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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

BOB LEWIS VOLKWAGEN,)
)
 Plaintiff,)
)
 v.)
)
 UNIVERSAL UNDERWRITERS)
 GROUP, ET AL.,)
)
 Defendants.)
 _____)

Case No.: C 06-07332 RMW (PVT)
**ORDER RE CONFIDENTIALITY
AGREEMENT AND STIPULATED
PROTECTIVE ORDER**

On September 17, 2008, the parties filed their confidentiality agreement and stipulated protective order governing the parties' respective disclosures of certain confidential material in the above-captioned action. Having reviewed the proposed stipulated protective order, the court finds the following deficiencies:

- (1) the stipulated protective order fails to reference that confidential material must qualify for protection under the standards developed under Rule 26(c);
- (2) the stipulated protective order fails to provide the appropriate procedures for requesting confidential materials be filed under seal pursuant to Civ. L.R. 79-5;
- (3) the court is not required to return sealed materials at the conclusion of the action;

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and

(4) the stipulated protective order may not be modified solely by agreement of the parties.

In addition, the parties are advised to review the model stipulated protective order on the court's website located at <www.cand.uscourts.gov>.

IT IS SO ORDERED.

Dated: *October 10, 2008*



PATRICIA V. TRUMBULL
United States Magistrate Judge

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