Digital Envoy Inc.,					Doc. 356	
	Case 5:04-cv-01497-RS	Document 356	Filed 10/31/2005	Page 1 of 2		
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11	UNITED STATES DISTRICT COURT					
12	NORTHERN DISTRICT OF CALIFORNIA					
13	SAN JOSE DIVISION					
14	DIGITAL ENVOY, INC.,		Case No. C 04 0149	7 RS		
15	Plaintiff/Coun	ter defendant,		'S MISCELLANEOU		
16	v.		UNDER SEAL, PU	E REQUEST TO FI RSUANT TO LOCA		
17	GOOGLE, INC.,		RULES 7-11 AND 79-5, THE DECLARATION OF ROBERT J.			
18	Defendant/Con	unterclaimant.	WADDELL AND I POINTS AND AUT	DIGITAL ENVOY'S THORITIES IN		
19			SUPPORT OF ITS MOTION TO COMPEL FURTHER RESPONSES TO			
			DIGITAL ENVOY			
20			PRODUCTION OI	F DOCUMENTS, AN		
21			30(b)(6) DEPOSIT	ION NOTICES		
22				cember 5, 2005 00 a.m.		
23			Courtroom: 4, 5	th Floor		
24			The Honorable Ric	hard Seeborg		
25						
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		-1				
	W02-SF:5BA1\61474283.1 DIGITAL ENVOY'S ADMIN. REQUEST TO FILE DOCUMENT UNDER SEAL.					
				Dockets	Justia.com	

1	Plaintiff Digital Envoy, Inc. ("Digital Envoy") requests that the Court permit it to file					
2	under seal the Declaration of Robert J. Waddell, Jr., and its Points and Authorities in support of its					
3	Motion to Compel Further Responses to Digital Envoy's Interrogatories, Requests for Production					
4	of Documents, and 30(b)(6) Deposition Notices.					
5	Defendant Google, Inc. ("Google") has identified portions of the exhibits to the Waddell					
6	Declaration as "Highly Confidential—Attorney's Eyes Only" pursuant to the Stipulation and					
7	Protective Order Regarding Confidentiality filed August 23, 2004 in this matter. Further, Digital					
8	Envoy has referenced the content of those exhibits in its Points and Authorities.					
9	Without concurring in Google's view, in light of its designation, Digital Envoy requests an					
10	order permitting it to file under seal, The Declaration of Robert J. Waddell and its Points and					
11	Authorities in support of its Motion to Compel Further Responses to Digital Envoy's					
12	Interrogatories, Requests for Production of Documents, and 30(b)(6) Deposition Notices.					
13						
14	DATED: October 31, 2005					
15	SHEPPARD, MULLIN, RICHTER & HAMPTON LLP					
16						
17	By <u>/s/ Brian Blackman</u> P. CRAIG CARDON					
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	DIGITAL ENVOLS ADMIN. REQUEST TO THE DOCUMENT UNDER SEAL.					