Andrew P. Bridges (SBN: 122761)
Abridges@winston.com
David S. Bloch (SBN: 184530)
DBloch@winston.com
Matthew A. Scherb (SBN: 237461)
MScherb@winston.com
Nicholas W. Short (SBN: 253922)
nshort@winston.com
WINSTON & STRAWN LLP
101 California Street, 39th Floor
San Francisco, CA 94111-5802
Telephone: (415) 591-1000
Facsimile: (415) 591-1400

Attorneys for Plaintiffs
INTERSERVE, INC., dba TECHCRUNCH
and CRUNCHPAD, INC.

Winston & Strawn LLP
101 California Street
San Francisco, CA 94111-5894

**UNITED STATES DISTRICT COURT**

**NORTHERN DISTRICT OF CALIFORNIA**

| | |
|---|---|
| **INTERSERVE, INC., dba TECHCRUNCH, a Delaware corporation, and CRUNCHPAD, INC., a Delaware corporation,**<br><br>Plaintiffs,<br><br>vs.<br><br>**FUSION GARAGE PTE. LTD., a Singapore company,**<br><br>Defendant. | **Case No. CV-09-5812 RS (PVT)**<br><br>**ADMINISTRATIVE MOTION TO SEAL (PLAINTIFFS' NOTICE OF MOTION AND MOTION TO COMPEL DE-DESIGNATION OF DOCUMENTS; AND DECLARATION OF NICHOLAS SHORT IN SUPPORT)** |

Pursuant to Local Civil Rules 7-11 and 79-5, Plaintiffs make this administrative motion to lodge and file under seal portions of the Memorandum of Points and Authorities contained in *Plaintiff's Notice of Motion and Motion to Compel De-Designation of Documents* (the "Proposed Memorandum"), as well as Exhibits A and B to the *Declaration of Nicholas Short In Support of Plaintiff's Motion to Compel De-Designation of Documents* ("Proposed Declaration").

Exhibits A and B to he Proposed Declaration consist of documents which Defendant has produced in discovery and which Defendant has designated as "CONFIDENTIAL" or "HIGHLY CONFIDENTIAL – ATTORNEYS' EYES ONLY" under the Stipulated Protective Order entered in this case on March 11, 2010. The Proposed Memorandum mentions and discusses information contained in those same documents, and Plaintiff has redacted those portions in the copy of the Proposed Memorandum filed in the public record.

Paragraph 10 of the Protective Order states, "Without written permission from the Designating Party or a court order secured after appropriate notice to all interested persons, a Party may not file in the public record in this action any Protected Material. A Party that seeks to file under seal any Protected Material must comply with Civil Local Rule 79-5." Paragraph 2.8 of the Protective Order defines Protected Material as, "any Disclosure or Discovery Material that is designated as 'CONFIDENTIAL' or as 'HIGHLY CONFIDENTIAL – ATTORNEYS' EYES ONLY.'"

Plaintiffs are obligated to file Exhibits A and B of the Proposed Declaration and an un-redacted copy of the Proposed Memorandum under seal given the protective order. Plaintiffs, however, do not believe it is proper for the Court to seal these materials, as argued in Plaintiff's Motion to Compel De-Designation of Documents.

Respectfully submitted,

Dated: May 13, 2010

WINSTON & STRAWN LLP

By: */s/ Nicholas Short*
Andrew P. Bridges
David S. Bloch
Matthew A. Scherb
Attorneys for Plaintiffs

Winston & Strawn LLP
101 California Street
San Francisco, CA 94111-5894