demonstrating with particularity the need to
12 file each document under seal. See Civil Local Rule 79-5(a).

13 Having reviewed the documents that Defendants seek to seal,
14 the Court finds that Defendants have demonstrated good cause for
15 these documents to be filed under seal. Accordingly, the Court
16 GRANTS Defendants' motion to file under seal (Docket No. 187).
17 Within four days of the date of this Order, Defendants shall file
18 under seal their unredacted motions in limine and Exhibit A.

19 IT IS SO ORDERED.

20
21 Dated: 5/24/2012



CLAUDIA WILKEN
United States District Judge