

DOUGLAS A. WINTHROP (Bar No. 183532)
Douglas.Winthrop@arnoldporter.com
JOSEPH FARRIS (Bar No. 263405)
Joseph.Farris@arnoldporter.com
JESSICA L. GILLOTTE (Bar No. 333517)
Jessica.Gillotte@arnoldporter.com
ESTAYVAINE BRAGG (Bar No. 341400)
Estayvaine.Bragg@arnoldporter.com
ARNOLD & PORTER KAYE SCHOLER LLP
Three Embarcadero Center, 10th Floor
San Francisco, CA 94111-4024
Telephone: (415) 471-3100
Facsimile: (415) 471-3400

MARK LEMLEY (Bar No. 155830)
mlemley@lex-lumina.com
LEX LUMINA LLP
700 S. Flower Street, Suite 1000
Los Angeles, CA 90017
Telephone: (213) 600-6063

Attorneys for Defendant ANTHROPIC PBC

ANGEL T. NAKAMURA (Bar No. 205396)
Angel.Nakamura@arnoldporter.com
OSCAR RAMALLO (Bar No. 241487)
Oscar.Ramallo@arnoldporter.com
ALLYSON MYERS (Bar No. 342038)
Ally.Myers@arnoldporter.com
ARNOLD & PORTER KAYE SCHOLER LLP

777 South Figueroa Street, 44th Floor
Los Angeles, CA 90017-5844
Telephone: (213) 243-4000
Facsimile: (213) 243-4199

JOSEPH R. WETZEL (Bar No. 238008)
joe.wetzel@lw.com
ANDREW M. GASS (Bar No. 259694)
andrew.gass@lw.com
LATHAM & WATKINS LLP
505 Montgomery Street, Suite 2000
San Francisco, CA 94111
Telephone: (415) 391-0600
Facsimile: (415) 395-8095

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

ANDREA BARTZ, ANDREA BARTZ, INC.,
CHARLES GRAEBER, KIRK WALLACE
JOHNSON, and MJ + KJ, INC., individually and on
behalf of others similarly situated,

Plaintiffs,

v.

ANTHROPIC PBC,

Defendant.

Case No. 3:24-CV-05417-WHA

**DEFENDANT ANTHROPIC PBC'S
ADMINISTRATIVE MOTION TO
CONSIDER WHETHER ANOTHER
PARTY'S MATERIAL SHOULD BE
SEALED**

Date: May 15, 2025

Time: 8:00 a.m.

Place: Courtroom 12, 19th Floor

Judge: Honorable William H. Alsup

1 Pursuant to Civil Local Rules 7-11 and 79-5(f), Defendant Anthropic PBC (“Anthropic”)
2 moves to maintain under seal Exhibits 1-3, which were designated under the Protective Order as
3 protected material by another party or non-party (the “Designating Party”). Anthropic also moves
4 to maintain under seal limited portions of Anthropic’s Notice of Motion and Motion for Summary
5 Judgment and Memorandum of Points and Authorities in Support, and supporting Declaration by
6 Steven R. Peterson, which cite to Exhibits 1–3, designated under the Protective Order as protected
7 material by the “Designating Party.”

8 Civil Local Rule 79-5(f) requires that a filing party “identify each document or portions
9 thereof for which sealing is sought.” Civil L.R. 79-5(f)(1). “Within 7 days of the motion’s filing,
10 the Designating Party must file a statement and/or declaration as described in subsection (c)(1).”
11 Civil L.R. 79-5(f)(3). Pursuant to these rules, Anthropic identifies portions of the documents listed
12 below, and filed concurrently herewith, that may contain information Plaintiffs designated
13 Confidential or Highly Confidential Attorneys’ Eyes Only under the terms of the Stipulated
14 Protective Order. Anthropic takes no position as to the confidentiality of the information that
15 Plaintiffs requested be filed under seal pursuant to the Protective Order. Rather, Anthropic
16 respectfully requests that this information be sealed provisionally.

ECF	Document	Portions to Seal (Page:Lines)	Reason
120-3	Exhibit 1 – Excerpts from the March 5, 2025 deposition transcript of Charles Graeber	Entire Document	Refers to material designated “Confidential” or “Highly Confidential – Attorneys’ Eyes Only” pursuant to the Revised Stipulated Protective Order (ECF No. 63)
120-4	Exhibit 2 – Excerpts from the March 7, 2025 deposition transcript of Andrea Bartz	Entire Document	Refers to material designated “Confidential” or “Highly Confidential – Attorneys’ Eyes Only” pursuant to the Revised Stipulated Protective Order (ECF No. 63)
120-5	Exhibit 3 – Excerpts from the March 6, 2025 deposition transcript of Kirk Johnson	Entire Document	Refers to material designated “Confidential” or “Highly Confidential – Attorneys’ Eyes Only” pursuant to the Revised Stipulated Protective Order (ECF No. 63)
119-8	Peterson Declaration ISO Motion for Summary Judgment	Blue highlighted ¹ portions at ¶¶ 50, 60, 63, 69, 72 and footnotes 51, 69, 72, 74, 78	Cites and quotes Exhibits 1-3, as described above.
119-9	Notice of Motion and Motion for Summary Judgment	Blue highlighted ² portions at 7:15-17, 7:19-20, 9:8-12, 9:14-17, 9:19-23, 16:17-18, 20:18-20, 21:16-18, 21:20-21	Cites and quotes Exhibits 1-3, as described above.

1 For the foregoing reasons, Anthropic respectfully requests that this Court grant this
2 administrative motion.

3
4 Dated: March 27, 2025

Respectfully submitted,

5 **ARNOLD & PORTER KAYE SCHOLER LLP**

6
7 By: /s/ Douglas A. Winthrop
DOUGLAS A. WINTHROP

8 *Attorneys for Defendant*
9 ANTHROPIC PBC

10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25 ¹ This document also includes proposed redactions in yellow highlight as it is the subject of a
26 concurrently filed Motion to Seal regarding Anthropic's nonpublic, highly confidential
information.

27 ² This document also includes proposed redactions in yellow highlight as it is the subject of a
28 concurrently filed Motion to Seal regarding Anthropic's nonpublic, highly confidential
information.

CERTIFICATE OF SERVICE

I, Douglas A. Winthrop, am the ECF user whose identification and password are being used to file the foregoing **DEFENDANT ANTHROPIC PBC's ADMINISTRATIVE MOTION TO CONSIDER WHETHER ANOTHER PARTY'S MATERIAL SHOULD BE SEALED.**

Dated: March 27, 2025

/s/ Douglas A. Winthrop