

FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

Mar 19, 2020

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

KEVIN HODGE, individually and on  
behalf of all others similarly situated  
and JOSE VAZQUEZ, individually  
and on behalf of all others similarly  
situated,

Plaintiffs,

v.

GAYLOR ELECTRIC INC., an Indiana  
corporation,

Defendant.

No. 2:19-cv-00133-SMJ

**ORDER INCORPORATING  
STIPULATED PROTECTIVE  
ORDER AND GRANTING  
PLAINTIFF’S MOTION TO SEAL**

Before the Court, without oral argument, are the parties’ Stipulated Protective Order and Clawback Order, ECF No. 19, and Plaintiffs’ Motion to File “Confidential” Document Under Seal or In Open Court, ECF No. 14. Having reviewed the filings and the record, the Court is fully informed.

The parties jointly move the Court to enter a Protective Order, the terms of which are provided in the parties’ motion, to govern discovery of confidential materials in this matter. ECF No. 19 at 1–12. Having reviewed the terms of the proposed agreement, the Court is satisfied that it is reasonable. Thus, pursuant to

1 Federal Rule of Civil Procedure 26(c) and the stipulation of the parties, the parties'  
2 Proposed Stipulated Protective Order, ECF No. 19, is **ACKNOWLEDGED**,  
3 **APPROVED**, and **INCORPORATED** in this Order by reference.

4 Plaintiffs, consistent with the provisions of the Protective Order now  
5 incorporated in this matter, move to file a document, which appears at ECF No. 16,  
6 under seal in support of their motion to file an amended complaint. ECF No. 14.  
7 The Court finds Plaintiff's motion to file an amended Complaint is non-dispositive  
8 and that Defendant has made a particularized showing of good cause to maintain  
9 the secrecy of the record. *See In re Midland Nat. Life Ins. Co. Annuity Sales*  
10 *Practices Litig.*, 686 F.3d 1115, 1119 (9th Cir. 2012). Specifically, the Court finds  
11 disclosure of the record, which contains non-public information concerning  
12 Defendant's business relationship with a third party, could result in competitive  
13 harm to Defendant's business. The Court thus grants the motion and directs the  
14 record be filed under seal.

15 Accordingly, **IT IS HEREBY ORDERED:**

16 1. The parties' Stipulated Protective Order and Clawback Order, **ECF**  
17 **No. 19**, is **GRANTED**.

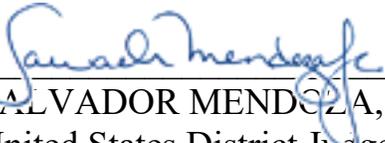
18 2. Plaintiff's Motion to File "Confidential" Document Under Seal or In  
19 Open Court, **ECF No. 14**, is **GRANTED**.

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1           A.     The Clerk’s Office is directed to **SEAL** the relevant document,  
2                               which appears at **ECF No. 16**.

3           **IT IS SO ORDERED.** The Clerk’s Office is directed to enter this Order and  
4 provide copies to all counsel.

5           **DATED** this 19th day of March 2020.

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7                               \_\_\_\_\_  
8                               SALVADOR MENDOZA, JR.  
9                               United States District Judge