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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION

CLRB HANSON INDUSTRIES, LLC d/b/a
 INDUSTRIAL PRINTING, and HOWARD
 STERN, on behalf of themselves and all others
 similarly situated,

 Plaintiffs,

 v.

 GOOGLE INC.,

 Defendant.

CASE NO. C 05-03649 JW

James Ware
**[PROPOSED] ORDER GRANTING
 GOOGLE INC.'S ADMINISTRATIVE
 MOTION FOR LEAVE TO FILE
 UNDER SEAL ITS REPLY IN
 SUPPORT OF ITS MOTION FOR
 PARTIAL SUMMARY JUDGMENT ON
 PLAINTIFFS' "120% RULE" AND
 "PARTIAL MONTH" CLAIMS**

Date: December 1, 2008
 Time: 9:00 a.m.
 Place: Courtroom 8
 Judge: Honorable James Ware

1 Defendant Google Inc.'s ("Google's") Administrative Motion for Leave to File Under
2 Seal Documents in Connection with Its Reply in Support of Its Motion for Partial Summary
3 Judgment on Plaintiffs' "120% Rule" and "Partial Month" Claims (the "Motion") was heard
4 before this Court on December 1, 2008 at 9:00 a.m. Upon consideration of this Motion and the
5 supporting Declaration of Farschad Farzan filed therewith, the Court finds there is good cause to
6 grant Google's request to file the following documents and information under seal:

7 **Google Inc.'s Reply in Support of Its Motion for Partial Summary Judgment**
8 **on Plaintiffs' "120% Rule" and "Partial Month" Claims, and**

9 **Exhibits 6 and 7 to the Declaration of Farschad Farzan in Support of Google**
10 **Inc.'s Reply in Support of Its Motion for Partial Summary Judgment on**
11 **Plaintiffs' "120% Rule" and "Partial Month" Claims.**


12 GOOD CAUSE having been shown, the Court finds that:

- 13 (1) The parties possess overriding confidentiality interests that overcome the right of
14 public access to the record in the above-mentioned document;
- 15 (2) The parties' overriding confidentiality interests support sealing the record;
- 16 (3) A substantial probability exists that the parties' overriding confidentiality interests
17 will be prejudiced if the record is not sealed;
- 18 (4) The proposed sealing is narrowly tailored; and
- 19 (5) No less restrictive means exist to achieve this overriding interest.

20 IT IS THEREFORE ORDERED that Google's Motion is GRANTED.

21 IT IS SO ORDERED.

22 DATED: November 18, 2008

23 
24 _____
25 The Honorable James Ware
26 United States District Judge

27 41063-0023/LEGAL14928817.1