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3 UNITED STATES DISTRICT COURT  
4 NORTHERN DISTRICT OF CALIFORNIA  
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8 CITY OF OAKLAND, a Municipal  
9 Corporation, Acting By and Through Its Board  
10 of Port Commissioners,

11 Plaintiff-Counterclaim Defendant,

12 v.

13 SSA TERMINALS, LLC, et al.,

14 Defendants-Counterclaimants.

Case No.: 11-01446-YGR

**ORDER REGARDING ADMINISTRATIVE  
MOTION FOR LEAVE TO FILE UNDER SEAL  
EXHIBITS C AND E TO THE DECLARATION OF  
RICHARD T. WHITE IN SUPPORT OF  
PLAINTIFF AND COUNTER-DEFENDANT'S  
MOTION IN LIMINE NOS. 1-5**

15 For the reasons stated at the pretrial conference on May 10, 2013, the Court will allow and  
16 hereby **GRANTS** the motion to seal Ex. C to the Declaration of Richard T. White in Support of  
17 Plaintiff's Motions in Limine Nos. 1–5. The Court reserves its decision on whether Ex. C is sealable  
18 beyond the motion in limine stage of the proceedings. The motion to seal as to Ex. E is hereby  
19 **DENIED.**

20 The parties are *again* reminded that Civ. L.R. 79-5(a) specifically provides that “[a]  
21 stipulation, or a blanket protective order that allows a party to designate documents as sealable, **will**  
22 **not suffice** to allow the filing of documents under seal.” (Emphasis supplied.) The parties may not  
23 rely simply on a protective order (in this action or from another action) as grounds for sealing at trial.  
24 Moreover, the parties are reminded that the “good cause” standard does not apply to sealing  
25 documents at trial.

26 Because Plaintiff sought to use Exs. C & E in support of its motions in limine, Plaintiff shall  
27 comply with General Order 62 with regard to proper filing procedures for the sealed documents.  
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Plaintiff shall e-file Ex. C under seal by May 16, 2013. Ex. C of Dkt. No. 142 may remain locked by the Clerk of this Court.

The Clerk of this Court shall **UNLOCK** Ex. E of Dkt. No. 142.

Plaintiff's Motion to Remove Incorrect Filed Documents (Dkt. No. 177) is **DENIED AS MOOT**.

This Order terminates Dkt. Nos. 177 and 179.

**IT IS SO ORDERED.**

Dated: May 14, 2013

  
**YVONNE GONZALEZ ROGERS**  
**UNITED STATES DISTRICT COURT JUDGE**