

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

AMERANTH, INC.,

Plaintiff,

v.

DOORDASH, INC.,

Defendant.

C.A. No.: 2:22-cv-1776-WSH

DEFENDANT’S UNOPPOSED MOTION FOR LEAVE TO FILE UNDER SEAL

Defendant DoorDash, Inc. (“DoorDash”) respectfully requests leave of Court to file under seal its Brief in Support of its Motion to Dismiss for Improper Venue and Failure to State a Claim (“Brief”), supporting declaration, and any exhibits thereto. In support of the Motion, DoorDash states as follows:

1. The deadline for DoorDash to respond to Plaintiff’s First Amended Complaint is June 29, 2023. (Dkt. 13). By June 29, DoorDash intends to file a Motion to Dismiss for Improper Venue and Failure to State a Claim.

2. DoorDash’s forthcoming motion will include a declaration from a DoorDash corporate witness containing facts describing the relationship between DoorDash and its employees, contractors, and subsidiaries, which includes confidential operational, financial, and accounting information.

3. DoorDash’s Brief will include confidential facts from its corporate witness declaration and discussion thereof in support of its grounds for improper venue.

4. Pursuant to LPR 2.2(a), the Automatic Protective Order of Appendix LPR 2.2 provides that parties can designate documents as “Protected Information” due to their confidential,

sensitive business nature.

5. DoorDash intends to designate its corporate witness declaration as “Confidential Attorney Eyes Only Information” under the Automatic Protective Order.

6. Consequently, DoorDash requests leave to file its Brief and accompanying corporate witness declaration under seal. (LCvR 5.2(H); J. Hardy Pr. and Proc. R. II(H)).

7. To ensure that the public has meaningful access to DoorDash’s forthcoming Brief, DoorDash simultaneously requests leave to redact confidential information from the Brief that originates from DoorDash’s corporate witness declaration. A redacted version of the Brief will be filed in unsealed form.

8. Counsel for DoorDash has conferred with counsel for Plaintiff, and they do not oppose the relief requested in this Motion.

WHEREFORE, DoorDash respectfully request that this Motion be granted, and that DoorDash be permitted to file its Brief in Support of its Motion to Dismiss for Improper Venue and Failure to State a Claim, along with its accompanying declaration and any exhibits thereto under seal. DoorDash further requests leave to redact its Brief in Support of its Motion to Dismiss for Improper Venue and Failure to State a Claim. A proposed Order is attached.

Dated: June 22, 2023

**BENESCH, FRIEDLANDER, COPLAN &
ARONOFF LLP**

/s/ Richard D. Kalson

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*Attorneys for Defendant
DoorDash, Inc.*

CERTIFICATE OF SERVICE

I hereby certify that on June 22, 2023, I electronically filed the foregoing with the Clerk of the Court for the United States District Court for the Western District of Pennsylvania by using the CM/ECF system. I certify that all participants in the case are registered CM/ECF users and that service will be accomplished by the CM/ECF system.

/s/ Richard D. Kalson
Richard D. Kalson