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UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF CALIFORNIA SAN FRANCISCO DIVISION

CAT BROOKS and RASHEED SHABAZZ, individually and on behalf of all others similarly situated,

Plaintiffs,

v.

THOMSON REUTERS CORPORATION,

Defendant.

Case No. 3:21-cv-01418-EMC-KAW

PLAINTIFFS' ADMINISTRATIVE MOTION TO CONSIDER WHETHER ANOTHER PARTY'S MATERIALS SHOULD BE SEALED

Hon. Edward M. Chen

Pursuant to Civil Local Rule 79-5(f) and the Stipulated Protective Order entered by the Court on December 17, 2021 (ECF No. 70), Plaintiffs request that the Court consider whether material designated as "CONFIDENTIAL" or "HIGHLY CONFIDENTIAL – ATTORNEYS' EYES ONLY" should be filed under seal. Specifically, Defendant has designated as "CONFIDENTIAL" or "HIGHLY CONFIDENTIAL – ATTORNEYS' EYES ONLY" the following exhibits to Andre M. Mura's Declaration in Support of Plaintiffs' Reply in Support of Plaintiffs' Motion for Class Certification:

Exhibit to Mura Declaration	Document	Provisionally Sealed Portion(s)	Evidence Offered in Support of Sealing
Ex. 1	Excerpts of Deposition of Eric Gerhard	Entire Document	Def. to provide evidence per Local Rule 79-5(f)

The following portions of Plaintiffs' Reply in Support of Plaintiffs' Motion for Class Certification ("Reply") quote from or otherwise refer to the above exhibits and so may also be potentially considered confidential by Defendant:

Provisionally Sealed Portion of Reply	Evidence Offered in Support of Sealing
Page 1, line 12 (between "CLEAR had" and "— which")	Def. to provide evidence per L.R. 79-5(f)
Page 1, line 12 (between "potentially" and "and")	Def. to provide evidence per L.R. 79-5(f)
Page 1, line 13 (between "and" and "information")	Def. to provide evidence per L.R. 79-5(f)
Page 1, line 13 (between "that" and end of sentence)	Def. to provide evidence per L.R. 79-5(f)

The following portions of Plaintiffs' Reply quote from or otherwise refer to expert reports or other documents that were submitted under seal and so may also be potentially considered confidential by Defendant:

Provisionally Sealed Portion of Reply	Evidence Offered in Support of Sealing
Page 10, lines 15-17 (entire sentence)	Def. to provide evidence per L.R. 79-5(f)
Page 10, lines 17-18 (between "benefits" and end of parenthetical)	Def. to provide evidence per L.R. 79-5(f)
Page 10, lines 18-19 (between "benefits as" and end of parenthetical)	Def. to provide evidence per L.R. 79-5(f)
Page 10, lines 19-20 (entire parenthetical)	Def. to provide evidence per L.R. 79-5(f)
Page 10, lines 21-22 (between "claiming" and end of parenthetical)	Def. to provide evidence per L.R. 79-5(f)

Page 10, lines 22-23 (entire parenthetical)	Def. to provide evidence per L.R. 79-5(f)
Page 10, lines 23-25 (between "benefits from" and end of parenthetical)	Def. to provide evidence per L.R. 79-5(f)
Page 10, lines 27-27.5 (between "suggests" and "based on")	Def. to provide evidence per L.R. 79-5(f)
Page 10, line 27.5 (between "based on" and "due to")	Def. to provide evidence per L.R. 79-5(f)
Page 10, line 27.5 (between "due to" and end of sentence)	Def. to provide evidence per L.R. 79-5(f)
Page 11, line 13 (between "keep" and "of dollars")	Def. to provide evidence per L.R. 79-5(f)

Pursuant to Local Rule 79-5(f)(3), Defendant, as the Designating Party, bears the responsibility to establish that its designated materials are sealable. Plaintiffs provisionally file these documents under seal to give Defendant an opportunity to specify any reasons for keeping the documents under seal pursuant to Local Rule 79-5(c).

DATED: March 9, 2023

Respectfully submitted,

/s/ Andre M. Mura
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