

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

Case No. 05-80387-CIV (Ryskamp/Vitunac)

STEVEN A. SILVERS, an individual,

Plaintiff,

v.

GOOGLE INC., a Delaware corporation,

Defendant.

\_\_\_\_\_  
GOOGLE INC., a Delaware corporation,

Counterclaimant,

v.

STEVEN A. SILVERS, an individual; STELOR PRODUCTIONS, INC., a Delaware corporation; STELOR PRODUCTIONS, LLC, a business entity of unknown form; and STEVEN ESRIG, an individual,

Counter-Defendants.  
\_\_\_\_\_

FILED BY [Signature]  
2006 OCT 16 PM 1:37  
CLERK U.S. DISTRICT COURT  
S.D. OF FLA.-FT. L.

**DEFENDANT/COUNTERCLAIMANT GOOGLE INC.'S  
MOTION FOR LEAVE TO FILE DOCUMENTS UNDER SEAL**

PLEASE TAKE NOTICE that Defendant/Counterclaimant GOOGLE INC. ("Google"), by its undersigned counsel, pursuant to Local Rule 5.4, shall move this Court for the entry of an Order sealing certain documents being file by Google based upon the following grounds:

- 1. GOOGLE is filing the following documents with the Court today:
  - a. Google's Motion for Summary Judgment of Trademark Invalidity;

b. Google's Statement of Undisputed Facts in Support of Google's Motion for Summary Judgment of Trademark Invalidity;

c. Declaration of Johanna Calabria in Support of Google's Motion for Summary Judgment of Trademark Invalidity;

d. Google's Motion for Summary Judgment as to Monetary Relief;

e. Google's Statement of Undisputed Facts in Support of Google's Motion for Summary Judgment as to Monetary Relief;

f. Declaration of Ramsay M. Al-Salam in Support of Google's Motion for Summary Judgment as to Monetary Relief (all filings together, hereinafter referred to as "Google's filings").

2. Google's filings contain specific references and information that are confidential in nature as agreed to by the Parties in accordance with the Stipulated Protective Order, approved by this Court on September 15, 2006 [D.E. #116].

3. Based upon the foregoing, and in accordance with the Stipulated Protective Order, Google respectfully requests that the following documents be filed under seal:

a. Google's Motion for Summary Judgment of Trademark Invalidity;

b. Google's Statement of Undisputed Facts in Support of Google's Motion for Summary Judgment of Trademark Invalidity;

c. Exhibit Nos. 16 and 17 to Declaration of Johanna Calabria in Support of Google's Motion for Summary Judgment of Trademark Invalidity;

d. Google's Motion for Summary Judgment as to Monetary Relief;

e. Google's Statement of Undisputed Facts in Support of Google's Motion for Summary Judgment as to Monetary Relief; and

f. Exhibit Nos. 2 and 7 to Declaration of Ramsay M. Al-Salam in Support of Google's Motion for Summary Judgment as to Monetary Relief.<sup>1</sup>

WHEREFORE, Defendant/Counterclaimant GOOGLE INC. respectfully requests that this Court enter an Order sealing GOOGLE INC.'s filings, together with such other and further relief as this Court may deem just and proper.

DATED: October 16, 2006.  
Fort Lauderdale, FL

Respectfully submitted,

By: 

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<sup>1</sup> Redacted versions of Google's filings are being provided to the Clerk's Office simultaneously herewith in accordance with the Stipulated Protective Order.

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Google Inc.

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by mail this 16<sup>th</sup> day of October, 2006 upon the addressee(s) listed on the attached schedule.

  
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Samantha Tesser Haimo