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11 Attorneys for Plaintiff
 FACEBOOK, INC.

13 **UNITED STATES DISTRICT COURT**
 14 **NORTHERN DISTRICT OF CALIFORNIA**
 15 **SAN JOSE DIVISION**

17 FACEBOOK, INC., a Delaware
 corporation,
 18
 Plaintiff,

19 v.

20 JEREMI FISHER; PHILIP POREMBSKI;
 21 RYAN SHIMEALL; and JOHN DOES 1-
 22 25, individuals; and CHOKO SYSTEMS
 23 LLC; HARM, INC.; PP WEB SERVICES
 LLC, iMEDIA ONLINE SERVICES LLC,
 and JOHN DOES 26-50, corporations,

24 Defendants.
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Case No. C 09-05842 JF

**[PROPOSED] ORDER GRANTING
 MOTION FOR ADMINISTRATIVE
 RELIEF TO FILE UNDER SEAL THE
 SECOND DECLARATION OF JOSEPH P.
 CUTLER IN SUPPORT OF PLAINTIFF'S
 MOTION FOR TEMPORARY
 RESTRAINING ORDER**

26 Upon Consideration of Plaintiff Facebook, Inc.'s ("Facebook") Motion for Administrative
 27 Relief to File Under Seal the Second Declaration of Joseph P. Cutler in Support of Plaintiff's
 28

1 Motion for Temporary Restraining Order, the authorities provided therein, and the supporting
2 Declaration of Joseph P. Cutler, the Court finds there to be good cause for granting Facebook's
3 request to file under seal the document lodged in connection with Plaintiff's Motion for
4 Temporary Restraining Order.

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

6 The parties possess overriding confidentiality interests that overcome the right of public
7 access to the Second Declaration of Joseph P. Cutler in Support of Plaintiff's Motion for
8 Temporary Restraining Order.

9 IT IS THEREFORE ORDERED that Facebook's Motion for Administrative Relief to File
10 Under Seal the Second Declaration of Joseph P. Cutler in Support of Plaintiff's Motion for
11 Temporary Restraining Order is GRANTED.

12 IT IS FURTHER ORDERED that the Clerk of the Court shall *file under seal* the
13 unredacted documents referenced above, keeping those documents from public inspection in
14 accordance with the procedure set forth in LR 79-5(f).

15 IT IS FURTHER ORDERED that no party to this action shall publish (by electronic
16 means or otherwise) or directly or indirectly disclose or cause to be disclosed to the public, or to
17 any person or entity that is not a party to this action or counsel to a party to this action, the
18 unredacted documents, or any portion thereof that is redacted in the redacted documents, without
19 an order from this Court granting permission to do so.

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Dated: 1/4/10 _____



The Honorable Jeremy Fogel
United States District Judge

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DATED: December 17, 2009

PERKINS COIE LLP

By: /s/ Brian Hennessy

Brian Hennessy

Attorneys for Plaintiff Facebook, Inc.