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3 UNITED STATES DISTRICT COURT  
4 IN AND FOR THE NORTHERN DISTRICT OF CALIFORNIA

5 **CHRISTOPHER CORCORAN, ET AL.,** )

6 Plaintiffs, )

7 v. )

8 **CVS HEALTH, ET AL.,** )

9 Defendants. )

Case No. 15-cv-3504 YGR

**ORDER DIRECTING FURTHER SUBMISSION  
IN SUPPORT OF ADMINISTRATIVE MOTION  
TO SEAL**

**Dkt. Nos. 281, 286, 300, 314**

10 Defendants have filed Administrative Motions to File Under Seal at Docket Numbers  
11 281, 286, 300, and 314.

12 The motions do not comply with the requirements of Civil Local Rule 79-5 and/or this  
13 Court's Standing Order In Civil Cases, paragraph 11, with respect to portions related to  
14 plaintiffs' personal information as follows:

15 \_\_\_\_\_ seeks to remove a document from the record without making a motion to file under seal  
16 an unredacted version of the document;

17 \_\_\_\_\_ does not include a declaration establishing that the documents sought to be filed under  
18 seal, or portions thereof, are sealable under the standard appropriate to the underlying  
19 motion. Reference to a stipulation or protective order that allows a party to designate  
20 certain documents as confidential is not sufficient to establish that documents, or portions  
21 thereof, are sealable. *See* Civ. L. R. 79-5(d)(1)(A); *Pintos v. Pac. Creditors Ass'n*, 565  
22 F.3d 1106, 1115-16 (9th Cir. 2009); *Kamakana v. City & County of Honolulu*, 447 F.3d  
23 1172, 1178 (9th Cir.2006).

24 \_\_\_\_\_ does not include proposed order that is narrowly tailored to seal only the sealable  
25 material, and which lists in table format each document or portion thereof that is sought  
26 to be sealed. *See* Civ. L. R. 79-5(d)(1)(B).

27 \_\_\_\_\_ does not include a proposed order that conforms to this Court's Standing Order in Civil  
28 Cases, paragraph 11 (as set forth in Appendix A to this Order).

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\_\_\_\_\_ does not include redacted version of the document that is sought to be filed under seal or indicate that the submitting party is seeking to file the entire document under seal. *See* Civ. L. R. 79-5(d)(1)(C).

\_\_\_\_\_ does not include an unredacted version of the document sought to be filed under seal which indicates, by highlighting or other clear method, the portions of the document that have been omitted from the redacted version. *See* Civ. L. R. 79-5(d)(1)(D).



no timely declaration from the Designating Party establishing that all of the designated material is sealable, with regards to Docket Numbers 300 and 314. *See* Civ. L. R. 79-5(e)(1) (declaration must be provided within four (4) days of filing of the motion).

\_\_\_\_\_ supporting declarations submitted by Designating Party do not clearly indicate whether they support the motion to seal in whole or in part, with regards to Docket Numbers 170, 205, 208. *See* Standing Order in Civil Cases, paragraph 11.




do not include an *updated* proposed order reflecting only those portions for which a declaration establishing a basis for sealing has been submitted after the time has passed for the Designating Party to file its declaration under Civ. L. R. 79-5(e)(1) that conforms with this Court’s Standing Order in Civil Cases, paragraph 11, with regards to Docket Numbers 281, 286, 300, and 314.

**ORDER**

Plaintiffs are directed to file supplemental documents to cure the defects identified above no later than **Wednesday, July 12, 2017**. Failure to do so may result in an automatic denial of the Motion to Seal.

**IT IS SO ORDERED.**

Dated: July 7, 2017

  
YVONNE GONZALEZ ROGERS  
UNITED STATES DISTRICT COURT JUDGE

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**APPENDIX A**

The Court’s Standing Order In Civil Cases, Paragraph 11, provides:

**11. Motions to Seal (Civ. L. R. 79-5).** For documents submitted in connection with administrative motions to seal, parties shall provide chambers copies of the **unredacted** documents with proposed redacted material highlighted, as required Civil Local Rule 79-5(d)(1)(D), *only*. Do not submit chambers copies of the **redacted** versions of documents sought to be sealed. Chambers courtesy copies of the unredacted documents must display the ECF header at the top of each page.

When a designating party files a declaration in support of another party’s motion to seal, as required by Civil Local Rule 79-5(e)(1), the designating party must indicate whether they join the administrative motion to seal in whole or in part. If the designating party narrows the submitting party’s sealing request(s), the designating party must specify the requests they concede should not be granted, and submit both: (1) an unredacted version of the document highlighting the narrowed proposed redacted material, and (2) a proposed order consistent with the narrowed request(s).

Proposed orders on administrative motions to seal must conform to the following format:

<b>Document or Portion of Document Sought to be Sealed</b>	<b>Evidence Offered in Support of Sealing</b>	<b>Order</b>
Motion at page 2, lines 10–11	Jones Declaration ¶ 1	
Motion at page 5, lines 4–17	Jones Declaration ¶ 2	