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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

OTO ANALYTICS, LLC,

Petitioner,

v.

BENWORTH CAPITAL PARTNERS
LLC,

Respondent.

Case No. 3:24-CV-03975-AMO

**JOINT ADMINISTRATIVE MOTION TO
FILE UNDER SEAL**

Hon. Araceli Martínez-Olguín

Pursuant to Civil Local Rule 79-5, Petitioner Oto Analytics, LLC (“Womply”) and Respondent Benworth Capital Partners, LLC (“Benworth”; together with Womply, the “Parties”), by and through counsel, respectfully submit this Joint Administrative Motion to File Under Seal in response to Benworth’s Administrative Motion to Consider Whether Another Party’s Material Should Be Sealed (the “Motion”; ECF No. 53).

WHEREAS, on September 6, 2024, Benworth filed the Motion with this Court;

WHEREAS, on September 9–10, 2024, counsel for Womply and counsel for Benworth met and conferred by email regarding materials to be sealed;

WHEREAS, Benworth agreed to re-file an exhibit to its Opposition to Motion to Confirm Arbitration Award and for Entry of Judgment (ECF No. 52) to exclude certain information not cited in its memorandum of law;

NOW, THEREFORE, THE PARTIES JOINTLY MOVE, pursuant to Civil Local Rule 79-5, that the following personally identifiable information should be redacted to avoid public disclosure.

Document title or description	Dkt. No. of redacted version	Dkt. No. of unredacted version	Dkt. No. of decl. in support of sealing	Party with burden to substantiate need to seal	Full or partial sealing sought	Brief statement of reason for sealing	Granted/Denied
Exhibit 12 to Declaration of Dwayne A. Robinson	54-2	53-11		Petitioner, Womply	Partial, portion of pages 2–4	Name and email address of non-party applicant	
Exhibit 14 to Declaration of Dwayne A. Robinson	54-3	53-12		Petitioner, Womply	Partial, portion of page 7	Personal email address of Arbitrator	

Courts recognize a limited “presumption in favor of access to court records,” which can be overcome by any “compelling reason.” *Ctr. for Auto Safety v. Chrysler Grp.*, 809 F.3d 1092, 1096–99 (9th Cir. 2016) (cleaned up; collecting cases). Courts are particularly sensitive to “privacy

interests,” and routinely permit “redacting documents to protect the privacy interests of innocent third parties.” *United States v. Business of Custer Battlefield Museum & Store*, 658 F.3d 1188, 1195 n.5 (9th Cir. 2011) (collecting cases). The parties seek highly targeted redactions of the name and email address of an individual non-party loan applicant and the personal email address of the Arbitrator. This information is not relevant to the merits of this action and its disclosure risks violating the privacy of non-parties to this action. *See, e.g., Splunk Inc. v. Cribl, Inc.*, 2024 WL 3912261, at *5 (N.D. Cal. Aug. 19, 2024) (holding that redaction of “personally identifying information unrelated to the merits is warranted for privacy”); *Am. Auto. Ass’n of N. Cal., Nev., & Utah v. General Motors LLC*, 2019 WL 1206748, at *2 (N.D. Cal. Mar. 14, 2019) (permitting redaction of personally identifiable information, “including names, addresses, phone numbers, and email addresses”).

WHEREFORE, the Parties respectfully submit this Administrative Motion pursuant to Civil Local Rule 79-5. Redacted versions of the documents listed above accompany this Administrative Motion.

Respectfully submitted,

Dated: September 10, 2024

By: /s/ Alexander L. Cheney

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*Counsel for Respondent Benworth Capital
Partners, LLC*

ATTESTATION

Pursuant to Local Rule 5-1(h)(3), the ECF filer attests that the other signatory listed, on whose behalf the filing is submitted, concurs in this filings content and has authorized this filing.

Dated: September 10, 2024

By: /s/ Alexander L. Cheney
Alexander L. Cheney