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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

[PROPOSED] REVISED ORDER
GRANTING PLAINTIFFS'
ADMINISTRATIVE MOTION UNDER
LOCAL RULE 79-5(d) FOR LEAVE TO
FILE UNDER SEAL PORTIONS OF
DOCUMENTS DUE TO
CONFIDENTIAL DESIGNATIONS BY
DEFENDANT GOOGLE, INC.

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

1 Plaintiffs' Administrative Motion Under Local Rule 79-5(d) for Leave to File Under Seal
2 Portions of Documents Due to Confidential Designations by Defendant Google, Inc. (the
3 "Motion") was filed on November 10, 2008. Upon consideration of the Motion and the
4 Declaration of David T. Biderman filed in support thereof, the Court finds there is good cause to
5 grant the request to file the following document and information under seal:

6 **Plaintiffs' Opposition to Google Inc.'s Motion for Partial Summary**
7 **Judgment, and**

8 **Exhibit 1 to the Declaration of Rachel S. Black in Support of Plaintiffs'**
9 **Opposition to Google, Inc.'s Motion for Partial Summary Judgment.**

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

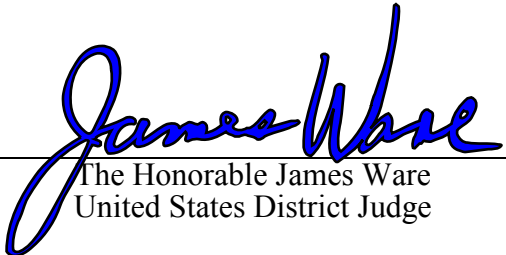
- 11 (1) The parties possess overriding confidentiality interests that overcome the right of
12 public access to the record in the above-mentioned documents;
- 13 (2) The parties' overriding confidentiality interests support sealing the record;
- 14 (3) A substantial probability exists that the parties'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

18 IT IS THEREFORE ORDERED that Plaintiffs' Motion is GRANTED.

19 This ORDER is to supersede the November 13, 2008 ORDER granting Plaintiffs'
20 Administrative Motion Under Local Rule 79-5(d) For Leave To File Under Seal Portions of
21 Documents Due To Confidential Designations By Defendant Google, Inc. (Docket No. 258).

22 IT IS SO ORDERED.

23
24 DATED: November 25, 2008


The Honorable James Ware
United States District Judge

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