

1  
2  
3  
4  
5  
6  
7 UNITED STATES DISTRICT COURT  
8 WESTERN DISTRICT OF WASHINGTON  
9 AT SEATTLE

10 FEDERAL TRADE COMMISSION, *et al.*,

11 Plaintiffs,

12 v.

13 AMAZON.COM, INC., a corporation,

14 Defendant.

Case No. 2:23-cv-01495-JHC

**STIPULATED MOTION AND  
ORDER TO SEAL PORTIONS OF  
THE PARTIES' LCR 37 JOINT  
SUBMISSION AND CERTAIN  
EXHIBITS**

15  
16 The parties, by and through their attorneys of record, respectfully request that the Court  
17 enter the proposed order set forth below, permanently sealing portions of the parties' LCR 37 Joint  
18 Submission, ECF Nos. 419 (redacted submission), 421 (sealed submission), and accompanying  
19 exhibits, ECF No. 422 (sealed exhibits).

20 In support of this request, the parties represent the following to the Court:

- 21 1. On February 20, 2025, this Court entered an Order Regarding Sealing Issues,  
22 ECF No. 418, permitting the parties to utilize a sealing procedure set forth in the  
23 Court's October 28, 2024 Order, ECF No. 320, for their LCR 37 Joint Submission filed  
24

1 on February 20, 2025, ECF No. 419. The October 28, 2024 Order provides a  
2 mechanism by which the parties may provisionally submit documents under seal  
3 followed by a later omnibus motion to seal.

4 2. On February 20, 2025, Amazon provisionally filed under seal portions of the LCR 37  
5 Joint Submission, ECF No. 419 (redacted submission), and five company business  
6 documents, ECF No. 422 (sealed Exhibits 3-7).

7 3. Pursuant to Local Civil Rule 5(g)(3)(A), undersigned counsel certify that they met and  
8 conferred to reach the agreement described in this Stipulated Motion. The following  
9 attorneys, among others, conferred by phone and email on February 27, 2025, March 3,  
10 2025, and March 4, 2025: Michael Baker and Shira Steinberg for the FTC; and Kristen  
11 DeWilde and Katherine Trefz for Amazon.

12 4. Amazon is filing a public version of the LCR 37 Joint Submission redacting only  
13 identifying names and titles of Amazon employees. This information reflects sensitive,  
14 identifying information in a non-dispositive motion. *See Benshoof v. Ferguson*, 2024  
15 WL 5074945, at \*1 (W.D. Wash. Dec. 10, 2024) (Chun, J.) (granting motion to seal  
16 personal address which was unrelated to the merits of the case); *Gnassi v. del Toro*,  
17 2022 WL 3867376, at \*3 (W.D. Wash. Aug. 30, 2022) (Chun, J.) (granting motion to  
18 seal third-party names to protect their privacy interests).

19 5. The five sealed exhibits accompanying the LCR 37 Joint Submission, ECF No. 422,  
20 consist of Amazon business documents produced in this litigation and designated under  
21 the February 13, 2024 Protective Order in this case, ECF No. 160, and contain  
22 confidential business information and sensitive, identifying information unnecessary to  
23 the Court's determination of the parties' LCR 37 Joint Submission.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24

6. The parties stipulate as follows, subject to Court approval, and jointly request that the Court enter the following Order approving this Stipulation:
- a. only the highlighted portions in the redacted LCR 37 Joint Submission reflecting identifying names and titles will remain sealed; and
  - b. the five Amazon company business documents attached as exhibits to the LCR 37 Joint Submission, ECF No. 422, will remain sealed.

1 Stipulated to and respectfully submitted this 6th day of March, 2025.

2  
3 **MORGAN, LEWIS & BOCKIUS LLP**

4 By: s/ Molly A. Terwilliger  
5 Patty A. Eakes, WSBA #18888  
6 Molly A. Terwilliger, WSBA #28449  
7 1301 Second Avenue, Suite 3000  
Seattle, WA 98101  
Phone: (206) 274-6400  
Email: patty.eakes@morganlewis.com  
molly.terwilliger@morganlewis.com

8 **WILLIAMS & CONNOLLY LLP**

9 Heidi K. Hubbard (*pro hac vice*)  
10 John E. Schmidlein (*pro hac vice*)  
11 Kevin M. Hodges (*pro hac vice*)  
Jonathan B. Pitt (*pro hac vice*)  
12 Carl R. Metz (*pro hac vice*)  
Carol J. Pruski (*pro hac vice*)  
Katherine Trefz (*pro hac vice*)  
680 Maine Avenue SW  
13 Washington, DC 20024  
Phone: (202) 434-5000  
14 Email: hhubbard@wc.com  
khodges@wc.com  
15 jpitt@wc.com  
cmetz@wc.com  
16 cpruski@wc.com  
ktrefz@wc.com

17 **COVINGTON & BURLING LLP**

18 Thomas O. Barnett (*pro hac vice*)  
19 Katherine Mitchell-Tombras (*pro hac vice*)  
One CityCenter  
20 850 Tenth Street, NW  
Washington, DC 20001-4956  
21 Phone: (202) 662-5407  
Email: tbarnett@cov.com  
22 kmitchelltombras@cov.com

23 *Attorneys for Defendant Amazon.com, Inc.*

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24

*s/ Edward H. Takashima*  
SUSAN A. MUSSER (DC Bar # 1531486)  
EDWARD H. TAKASHIMA (DC Bar # 1001641)  
MICHAEL BAKER (DC Bar # 1044327)  
Federal Trade Commission  
600 Pennsylvania Avenue, NW  
Washington, DC 20580  
Tel.: (202) 326-2122 (Musser)  
(202) 326-2464 (Takashima)  
Email: smusser@ftc.gov  
etakashima@ftc.gov  
mbaker1@ftc.gov

*Attorneys for Plaintiff Federal Trade Commission*

1 s/ Michael Jo

2 Michael Jo (admitted *pro hac vice*)  
3 Assistant Attorney General, Antitrust Bureau  
4 New York State Office of the Attorney  
5 General  
6 28 Liberty Street  
7 New York, NY 10005  
8 Telephone: (212) 416-6537  
9 Email: Michael.Jo@ag.ny.gov  
10 *Counsel for Plaintiff State of New York*

7 s/ Victoria Field

8 Victoria Field (admitted *pro hac vice*)  
9 Assistant Attorney General  
10 Office of the Attorney General of  
11 Connecticut  
12 165 Capitol Avenue  
13 Hartford, CT 06016  
14 Telephone: (860) 808-5030  
15 Email: Victoria.Field@ct.gov  
16 *Counsel for Plaintiff State of Connecticut*

12 s/ Alexandra C. Sosnowski

13 Alexandra C. Sosnowski (admitted *pro hac*  
14 *vice*)  
15 Assistant Attorney General  
16 Consumer Protection and Antitrust Bureau  
17 New Hampshire Department of Justice  
18 Office of the Attorney General  
19 One Granite Place South  
20 Concord, NH 03301  
21 Telephone: (603) 271-2678  
22 Email: Alexandra.c.sosnowski@doj.nh.gov  
23 *Counsel for Plaintiff State of New Hampshire*

19 s/ Robert J. Carlson

20 Robert J. Carlson (admitted *pro hac vice*)  
21 Assistant Attorney General  
22 Consumer Protection Unit  
23 Office of the Oklahoma Attorney General  
24 15 West 6th Street, Suite 1000  
Tulsa, OK 74119  
Telephone: (918) 581-2885  
Email: robert.carlson@oag.ok.gov  
*Counsel for Plaintiff State of Oklahoma*

s/ Timothy D. Smith

Timothy D. Smith, WSBA No. 44583  
Attorney-in-Charge  
Antitrust, False Claims, & Privacy Section  
Oregon Department of Justice  
100 SW Market St  
Portland, OR 97201  
Telephone: (503) 934-4400  
Email: tim.smith@doj.state.or.us  
*Counsel for Plaintiff State of Oregon*

s/ Jennifer A. Thomson

Jennifer A. Thomson (admitted *pro hac vice*)  
Senior Deputy Attorney General  
Pennsylvania Office of Attorney General  
Strawberry Square, 14th Floor  
Harrisburg, PA 17120  
Telephone: (717) 787-4530  
Email: jthomson@attorneygeneral.gov  
*Counsel for Plaintiff Commonwealth of*  
*Pennsylvania*

s/ Michael A. Undorf

Michael A. Undorf (admitted *pro hac vice*)  
Deputy Attorney General  
Delaware Department of Justice  
820 N. French St., 5th Floor  
Wilmington, DE 19801  
Telephone: (302) 683-8816  
Email: michael.undorf@delaware.gov  
*Counsel for Plaintiff State of Delaware*

s/ Christina M. Moylan

Christina M. Moylan (admitted *pro hac vice*)  
Assistant Attorney General  
Chief, Consumer Protection Division  
Office of the Maine Attorney General  
6 State House Station  
Augusta, ME 04333-0006  
Telephone: (207) 626-8800  
Email: christina.moylan@maine.gov  
*Counsel for Plaintiff State of Maine*

1 s/ Schonette Walker  
Schonette Walker (admitted *pro hac vice*)  
2 Assistant Attorney General  
Chief, Antitrust Division  
3 Office of the Maryland Attorney General  
200 St. Paul Place  
4 Baltimore, MD 21202  
Telephone: (410) 576-6473  
5 Email: swalker@oag.state.md.us  
*Counsel for Plaintiff State of Maryland*

6 s/ Katherine W. Krems  
7 Katherine W. Krems (admitted *pro hac vice*)  
Assistant Attorney General, Antitrust  
8 Division  
Office of the Massachusetts Attorney  
9 General  
One Ashburton Place, 18th Floor  
10 Boston, MA 02108  
Telephone: (617) 963-2189  
11 Email: katherine.krems@mass.gov  
*Counsel for Plaintiff Commonwealth of*  
12 *Massachusetts*

13 s/ Scott A. Mertens  
Scott A. Mertens (admitted *pro hac vice*)  
14 Assistant Attorney General  
Michigan Department of Attorney General  
15 525 West Ottawa Street  
Lansing, MI 48933  
16 Telephone: (517) 335-7622  
Email: MertensS@michigan.gov  
17 *Counsel for Plaintiff State of Michigan*

18 s/ Zach Biesanz  
Zach Biesanz (admitted *pro hac vice*)  
19 Senior Enforcement Counsel  
Office of the Minnesota Attorney General  
20 445 Minnesota Street, Suite 1400  
Saint Paul, MN 55101  
21 Telephone: (651) 757-1257  
Email: zach.biesanz@ag.state.mn.us  
22 *Counsel for Plaintiff State of Minnesota*

s/ Lucas J. Tucker  
Lucas J. Tucker (admitted *pro hac vice*)  
Senior Deputy Attorney General  
Office of the Nevada Attorney General  
100 N. Carson St.  
Carson City, NV 89701  
Telephone: (775) 684-1100  
Email: LTucker@ag.nv.gov  
*Counsel for Plaintiff State of Nevada*

s/ Andrew Esoldi  
Andrew Esoldi (admitted *pro hac vice*)  
Deputy Attorney General  
New Jersey Office of the Attorney General  
124 Halsey Street, 5th Floor  
Newark, NJ 07101  
Telephone: (973) 648-7819  
Email: andrew.esoldi@law.njoag.gov  
*Counsel for Plaintiff State of New Jersey*

s/ Jeffrey Herrera  
Jeffrey Herrera (admitted *pro hac vice*)  
Assistant Attorney General  
New Mexico Office of the Attorney General  
408 Galisteo St.  
Santa Fe, NM 87501  
Telephone: (505) 490-4878  
Email: jherrera@nmag.gov  
*Counsel for Plaintiff State of New Mexico*

s/ Zulma Carrasquillo Almena  
Zulma Carrasquillo Almena (admitted *pro*  
*hac vice*)  
Puerto Rico Department of Justice  
P.O. Box 9020192  
San Juan, Puerto Rico 00902-0192  
Telephone: (787) 721-2900, Ext. 1211  
Email: zcarrasquillo@justicia.pr.gov  
*Counsel for Plaintiff Commonwealth of*  
*Puerto Rico*

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24

s/ Stephen N. Provazza  
Stephen N. Provazza (admitted *pro hac vice*)  
Special Assistant Attorney General  
Chief, Consumer and Economic Justice Unit  
Department of the Attorney General  
150 South Main Street  
Providence, RI 02903  
Telephone: (401) 274-4400  
Email: sprovazza@riag.ri.gov  
*Counsel for Plaintiff State of Rhode Island*

s/ Sarah L.J. Aceves  
Sarah L.J. Aceves (admitted *pro hac vice*)  
Assistant Attorney General  
Public Protection Division  
Vermont Attorney General's Office  
109 State Street  
Montpelier, VT 05609  
Telephone: (802) 828-3170  
Email: Sarah.Aceves@vermont.gov  
*Counsel for Plaintiff State of Vermont*

s/ Caitlin M. Madden  
Caitlin M. Madden (admitted *pro hac vice*)  
Assistant Attorney General  
Wisconsin Department of Justice  
Post Office Box 7857  
Madison, WI 53707-7857  
Telephone: (608) 267-1311  
Email: maddencm@doj.state.wi.us  
*Counsel for Plaintiff State of Wisconsin*

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24

**ORDER**

IT IS SO ORDERED.

DATED this 6th day of March, 2025.



JOHN H. CHUN  
UNITED STATES DISTRICT JUDGE