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8 UNITED STATES DISTRICT COURT
9 SOUTHERN DISTRICT OF CALIFORNIA
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11 NATURAL THOUGHTS, INC.,
12 Plaintiff,
13 v.
14 PERFORMANCE TOUCH, LLC; THE
15 HYGENIC CORPORATION;
16 PERFORMANCE HEALTH HOLDINGS
17 CORPORATION; and DOES 2-10,
18 Defendants.

Case No.: 17cv2148-BEN-LL

**ORDER GRANTING IN PART AND
DENYING IN PART DEFENDANTS'
RENEWED MOTION TO SEAL**

[ECF No. 96]

19 Currently before the Court is Defendants' "Renewed Motion to File Certain
20 Documents and/or Portions of Documents Under Seal." See ECF No. 96. Good cause
21 appearing, the Court **GRANTS** Defendants' Renewed Motion to file the following
22 documents under seal:

- 23 1. The unredacted version of Plaintiff's Motion to Compel [ECF No. 65] and
24 Exhibits 9, 10, 11, and 12 in support.
- 25 2. The unredacted version of Defendant's Opposition [ECF No. 71] and the
26 unredacted versions of Exhibits A and B in support. The Court further
27 **GRANTS** Defendants' request to substitute the redacted versions of Exhibits
28 A and D [ECF No. 96-2 and 96-3] for the currently filed Exhibits A and D

1 [ECF No. 71-2 and 71-5].

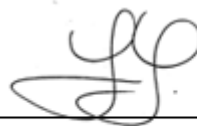
2 3. The unredacted version of Plaintiff's Reply [ECF No. 76].

3 The Court **DENIES** Defendants' request to file Exhibit 13 of Plaintiff's Reply under
4 seal. Specifically, Defendants requests Exhibit 13 be filed under seal because it is an
5 "internal email communication between Defendants' employees, sent during the time of
6 their employment[.]" ECF No. 96 at 8. Upon the Court's review however, Exhibit 13
7 contains Defendant's Responses and Objections to Plaintiff's First Set of Requests for
8 Production of Documents and has already been publicly filed.

9 It appears this portion of Defendants' Renewed Motion is mistakenly referencing
10 Exhibits 9-13 of Plaintiff's Ex Parte Application to Modify the Scheduling Order. See ECF
11 Nos. 79, 80. Instead, the Court notes the Parties' previous Motion to Seal [ECF No. 77]
12 requested that Exhibit 15 (rather than Exhibit 13) be filed under seal because it contained
13 "a link to documents that Defendants have designated as "CONFIDENTIAL" and
14 "HIGHLY CONFIDENTIAL – ATTORNEYS' EYES ONLY." ECF No. 77 at 3. Per
15 Defendants' representations however, such links have been (or at least can be) "disabled"
16 so that this exhibit can "be publicly filed without harming or prejudicing Defendants." See
17 ECF No. 96 at 8.

18 **IT IS SO ORDERED.**

19
20 Dated: June 12, 2019



Honorable Linda Lopez
United States Magistrate Judge