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13 *Class Counsel*

14 **UNITED STATES DISTRICT COURT**
15 **NORTHERN DISTRICT OF CALIFORNIA**

16 MICHAEL SHUMAN, *et al.*,

17
18 Plaintiffs,

19 v.

20 SQUARETRADE, INC.,

21
22 Defendant.

Case No. 3:20-CV-02725-JCS

**ADMINISTRATIVE MOTION TO FILE
UNDER SEAL**

1 Pursuant to Civil Local Rule 79-5, Plaintiffs respectfully submit this Administrative
2 Motion to File Under Seal portions of their Reply in Support of Their Motion for Final
3 Settlement Approval and Exhibit D to the Supplemental Declaration of Jennifer Keough
4 Regarding Notice Administration, filed in support of Plaintiffs' Reply.

5 The portions of the Reply and Exhibit D Plaintiffs seek to seal contain the home addresses,
6 emails, and phone numbers of absent class members. "[C]ompelling reasons exist to keep"
7 this type of "personal information confidential to protect an individual's privacy interest and
8 to prevent exposure to harm or identity theft." *Nursing Home Pension Fund v. Oracle Corp.*, No.
9 01-cv-00988, 2007 WL 3232267, at *2 (N.D. Cal. Nov. 1, 2007) (citing *Foltz v. State Farm Mut.*
10 *Auto. Ins. Co.*, 331 F.3d 1122, 1134 (9th Cir. 2003)). And since such information "has minimal
11 relevance to the underlying causes of action," courts in this district routinely find that it is
12 properly redacted, even under the high "compelling reasons" standard applicable to
13 documents filed with dispositive motions. *Stiner v. Brookdale Senior Living, Inc.*, No. 17-cv-
14 03962, 2022 WL 1180216, at *2 (N.D. Cal. Mar. 30, 2022); see *Snapkeys, Ltd. v. Google LLC*, No.
15 19-cv-02658, 2021 WL 1951250, at *3 (N.D. Cal. May 14, 2021) ("This Court has found
16 compelling reasons to seal personally identifiable information."); *Am. Automobile Ass'n of N.*
17 *Cal., Nev., & Utah v. Gen. Motors LLC*, No. 17-cv-03874, 2019 WL 1206748, at *2 (N.D. Cal. Mar.
18 14, 2019) (finding compelling reasons to seal personally identifiable information, "including
19 names, addresses, phone numbers, and email addresses"); *Benedict v. Hewlett-Packard Co.*, No.
20 13-cv-00119, 2014 WL 233827, at *3 (N.D. Cal. Jan. 21, 2014) (granting motion to seal personal
21 information, including a home address, phone number, and email address).

22 Here, the home addresses, phone numbers, and email addresses of absent class members
23 are not relevant to Plaintiffs' underlying causes of action or to the merits of Plaintiffs' pending
24 motion for final approval. Conversely, absent class members have a privacy interest in
25 protecting their information from exposure and protecting themselves from identity theft or
26 harm. This information is also easily redacted from Plaintiffs' Reply and Exhibit D.

1 Accordingly, Plaintiffs respectfully request that the Court grant this motion to seal absent
2 class members' home addresses, emails, and phone numbers contained in Plaintiffs' Reply in
3 Support of Their Motion for Final Settlement Approval and Exhibit D to the Supplemental
4 Declaration of Jennifer Keough Regarding Notice Administration.

5
6 Dated: February 10, 2023

/s/ David Stein

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15 **UNITED STATES DISTRICT COURT FOR THE**
16 **NORTHERN DISTRICT OF CALIFORNIA**

17 MICHAEL SHUMAN, *et al.*,

18
19 Plaintiffs,

20 v.

21 SQUARETRADE, INC.,

22
23 Defendant.
24

Case No. 3:20-cv-02725-JCS

**DECLARATION OF WILLIAM H.
ANDERSON IN SUPPORT OF PLAINTIFFS'
ADMINISTRATIVE MOTION TO FILE
UNDER SEAL**

1 I, William H. Anderson, declare as follows:

2 1. I am an attorney for Plaintiffs Michael Shuman, Tommy Gonzales and Kathleen
3 Abbott in this action. I am a licensed attorney authorized to practice in the State of Colorado,
4 the State of Pennsylvania, and the District of Columbia, and I have been admitted on a *pro hac*
5 *vice* basis to the Northern District of California for this matter. I have personal knowledge of
6 the facts stated below, and if called as a witness, I could and would competently testify to the
7 facts stated herein. I make this declaration in support of Plaintiffs' Administrative Motion to
8 File Under Seal.

9 2. The following excerpts from Plaintiffs' Reply in Support of Their Motion for
10 Final Approval contain personal identifiable information of absent class members, including
11 their home addresses, phone numbers, and email addresses.

Reply Page	Portions to be filed under seal
4	Address, telephone number, email address
5	Address, telephone number, email address
6	Address, telephone number, email address
7	Address, telephone number, email address
8	Address, telephone number, email address
9	Address, telephone number, email address
10	Address, telephone number, email address
11	Address, telephone number, email address
12	Address, telephone number

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24 3. The following excerpts from to the Exhibit D to the Supplemental Declaration of
25 Jennifer Keough Regarding Notice Administration, filed in support of Plaintiffs' Reply, also
26 contain personal identifiable information of absent class members, including their home
27 addresses, phone numbers, and email addresses.

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Exhibit D Page	Portions to be filed under seal
1	Address, telephone number, email address
2	Address, telephone number, email address
3	Address, telephone number, email address
4	Address, telephone number, email address
5	Address, telephone number, email address
6	Address, telephone number, email address
7	Address, telephone number, email address
8	Address, telephone number, email address
9	Address, telephone number

I declare under penalty of perjury that the foregoing statements are true and correct to the best of my knowledge and belief.

Executed this February 10, 2023, in Boulder, CO.

/s/William H. Anderson

William H. Anderson

ATTESTATION

1 I, David Stein, am the ECF user whose login and password authorized the filing of this
2 document. Under Civil L.R. 5-1(i)(3), I attest that for all conformed signatures indicated by an
3 “/s/” the signatory has concurred in the filing of this document.
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5 Dated: February 10, 2023

/s/ David Stein

6 David Stein
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**UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF CALIFORNIA**

MICHAEL SHUMAN, *et al.*,

Plaintiffs,

v.

SQUARETRADE, INC.,

Defendant.

Case No. 3:20-cv-02725-JCS

**[PROPOSED] ORDER GRANTING
MOTION TO SEAL**

1 Plaintiffs' Administrative Motion to File Under Seal portions of their Reply in Support
 2 of Final Settlement Approval and Exhibit D to the supporting Supplemental Declaration of
 3 Jennifer Keough Regarding Notice Administration, having been considered, and good cause
 4 appearing, is hereby GRANTED as stated below. The following portions of Plaintiffs' Reply
 5 and Exhibit D shall remain under seal because they contain absent class members' personal
 6 identifiable information:

Page & Portion of Reply Brief	Ruling
4 - Address, phone number, email	
5 - Address, phone number, email	
6 - Address, phone number, email	
7 - Address, phone number, email	
8 - Address, phone number, email	
9 - Address, phone number, email	
10 - Address, phone number, email	
11 - Address, phone number, email	
12 - Address, phone number	

Page & Portion of Exhibit D	Ruling
1 - Address, phone number, email	
2 - Address, phone number, email	
3 - Address, phone number, email	
4 - Address, phone number, email	
5 - Address, phone number, email	
6 - Address, phone number, email	
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9 - Address, phone number	
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7 Dated: February __, 2023

8 Hon. Joseph C. Spero
9 Chief Magistrate Judge
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