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**UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION**

ANDREA BARTZ, ANDREA BARTZ, INC.,)	Case No.: 3:24-cv-05417-WHA
CHARLES GRAEBER, KIRK WALLACE)	
JOHNSON, and MJ + KJ, INC., individually)	ADMINISTRATIVE MOTION TO FILE
and on behalf of others similarly situated,)	UNDER SEAL
Plaintiffs,)	
v.)	
ANTHROPIC PBC,)	
Defendant.)	

Pursuant to the Court’s September 8, 2025 Order (Dkt. 371), Question 22 of the Court’s “Further Questions for Preliminary Approval Hearing on September 25,” Dkt. 383, and Civil Local Rules 7-11 and 79-5, Class Representatives Andrea Bartz, Inc., Charles Graeber, and MJ + KJ, Inc. (“Plaintiffs”) respectfully move to file the Corrected Class List and Corrected Works List under seal. These documents are attached as Exhibits 1 and 2 to the Plaintiffs’ Notice of Filing Corrected Works List and Class List filed on September 23, 2025. Prior to filing this Motion, Plaintiffs conferred with Defendant Anthropic PBC, who does not oppose. For the reasons set forth below, Plaintiffs respectfully request that the Court permit these documents to be maintained under seal.

I. FACTUAL BACKGROUND

On September 15, 2025, Plaintiffs inadvertently filed an incorrect version of the Class List with the Court. Specifically, the version of the Class List did not mirror the works contained on the Works List filed that same day.

On September 16, 2015, the Court posed additional questions to the parties in advance of the preliminary approval hearing on September 25, 2025. Dkt. 383. Question 22 inquired about certain inconsistencies between the Works List and Class List. *See id.* ¶ 22. In the course of investigating the Court’s question, Plaintiffs discovered that the September 15, 2025 Class List inadvertently failed to accurately reflect the list of works on the Works List. Additionally, Class Counsel identified approximately 2,300 works which met the criteria for inclusion but which were not included on the original Works List and a handful of corrections to works previously included on the Works List.

Plaintiffs thus seek to file a Corrected Works List, as well as a Corrected Class List reflecting the works present on the Corrected Works List.

A. Works List and Class List

As set forth in the Class Action Settlement Agreement, the Corrected Works List contains the complete set of Books that satisfy the Class definition, including their the title, author(s), publisher, an ISBN and/or ASIN, and United States copyright registration number. *See* Dkt. 363-3 at § 1.37. The Corrected Works List contains 482,460 works and additionally includes the “Education” column specified in the Plan of Allocation filed on September 22, 2025. *See* Dkt. 401-1 at § 4.a.

The Corrected Class List, in turn, contains “available contact information (including name, last

known e-mail address, and last known mailing addresses) of each person or entity identified on the Works List.” Dkt. 363-3 at § 4.2.

B. Obtaining the Confidential Information in the Corrected Class List and Treatment of the Lists in the Settlement Agreement

Class Counsel compiled the Corrected Class List information from non-public sources, including through third-party subpoenas to the Authors Guild and Authors Registry, who designated their responses as confidential. The Settlement Agreement provides the proposed “Settlement Administrator shall keep the Corrected Class List and all personal information obtained therefrom, including but not limited to the identity, mailing addresses, and e-mail addresses of all persons, strictly confidential.” *Id.* (emphasis added). Because the Corrected Class List includes sensitive personal information—including individual home addresses, business addresses, and email addresses—there is compelling reason for the Corrected Class List to remain permanently sealed. *See* Dkt. 63 (Order Adopting Stipulated Protective Order (With Conditions)) at ¶ 5 (listing home addresses and phone numbers as among the reasons justifying “sealing” submissions).

The Class Action Settlement Agreement also states that “all exchanged versions of the Works List shall be considered confidential” unless or until the Court finds otherwise. *See id.* at § 1.37. The categories of information in the Corrected Works List are the same categories that the Settlement Agreement contemplates Class Members will be required to submit in order to complete a valid claim form. *Id.* at § 1.5.

If and when the Court preliminarily approves the parties’ Settlement Agreement, Plaintiffs will make publicly available an online search tool to enable Class members to search for Class Works by title, author, and other criteria. *See id.* at ¶ 4.1. Thus, and for reasons further addressed below, there is reason for the Corrected Works List to remain sealed in its full form at this time but for access to its information to be available to Class members (and the public) as part of the notice and claims process.

II. LEGAL STANDARD

Confidential documents that are “unrelated, or only tangentially related[] to the underlying cause of action” may—in most instances—be kept under seal upon a showing of good cause. *Kamakana v. City & County of Honolulu*, 447 F.3d 1172, 1179 (9th Cir. 2006); *Juarez v. Soc. Fin., Inc.*, No. 20-CV-03386-HSG, 2023 WL 5749260, at *2 (N.D. Cal. Sept. 6, 2023) (“Because the Class List is not associated with any dispositive motion, the Court applies the lower good cause standard.”). Good cause exists when the Court

weighs the interests of the parties and the public and determines that guarding the materials from disclosure to the public will “protect a party or person from annoyance, embarrassment, oppression, or undue burden or expense.” Fed. R. Civ. P. 26(c)(1), (c)(1)(A); *see also Pintos v. Pac. Creditors Ass’n*, 605 F.3d 665, 678 (9th Cir. 2010) (“The ‘good cause’ standard is not limited to discovery.”).

III. ARGUMENT

A. There are Compelling Reasons to Seal the Corrected Class List

“The Ninth Circuit has found that compelling reasons exist to keep personal information confidential to protect an individual’s privacy interest and to prevent exposure to harm or identity theft.” *Nursing Home Pension Fund v. Oracle Corp.*, No. C01-00988 MJJ, 2007 WL 3232267, at *2 (N.D. Cal. Nov. 1, 2007) (sealing home address and personal account information, which “ha[d] little or no relevance to any material issue in this case”). Courts agree that private individuals hold a privacy interest in guarding their personal identifiable information—such as names, email addresses, and mailing addresses—from the public. *See Berton v. Aetna Inc.*, No. 23-CV-01849-HSG, 2024 WL 869651, at *7 (N.D. Cal. Feb. 29, 2024) (sealing *inter alia* “plaintiff’s home address, telephone numbers, and other personally-identifiable information”).

The Corrected Class List includes personal identifiable information of absent class members that should be sealed: the names, email addresses, and mailing addresses of copyright owners whose works appear on the Works List. Plaintiffs therefore request that the Court seal the Corrected Class List in its entirety to prevent any disclosure of this personal identifiable information. *See* Dkt. 63 (Order Adopting Stipulated Protective Order (With Conditions)) at ¶ 5 (listing home addresses and phone numbers as among the reasons justifying “sealing” submissions); *Juarez*, 2023 WL 5749260, at *2 (sealing class list that “divulge[d] sensitive information unrelated to the public’s understanding of the judicial proceedings”).

B. There are Compelling Reasons to Seal the Corrected Works List in its Full Form

While the Corrected Works List does not include sensitive personal information, it does contain non-public information. Plaintiffs respectfully submit that this Court can strike the balance between and among allowing Class members and others access to information, facilitating the settlement (if approved), and avoiding the specter of fraudulent claims by (a) permitting the Corrected Works List to remain under seal in its full form but (b) permitting a form of access to it by a publicly-searchable database to be released as part of the notice and claims process. *See In re Bank of America California Unemployment Benefits Litigation*,

2024 WL 4820704, at *5, (S.D. Cal. Nov. 12, 2024) (granting motion to seal due to risk of future fraud); Alison Frankel, *The class action claim bots are coming! (Actually, they're already here)*, Reuters (Jan. 18, 2018). Indeed, the Works List contains non-public information that, if disclosed publicly without proper precautions, risks providing a roadmap for non-class members to submit fraudulent claims in this high-profile case. Even if these claims are rejected, they may result in unnecessary time and costs for the proposed Settlement Administrator, which would ultimately be paid from the Settlement to the detriment of actual Class Members.

Nor is there a specific need for Class Members to access a full copy of the Corrected Works List at this time. Should the Court preliminarily approve the proposed Settlement, Class Members will be directed to a Settlement Website—Plaintiffs have proposed www.AnthropicCopyrightSettlement.com—which will allow potential class members to search for specific entries in order to determine whether they are Class Members. *See* Dkt. 363-12, Keough Declaration at 9. This will strike a necessary balance, providing potential Class Members with an easy mechanism to identify whether they are in the Class while deterring mass submissions of potentially fraudulent claims. At the conclusion of the Settlement, the Corrected Works List could be made public.

IV. CONCLUSION

Plaintiffs respectfully request that the Court grant the administrative motion to file under seal.

Dated: September 23, 2025

Respectfully submitted,

By: /s/ Rachel Geman
/s/ Justin Nelson

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ATTESTATION

Pursuant to Civil Local Rule 5-1(i)(3), I hereby attest that all signatories listed, and on whose behalf the filing is submitted, concur in the filing's content and have authorized the filing.

Dated: September 23, 2025

/s/ Rachel J. Geman

Rachel J. Geman