

1 Andrew P. Bridges (SBN: 122761)  
 2 [ABridges@winston.com](mailto:ABridges@winston.com)  
 3 David S. Bloch (SBN: 184530)  
 4 [DBloch@winston.com](mailto:DBloch@winston.com)  
 5 Matthew A. Scherb (SBN: 237461)  
 6 [MScherb@winston.com](mailto:MScherb@winston.com)  
 7 WINSTON & STRAWN LLP  
 8 101 California Street, 39th Floor  
 9 San Francisco, CA 94111-5802  
 10 Telephone: (415) 591-1000  
 11 Facsimile: (415) 591-1400

12 Attorneys for Plaintiffs  
 13 INTERSERVE, INC., dba TECHCRUNCH  
 14 and CRUNCHPAD, INC.

15 UNITED STATES DISTRICT COURT  
 16 NORTHERN DISTRICT OF CALIFORNIA

17 Winston & Strawn LLP  
 18 101 California Street  
 19 San Francisco, CA 94111-5894

20 **INTERSERVE, INC., dba TECHCRUNCH, )**  
 21 **a Delaware corporation, and CRUNCHPAD, )**  
 22 **INC., a Delaware corporation, )**

**Case No. CV-09-5812 RS (PVT)**

23 Plaintiffs, )

**ADMINISTRATIVE MOTION TO SEAL )**  
**(MOTION TO DISMISS OPPOSITION)**

24 vs. )

25 **FUSION GARAGE PTE. LTD., a Singapore )**  
 26 **company, )**

27 Defendant. )

1 Pursuant to Local Civil Rules 7-11, 7-12, and 79-5, Plaintiffs make this administrative  
2 motion to file under seal certain portions of their papers in opposition to Defendant’s motion to  
3 dismiss.

4 These papers contain and discuss highly-sensitive business information about Plaintiffs,  
5 namely a brief excerpt from the deposition testimony of Plaintiffs’ Michael Arrington, and also  
6 contain and discuss certain documents that Defendant has produced in discovery, all of which have  
7 been designated as “CONFIDENTIAL” or “HIGHLY CONFIDENTIAL – ATTORNEYS’ EYES  
8 ONLY” under the Stipulated Protective Order entered in this case on March 11, 2010 (the  
9 “Confidential Materials”).

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

17 The portion of Plaintiffs’ opposition papers that contain references to the Confidential  
18 Materials should be filed under seal pending further Court order.

19 Defendant stipulates to filing its documents under seal but opposes filing Plaintiffs’  
20 deposition excerpt under seal. A stipulation and declarations are filed herewith.

21 Respectfully submitted,

22 Dated: April 26, 2010

WINSTON & STRAWN LLP

23 By: /s/  
24 Andrew P. Bridges  
25 David S. Bloch  
26 Matthew A. Scherb

Attorneys for Plaintiffs