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15 UNITED STATES DISTRICT COURT
16 NORTHERN DISTRICT OF CALIFORNIA

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

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Plaintiffs,

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v.

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FACEBOOK, INC.,

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Defendant.

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Case No. C 13-05996 PJH (SK)

**PLAINTIFFS' ADMINISTRATIVE
MOTION TO FILE UNDER SEAL RE
MOTIONS TO COMPEL DISCOVERY**

Judge: Honorable Phyllis Hamilton

1 Pursuant to Civil Local Rule 7-11 and 79-5(c) and (d), and in compliance with the
2 Amended Stipulated Protective Order entered in this action (Dkt. 93), Plaintiffs respectfully
3 request an order from the Court authorizing the filing of certain information under seal.
4 Specifically, Plaintiffs seek an order to seal portions of (1) Plaintiffs' Motion to Compel
5 Production of Source Code, (2) Plaintiffs' Motion to Compel Production of Configuration Tables;
6 (3) Plaintiffs' Motion to Compel Production of Documents; (4) the August 1, 2016 Declaration of
7 Dr. Jennifer Golbeck in support of Plaintiffs' Motion to Compel Production of Configuration
8 Tables, and (5) Exhibits 1 and 11 to the Declaration of David T. Rudolph in Support of Plaintiffs'
9 Motions to Compel Discovery ("Rudolph Decl."). In addition, Plaintiffs request that Rudolph
10 Decl. Exhibits 5, 7-10, and 12 be sealed in their entirety.

11 The documents for which Plaintiffs seek a sealing order are attached to the Declaration of
12 Melissa Gardner submitted in support of this Motion, with yellow highlighting to indicate where
13 redactions are proposed, as follows:

14 Exhibit A: Motion to Compel Production of Source Code (highlighted)

15 Exhibit B: Motion to Compel Production of Source Code (redacted)

16 Exhibit C: Motion to Compel Production of Configuration Tables (highlighted)

17 Exhibit D: Motion to Compel Production of Configuration Tables (redacted)

18 Exhibit E: Motion to Compel Production of Documents (highlighted)

19 Exhibit F: Motion to Compel Production of Documents (redacted)

20 Exhibit G: August 1, 2016 Golbeck Declaration (highlighted)

21 Exhibit H: August 1, 2016 Golbeck Declaration (redacted)

22 Exhibit I: Rudolph Decl. Exhibit 1 (highlighted)

23 Exhibit J: Rudolph Decl. Exhibit 1 (redacted)

24 Exhibit K: Rudolph Decl. Exhibit 11 (highlighted)

25 Exhibit L: Rudolph Decl. Exhibit 11 (redacted)

26 Exhibit M: Rudolph Decl. Exhibit 5

27 Exhibit N: Rudolph Decl. Exhibit 7

28 Exhibit O: Rudolph Decl. Exhibit 8

1 Exhibit P: Rudolph Decl. Exhibit 9

2 Exhibit Q: Rudolph Decl. Exhibit 10

3 Exhibit R: Rudolph Decl. Exhibit 12

4 As described in the Gardner Declaration, Plaintiffs seek an order to seal these documents,
5 or designated portions thereof, on the grounds that the documents contain information that
6 Defendant has designated “HIGHLY CONFIDENTIAL” or “HIGHLY CONFIDENTIAL –
7 ATTORNEYS’ EYES ONLY.”

8 As the party seeking protection in the context of non-dispositive motion practice,
9 Defendant “bears the burden of showing specific prejudice or harm will result if no protective
10 order is granted.” *Real Action Paintball, Inc. v. Advanced Tactical Ordnance Sys., LLC*, No. 14-
11 2435, 2015 WL 1534049, at *2 (N.D. Cal. Apr. 2, 2015). Plaintiffs take no position on whether
12 the text or documents designated herein satisfy the requirements for sealing, and specifically
13 reserve the right to challenge any “HIGHLY CONFIDENTIAL” or “HIGHLY CONFIDENTIAL
14 – ATTORNEYS’ EYES ONLY” designation by Defendant.

15 Pursuant to this Court’s Standing Order for Cases Involving Confidential Documents, ¶ 3,
16 Defendant must show good cause for sealing the documents upon which it has placed a
17 confidentiality designation by submitting a declaration within seven days after the lodging of the
18 designated documents. *See also* Civil Local Rule 79-5(e).

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20 Dated: August 2, 2016

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By: /s/ Melissa Gardner

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Melissa Gardner

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