

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF VIRGINIA  
NORFOLK DIVISION

I/P ENGINE, INC.

Plaintiff,

v.

AOL, INC., *et al.*,

Defendants.

Civil Action No. 2:11-cv-512

**MOTION TO SEAL PORTIONS OF DEFENDANTS' BRIEF IN OPPOSITION TO  
PLAINTIFF'S MOTION FOR DISCOVERY SANCTIONS AND VARIOUS EXHIBITS  
TO THE DECLARATION OF EMILY O'BRIEN IN SUPPORT THEREOF**

Pursuant to Local Rule 5 and the Agreed Protective Order entered by the Court [Dkt. No. 85], Defendants, Google Inc., IAC Search & Media, Inc., Gannett Co., Inc. and Target Corporation ("Defendants"), respectfully move this Court for entry of the attached Order permitting Defendants leave to file under seal (1) Portions of Defendants' Brief in Opposition To Plaintiff's Motion For Discovery Sanctions ("Defendants' Opposition Brief") and (2) Exhibits M and N to the Declaration of Emily O'Brien in Support thereof ("Certain Exhibits to the O'Brien Declaration"). Grounds and authorities for this Motion are set forth in Defendant's Memorandum in Support of Motion to Seal. In compliance with Local Rule 5, Defendant attaches a Proposed Order as **Exhibit 1** and is filing separately a Public Notice of Defendants' Motion to Seal. Defendant requests that the Court retain sealed materials until forty-five (45) days after a final order is entered and requests that, unless the case is appealed, any sealed materials be returned to counsel for the filing parties.

DATED: August 17, 2012

/s/ Stephen E. Noona

Stephen E. Noona  
Virginia State Bar No. 25367  
KAUFMAN & CANOLES, P.C.  
150 West Main Street, Suite 2100  
Norfolk, VA 23510  
Telephone: (757) 624.3000  
Facsimile: (757) 624.3169  
senoona@kaufcan.com

David Bilsker  
David A. Perlson  
QUINN EMANUEL URQUHART &  
SULLIVAN, LLP  
50 California Street, 22nd Floor  
San Francisco, California 94111  
Telephone: (415) 875-6600  
Facsimile: (415) 875-6700  
davidbilsker@quinnemanuel.com  
davidperlson@quinnemanuel.com

*Counsel for Defendants GOOGLE INC., IAC SEARCH  
& MEDIA, INC., TARGET CORP., AND GANNETT  
CO., INC.*

**CERTIFICATE OF SERVICE**

I hereby certify that on August 17, 2012, I will electronically file the foregoing with the Clerk of Court using the CM/ECF system, which will send a notification of such filing (NEF) to the following:

Jeffrey K. Sherwood  
Kenneth W. Brothers  
DICKSTEIN SHAPIRO LLP  
1825 Eye Street NW  
Washington, DC 20006

Telephone: (202) 420-2200  
Facsimile: (202) 420-2201  
sherwoodj@dicksteinshapiro.com  
brothersk@dicksteinshapiro.com

Donald C. Schultz  
W. Ryan Snow  
Steven Stancliff  
CRENSHAW, WARE & MARTIN, P.L.C.  
150 West Main Street, Suite 1500  
Norfolk, VA 23510  
Telephone: (757) 623-3000  
Facsimile: (757) 623-5735  
dschultz@cwm-law.com  
wrsnow@cwm-law.com  
sstancliff@cwm-law.com

*Counsel for Plaintiff, I/P Engine, Inc.*

Stephen E. Noona  
Virginia State Bar No. 25367  
KAUFMAN & CANOLES, P.C.  
150 West Main Street, Suite 2100  
Norfolk, VA 23510  
Telephone: (757) 624-3000  
Facsimile: (757) 624-3169  
senoona@kaufcan.com

*Counsel for Google Inc.,  
Target Corporation,  
IAC Search & Media, Inc., AOL Inc. and  
Gannet Co., Inc.*

Robert L. Burns  
FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, LLP  
Two Freedom Square  
11955 Freedom Drive  
Reston, VA 20190  
Telephone: (571) 203-2700  
Facsimile: (202) 408-4400

Courtney S. Alexander  
FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, LLP  
3500 SunTrust Plaza

303 Peachtree Street, NE  
Atlanta, GA 94111  
Telephone: (404) 653-6400  
Facsimile: (415) 653-6444  
*Counsel for Defendant AOL Inc.*

*/s/ Stephen E. Noona*  
Stephen E. Noona  
Virginia State Bar No. 25367  
KAUFMAN & CANOLES, P.C.  
150 West Main Street, Suite 2100  
Norfolk, VA 23510  
Telephone: (757) 624.3000  
Facsimile: (757) 624.3169  
senoona@kaufcan.com

11872267\_1.DOC