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| 4  |   | <b>E-FILED on</b> <u>6/3/10</u>               |  |
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| 8  | IN THE UNITED STATES DISTRICT COURT                                 |   |  |
| 9  | FOR THE NORTHERN DISTRICT OF CALIFORNIA                             |   |  |
| 10 | SAN JOSE DIVISION   |   |  |
| 11 |   |   |  |
| 12 | HALO ELECTRONICS, INC.,   | No. C-07-06222 RMW                            |  |
| 13 | Plaintiff,  |   |  |
| 14 | v.  | ORDER REGARDING MOTION TO SEAL                |  |
| 15 | BEL FUSE INC., ELEC & ELTEK (USA)<br>CORPORATION, WURTH ELECTRONICS | [D. D. L. (N. 220]                            |  |
| 16 | MIDCOM, INC., XFMRS, INC.,  | [Re Docket No. 220]                           |  |
| 17 | Defendants.   |   |  |
| 18 |   |   |  |
| 19 | A request to seal must establish that the do                        | cument, or portions thereof, is privileged or |  |
| 20 |   |   |  |

A request to seal must establish that the document, or portions thereof, is privileged or protectable as a trade secret or otherwise entitled to protection under the law. Civ. L. R. 79-5(a). The request must be narrowly tailored to seek sealing of only sealable material. *Id*.

Defendant E&E Magnetic Products Limited ("E&E Magnetic") moves to file under seal a portion of its reply brief for its motion to dismiss as well as Exhibit A to the reply. E&E Magnetic has represented that it seeks to file this material under seal because it has been designated "Confidential Attorneys' Eyes Only" by Eltec & Eltek (USA) Corporation ("E&E USA"). Having reviewed the material that E&E Magnetic seeks to file under seal, the court is unable to ascertain the reason why E&E USA believes the information is confidential. The court therefore requests that E&E USA submit within 5 days an identification of the portions of material that it feels is

| United States District Court<br>or the Northern District of California |
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| 1        | confidential                        | and an explanation for | why it is confidential. Absent a satisfactory explanation, the |  |
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| 2        | court will deny the motion to seal. |                        |  |  |
| 3        |                                     |                        |  |  |
| 4        |                                     |                        |  |  |
| 5        | DATED:                              | 6/3/10                 | Ronald M. Whyte  |  |
| 6        | DATED:                              | 0/3/10                 | RONALD M. WHYTE United States District Judge                   |  |
| 7        |                                     |                        | Office States District Judge                                   |  |
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| 18 |  |   |  |  |  |
| 19 | <b>Dated:</b> 6/3/10   | CCL   |  |  |  |
| 20 | Dated  | Chambers of Judge Whyte   |  |  |  |
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|    | ORDER REGARDING MOTION TO  | O SEAL—No. C-07-06222 RMW   |  |  |  |