//

28

1 J. Edward Kerley (175695) Dylan L. Schaffer (153612) 2 Kerley Schaffer LLP 1939 Harrison Street, #900 3 Oakland, California 94612 Telephone: (510) 379-5801 4 Attorneys for Plaintiffs 5 6 7 UNITED STATES DISTRICT COURT 8 FOR THE NORTHERN DISTRICT OF CALIFORNIA 9 10 E VERRICK WISE an individual, NOEL Case No. 4:23-cv-00163-HSG RUSSELL, an individual, 11 ORDER (AS MODIFIED) GRANTING Plaintiffs, PLAINTIFFS' ADMINISTRATIVE 12 MOTION v. 13 STATE FARM GENERAL INSURANCE 14 Dkt. No. 48 **COMPANY**, an Illinois corporation, and DOES 1 through 10, 15 Defendants. 16 17 On January 9, 2024, Plaintiffs E Verrick Wise and Noel Russell ("Plaintiffs") filed an 18 Administrative Motion to Consider Whether Another Party's Material Should Be Sealed, 19 accompanied by the supporting declaration of Christopher Carlin. Dkt. No. 48. The 20 administrative motion moves to seal Exhibit R and Exhibit X to Plaintiff's Motion for Partial 21 Summary Judgment, Dkt. No. 47 – two internal State Farm training and resource documents that 22 together total ten pages in length. On February 2, 2024, as directed by the Court, Defendant 23 State Farm filed a statement articulating the various justifications for maintaining Exhibits R and 24 X under seal. Dkt. No. 58. That same day, the parties stipulated to dismiss the case in its 25 entirety. Dkt. No. 59. This result mooted Plaintiffs' Partial Summary Judgment motion before 26 the Court ruled on it or had occasion to consider the exhibits at issue. 27

1	
2	
3	
4	
5	
6	
7	
8	
9	
10	
11	
12	
13	
14	
15	
16	
17	
18	
19	
20	
21	
22	
23	
24	
25	
26	
27	

28

The Court, having read and considered Plaintiffs' Administrative Motion and the supporting declaration, Dkt. No. 48, and the statement filed by Defendant State Farm Gen. Ins. Co. and the supporting declaration, Dkt. No. 58, hereby rules on Plaintiffs' Administrative Motion, Dkt. No. 48, as follows:

Portion

Sought to be

Sealed

Document

6	Docket No. Public/(Sealed)
7	Dkt. No. 47-1/ (Dkt. No. 48-3)
8	(DKI: NO: 46-3)
9	
10	
11	Dkt. No. 47-1/ (Dkt. No. 48-3)
12	

Dkt. No. 47-1/	Plaintiffs'	Exhibit R	Contain confidential	Finding good cause,
(Dkt. No. 48-3)	Evidence in	(Dkt. No. 47-1	materials that could	the Court
	Support of	at 361)	injure Defendant's	GRANTS the
	Motion for	,	competitive advantage	request to seal these
	Summary		and cannot be protected	documents in this
	Judgment		through more narrowly	now-closed case.
			tailored means. Dkt.	Kamakana v. City
Dkt. No. 47-1/	Plaintiffs'	Exhibit X	No. 58.	& Cty. of Honolulu,
(Dkt. No. 48-3)	Evidence in	(Dkt. No. 47-1		447 F.3d 1172,
	Support of	at 522)		1178 (9th Cir.
	Motion for	,		2006)
	Summary			
	Judgment			

IT IS SO ORDERED.

DATED: February 6, 2024

United States District Judge

Basis to Seal Exhibits

Ruling