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THE HONORABLE RICARDO S. MARTINEZ

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

GINA KIM, on behalf of a class consisting  
of herself and all other persons similarly  
situated,

Plaintiffs, and as to Ms.  
Kim, counterclaim  
defendant,

v.

COACH, INC., a Maryland corporation,  
and COACH SERVICES, INC., a  
Maryland corporation,

Defendants, and, as to  
Coach, Inc., counterclaim  
plaintiff.

NO. 2:11-cv-00214-RSM

**DEFENDANTS’ REPLY IN SUPPORT  
OF MOTION TO SEAL MOTION TO  
STRIKE CLASS ALLEGATIONS AND  
DECLARATIONS OF JOHN  
MACALUSO AND NANCY AXILROD**

**NOTE ON MOTION CALENDAR:  
APRIL 22, 2011**

Defendants Coach, Inc. and Coach Services, Inc. (collectively, “Defendants”) hereby submit their reply in support of their motion to seal (Dkt. No. 40). Plaintiff has not filed an opposition to Defendants’ motion to seal. Defendants have been working with plaintiff’s counsel on proposed redactions of Defendants’ Motion to Strike Class Allegations (the “Motion to Strike”), of the Declaration of John Macaluso in Support of Defendants’ Motion to Strike (the “Macaluso Declaration”), and of the Declaration of Nancy Axilrod in Support of Defendants’ Motion to Strike (the “Axilrod Declaration”). As soon as possible, Defendants will file redacted versions of the Motion to Strike and Macaluso and Axilrod Declarations, which documents will be accessible to the public.

REPLY IN SUPPORT OF DEFENDANTS’  
MOTION TO SEAL MOTION TO STRIKE CLASS  
ALLEGATIONS AND DECLARATIONS – 1  
NO. 2:11-cv-00214-RSM

DLA Piper LLP (US)  
701 Fifth Avenue, Suite 7000  
Seattle, WA 98104-7044 • Tel: 206.839.4800

1 Proposed redactions will be strictly limited to portions of the Motion to Strike and  
2 Macaluso and Axilrod Declarations that contain highly confidential business information  
3 concerning how Defendants identify counterfeit products, the public disclosure of which would  
4 enable counterfeiters to evade detection and which would harm Defendants' business. *See*  
5 *Omax Corp. v. Flow Intern. Corp.*, No. C04-2334RSL, 2007 WL 3232540, \*1 (W.D. Wash.,  
6 Oct. 31, 2007) (sealing certain documents relating to businesses' "long-term strategic plans,  
7 proprietary software, control methodology and cutting models, and/or customer and competitor  
8 research," where "disclosure . . . would put [parties] at a competitive disadvantage"). For these  
9 reasons and for reasons set forth in Defendants' opening brief, the Court should grant the  
10 motion and permit Defendants to file the Motion to Strike and Macaluso and Axilrod  
11 Declarations under seal.

12 Dated this 22<sup>nd</sup> day of April, 2011.

13 DLA Piper LLP (US)

14 By: *s/ Stelman Keehnel*

15 \_\_\_\_\_  
16 Stelman Keehnel, WSBA No. 9309  
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Attorneys for defendant and counterclaim plaintiff  
Coach, Inc., and defendant Coach Services, Inc.

1 **CERTIFICATE OF SERVICE**

2 I hereby certify that on April 22, 2011, I electronically filed the foregoing with the  
3 Clerk of the Court using the CM/ECF system which will send notification of such filing to all  
4 counsel of record.

5 Dated this 22<sup>nd</sup> day of April, 2011.

6 */s/ Stelman Keehnel*  
7 \_\_\_\_\_  
8 Stelman Keehnel, WSBA No. 9309

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