

1 Michael W. Sobol (State Bar No. 194857)
 msobol@lchb.com
 2 David T. Rudolph (State Bar No. 233457)
 drudolph@lchb.com
 3 Melissa Gardner (State Bar No. 289096)
 mgardner@lchb.com
 4 LIEFF CABRASER HEIMANN & BERNSTEIN, LLP
 275 Battery Street, 29th Floor
 5 San Francisco, CA 94111-3339
 Telephone: 415.956.1000
 6 Facsimile: 415.956.1008

7 Hank Bates (State Bar No. 167688)
 hbates@cbplaw.com
 8 Allen Carney
 acarney@cbplaw.com
 9 David Slade
 dslade@cbplaw.com
 10 CARNEY BATES & PULLIAM, PLLC
 11311 Arcade Drive
 11 Little Rock, AR 72212
 Telephone: 501.312.8500
 12 Facsimile: 501.312.8505

13 *Attorneys for Plaintiffs and the Proposed Class*

14 UNITED STATES DISTRICT COURT
 15 NORTHERN DISTRICT OF CALIFORNIA
 16 OAKLAND DIVISION

18 MATTHEW CAMPBELL and MICHAEL
 19 HURLEY, on behalf of themselves and all
 others similarly situated,

20 Plaintiff,

21 v.

22 FACEBOOK, INC.,

23 Defendant.

Case No. C 13-05996 PJH (MEJ)

**DECLARATION OF MELISSA GARDNER
 IN SUPPORT OF PLAINTIFFS'
 ADMINISTRATIVE MOTION TO FILE
 UNDER SEAL RE PLAINTIFFS'
 RESPONSE TO DECLARATION OF
 DALE HARRISON**

Judge: Honorable Maria-Elena James

1 I, Melissa Gardner, declare:

2 1. I am an attorney in the law firm of Lief, Cabraser, Heimann & Bernstein, LLP, a
3 member of the State Bar of California, and am admitted to practice before the United States
4 District Court for the Northern District of California. I am one of the counsel for Plaintiffs in this
5 action. I make this declaration based on my own personal knowledge. If called upon to testify, I
6 could and would testify competently to the truth of the matters stated herein.

7 2. I submit this Declaration in Support of Plaintiffs' Administrative Motion to File
8 Under Seal, submitted in connection with Plaintiffs' Response to Declaration of Dale Harrison on
9 Behalf of Defendant Facebook, Inc. ("Response").

10 3. Attached hereto as **Exhibit A** is a true and correct copy of the unredacted version
11 of the Response. Highlighted text in Exhibit A is text that Plaintiffs propose to redact on the
12 grounds that such text contains information that Defendant (the designating party) has designated
13 HIGHLY CONFIDENTIAL – ATTORNEYS' EYES ONLY.

14 4. Attached hereto as **Exhibit B** is a true and correct copy of the redacted version of
15 the Response. Redacted text in Exhibit B is text that Plaintiffs propose to redact on the grounds
16 that such text reflects information that Defendant (the designating party) has designated HIGHLY
17 CONFIDENTIAL – ATTORNEYS' EYES ONLY.

18 5. Attached hereto as **Exhibit C** is Exhibit 1 to the Response, a true and correct copy
19 of the document bearing Bates stamps FB000005827-FB000005879, which was produced by
20 Defendant in discovery and designated by Defendant as HIGHLY CONFIDENTIAL –
21 ATTORNEYS' EYES ONLY pursuant to the Amended Stipulated Protective Order entered by
22 the Court on July 1, 2015 (Dkt. No 93).

23 6. Attached hereto as **Exhibit D** is Exhibit 2 to the Response, a true and correct copy
24 of the document bearing Bates stamps FB000005502-FB000005527, which was produced by
25 Defendant in discovery and designated by Defendant as HIGHLY CONFIDENTIAL –
26 ATTORNEYS' EYES ONLY pursuant to the Amended Stipulated Protective Order entered by
27 the Court on July 1, 2015 (Dkt. No 93).

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1 7. Plaintiffs take no position on whether the text of the Response designated for
2 redaction satisfies the requirements for sealing. Plaintiffs specifically reserve the right to
3 challenge any “HIGHLY CONFIDENTIAL – ATTORNEYS’ EYES ONLY” designation under
4 the Stipulated Protective Order as well as the sealability of these documents under Civil Local
5 Rule 79-5.

6 8. Except insofar as these documents contain personally identifiable information,
7 Plaintiffs take no position on whether Exhibits C and D hereto (Exhibits 1 and 2, respectively, to
8 the Response) satisfy the requirements for sealing, and Plaintiffs specifically reserve the right to
9 challenge any “HIGHLY CONFIDENTIAL – ATTORNEYS’ EYES ONLY” designation under
10 the Stipulated Protective Order as well as the sealability of these documents under Civil Local
11 Rule 79-5.

12 I declare under penalty of perjury under the laws of the United States that the foregoing is
13 true and correct.

14 Executed this 8th day of October, 2015, in San Francisco, California.

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16 LIEFF CABRASER HEIMANN & BERNSTEIN, LLP

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18 By: /s/Melissa Gardner
 Melissa Gardner

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