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10 Attorneys for DIGITAL ENVOY, INC.

11 UNITED STATES DISTRICT COURT
 12 NORTHERN DISTRICT OF CALIFORNIA
 13 SAN JOSE DIVISION

14 DIGITAL ENVOY, INC.,
 15 Plaintiff/Counter defendant,
 16 v.
 17 GOOGLE, INC.,
 18 Defendant/Counterclaimant.
 19
 20

Case No. C 04 01497 RS

**DIGITAL ENVOY'S ADMINISTRATIVE
 MOTION FOR AN ORDER FOR LEAVE
 TO FILE DOCUMENTS UNDER SEAL IN
 CONNECTION WITH ITS OPPOSITION
 TO GOOGLE'S MOTION FOR PARTIAL
 SUMMARY JUDGMENT**

21 Pursuant to Local Rule 79-5(d), plaintiff Digital Envoy, Inc. ("Digital Envoy") files this
 22 request for an order for leave to file under seal Exhibits A, B, C, D, E, G, H, J, K, L, M, N, O, P
 23 and R, attached to the Declaration of Timothy H. Kratz In Support Of Digital Envoy's Opposition
 24 to Google, Inc.'s Motion for Partial Summary Judgment, and the portions of the Opposition brief
 25 which reference these Exhibits.

26 Digital Envoy respectfully requests that Exhibits A, B, C, D, E, G, H, J, K, L, M, N, O, P
 27 and R be filed under seal. These Exhibits have been designated Confidential by Defendant
 28 Google, Inc. ("Google") pursuant to the Stipulation and Protective Order Regarding

1 Confidentiality filed August 23, 2004 in this matter. See *Exhibit A*, attached to *Declaration of*
2 *Brian R. Blackman In Support Of Plaintiff's Request For Leave to File Under Seal*, ¶ 3
3 ("Blackman Decl.").

4 For the foregoing reasons, Digital Envoy respectfully requests that the Court grant this
5 request and order DIGITAL ENVOY, INC.'S MEMORANDUM IN OPPOSITION TO
6 GOOGLE, INC.'S MOTION FOR PARTIAL SUMMARY JUDGMENT and the
7 DECLARATION OF TIMOTHY H. KRATZ IN SUPPORT OF DIGITAL ENVOY'S
8 OPPOSITION TO GOOGLE'S MOTION FOR PARTIAL SUMMARY JUDGMENT with its
9 attached exhibits be filed under seal to protect information Google has designated as Confidential.

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11 DATED: March 9, 2005

12 SHEPPARD, MULLIN, RICHTER & HAMPTON LLP

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14 By _____ /s/ Brian Blackman
15 P. CRAIG CARDON
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