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 11 Counsel for AMAZON.COM, INC.
 and AMAZON WEB SERVICES, INC.

12 UNITED STATES DISTRICT COURT
 13 NORTHERN DISTRICT OF CALIFORNIA
 14 SAN JOSE DIVISION

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 16 IN RE: PERSONAL WEB TECHNOLOGIES,
 LLC ET AL., PATENT LITIGATION

Case No. 5:18-md-02834-BLF

17 AMAZON.COM, INC., and AMAZON WEB
 SERVICES, INC.,

Case No.: 5:18-cv-00767-BLF

18
 19 Plaintiffs,
 v.

**DECLARATION OF RAVI R. RANGA-
 NATH IN SUPPORT OF ADMINIS-
 TRATIVE MOTION TO FILE UNDER
 SEAL EXHIBIT 9 TO THE
 SHAMILOV DECLARATION IN
 SUPPORT OF MOTION FOR
 SUMMARY JUDGMENT**

20 PERSONALWEB TECHNOLOGIES, LLC and
 21 LEVEL 3 COMMUNICATIONS, LLC,

22 Defendants.

23 PERSONALWEB TECHNOLOGIES, LLC and
 24 LEVEL 3 COMMUNICATIONS, LLC,

25 Counterclaimants,
 v.

26 AMAZON.COM, INC., and AMAZON WEB
 SERVICES, INC.,

27 Counterdefendants.
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1 I, Ravi R. Ranganath, hereby declare as follows:

2 1. I am an attorney duly licensed to practice law in the state of California and am an
3 associate with the law firm of Fenwick & West LLP, counsel for Amazon.com, Inc., and Amazon
4 Web Services, Inc. (collectively, “Amazon”) in the above-captioned action. I have personal
5 knowledge of the facts set forth in this declaration.

6 2. Amazon seeks to file under seal the following document (“Requested Sealed Mate-
7 rial”):

Document	Document description	Portion to be Sealed
Exhibit 9 to Shamilov Declaration in support of Amazon’s summary judgment motion (“Shamilov Decl.”)	Excerpts of Plaintiffs’ supplemental infringement contentions, U.S. Patent No. 7,802,310 claim chart in E.D. Texas Case No. 6:11-cv-00658-LED, served October 31, 2012.	Entire document

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12 3. The Requested Sealed Material reflects sensitive business information, namely in-
13 fringement contentions reproducing confidential and proprietary source code for Amazon’s Simple
14 Storage Service (“S3”). A party seeking to file documents under seal in connection with a dispo-
15 sitive motion must establish compelling reasons for doing so to rebut the presumption against public
16 access. *See Foltz v. State Farm Mut. Auto. Ins. Co.*, 331 F.3d 1122, 1136 (9th Cir. 2003). The
17 confidential source code Amazon seeks to file under seal meets this standard: it represents Ama-
18 zon’s trade secrets regarding the detailed operations of S3. *See Opperman v. Path, Inc.*, No. 3-cv-
19 00453-JST, 2017 WL 1036652, at *2 (N.D. Cal. Mar. 17, 2017) (sealing excerpts of developers’
20 proprietary source code in summary judgment pleadings). Though the source code relates to the
21 operation of S3 from several years ago, as explained in the concurrently-filed Declaration of Seth
22 Markle in support of Amazon’s summary judgment motion, S3 works in essentially the same way
23 then as now, meaning the public disclosure of this information would reveal critical information
24 about the way in which S3 operates today.

25 4. Pursuant to the stipulated protective order entered in this case, Amazon has desig-
26 nated information relating to its confidential and proprietary source code as “HIGHLY CONFIDENTIAL – SOURCE CODE”. *Amazon.com, Inc. v. PersonalWeb Technologies, LLC et al*, No.
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1 5:18-md-02834-BLF, Dkt. 76. Amazon has also designated its source code as “HIGHLY CONFIDENTIAL – SOURCE CODE” under the protective order entered in a prior action, *PersonalWeb Techs., LLC v. Amazon.com Inc.*, No. 6:11-cv-00658 (E.D. Tex. Filed Dec. 8, 2011), Dkt. 89.

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4 5. Accordingly, Amazon now requests that the Court seal the entirety of Exhibit 9 to
5 Shamilov Declaration.

6 6. In light of the foregoing, there is a compelling interest in maintaining the confidentiality of the Requested Sealed Material described above. Public disclosure of this highly confidential information would put Amazon at undue risk of serious harm by revealing trade secrets that may put Amazon at a competitive disadvantage relative to competitors and competing services.

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11 I declare under penalty of perjury under the laws of the United States that the foregoing is
12 true and correct.

13 Executed this 28th of November, 2018, in Mountain View, California.

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15 /s/ Ravi R. Ranganath
16 Ravi R. Ranganath
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