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12 Attorneys for Defendants WALTER LIEW and  
 13 USA PERFORMANCE TECHNOLOGY, INC.

14 UNITED STATES DISTRICT COURT  
 15 NORTHERN DISTRICT OF CALIFORNIA  
 16 SAN FRANCISCO DIVISION

17 UNITED STATES OF AMERICA,

18 Plaintiff,

19 v.

20 WALTER LIEW, CHRISTINA LIEW, USA  
 21 PERFORMANCE TECHNOLOGY, INC.,  
 22 and ROBERT MAEGERLE,

23 Defendants.

Case No. CR 11-0573-JSW (NC)

**ADMINISTRATIVE MOTION FOR A  
 SEALING ORDER RE PARAGRAPHS 4-9  
 OF AND EXHIBITS C-H TO THE  
 DECLARATION OF CHRISTINA BLAIS  
 IN SUPPORT MOTION TO COMPEL  
 AMENDED BILL OF PARTICULARS**

1 Pursuant to Local Criminal Rule 55-1(b) and Local Civil Rule 79-5(d), Defendants Walter  
2 Liew, Christina Liew, Robert Maegerle, and USAPTI (“Defendants”) hereby move the Court for  
3 an administrative order sealing the following:

- 4 • Paragraphs 4-9 of the Declaration of Christina Blais in Support of Motion to  
5 Compel Amended Bill of Particulars (“Blais Declaration”), and
- 6 • Exhibits C-H to the Blais Declaration.

7 The above-described exhibits have been identified by the Government in its Rule 16  
8 identification as confidential materials. Relevant excerpts of the exhibits are contained in  
9 paragraphs 4 through 9 of the Blais Declaration. Paragraph 11 of the Protective Order entered by  
10 this Court on June 21, 2012 (Dkt. No. 168) provides that “[a]ny court filings containing  
11 Confidential Materials or a description thereof shall be made under seal. In addition, the  
12 Confidential Materials or descriptions thereof shall be clearly identified in such sealed filing.”

13 Defendants believe that Exhibits C through H are appropriate for public filing and contain  
14 no confidential information. Accordingly, on August 25, 2013, defense counsel provided the  
15 Government with forty-eight hours’ notice that Defendants intended to file these exhibits and  
16 sought the Government’s position concerning whether those exhibits needed to be filed under  
17 seal.

18 The Government has informed defense counsel that it is consulting with DuPont and that  
19 it has not yet finalized its position concerning the confidentiality of the documents at issue.  
20 Accordingly, Defendants hereby provisionally file the Blais Declaration and its accompanying  
21 exhibits under seal as required by Local Civil Rule 79-5(d) until further action is taken by the  
22 Government to maintain the documents under seal.

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Dated: August 28, 2013

KEKER & VAN NEST LLP

By: /s/ Stuart L. Gasner

STUART L. GASNER  
SIMONA A. AGNOLUCCI  
KATHERINE M. LOVETT

Attorneys for Defendants WALTER LIEW and  
USA PERFORMANCE TECHNOLOGY, INC.

Dated: August 28, 2013

By: /s/ Doron Weinberg

DORON WEINBERG

Attorney for Defendant CHRISTINA LIEW

Dated: August 28, 2013

By: /s/ Jerome F. Froelich, Jr.

JEROME J. FROELICH, JR.

Attorney for Defendant ROBERT J.  
MAEGERLE