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11	108 Railroad Avenue Orange, VA 22960			
12	Telephone: (540) 672-4224 Facsimile: (540) 672-3055			
13	Attorneys for Plaintiffs			
14	UNITED STATES DISTRICT COURT			
15	NORTHERN DISTRICT	<b>COF CALIFORNIA</b>		
16	SAN FRANCISCO DIVISION			
17	IN RE ROUNDUP PRODUCTS	MDL No. 2741		
18	LIABILITY LITIGATION	Case No. 16-md-02741		
19		ADMINISTRATIVE MOTION TO FILE		
20		UNDER SEAL		
21				
22				
23	Pursuant to Civil Local Rules 79-5 and 7-11 and the Amended Protective and			
24	Confidentiality Order entered by the Court on Septe	ember 6, 2017 ("Amended Protective Order"),		
25	Plaintiffs hereby submit this Administrative Motion to File Under Seal. Pursuant to the			
26	Amended Protective Order, "[w]hen a Party wishes	to use a document that has been designated as		
27				
28	- 1 - ADMINISTRATIVE MOTION TO FILE UNDER SEAL			
	3:16-md-02741-VC			

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confidential in support of a motion or other filing with the court, it will move the Court to file the 1 document under seal pursuant to Civil Local Rule 79-5...." See Amended Protective Order, ¶ 18. 2 I. Plaintiffs Conditionally Lodge Under Seal Documents Designated as 3 4 **Confidential by Defendant Monsanto Company.** 5 Pursuant to Civil Local Rule 79-5(e), Plaintiffs hereby notify the Court that they have 6 conditionally filed under seal a document which has been designated Confidential by Monsanto 7 Company, or which contains or references information so designated. Specifically, Plaintiffs 8 have conditionally filed under seal Exs. 21, 35, 36, 53 and 91 to their Opposition to Monsanto 9 Company's Daubert and Summary Judgment Motion and in Support of Plaintiffs' Daubert 10 Motion. Pursuant to the Amended Protective Order, "the designating party will have 10 court 11 12 days to file the responsive declarations required by Civil Local Rule 79-5(e)." See Amended 13 Protective Order, ¶ 18. 14 This application is also based on the information set forth in the Declaration of Aimee H. 15 Wagstaff in Support of this Administrative Motion to File Under Seal, filed concurrently 16 herewith. 17 Dated: October 27, 2017 /s/ Aimee Wagstaff 18 Aimee Wagstaff, SBN 278480 aimee.wagstaff@andruswagstaff.com 19 7171 West Alaska Drive Lakewood, CO 80226 20 Telephone: (303) 376-6360 Facsimile: (303) 376-6361 21 Co-Lead Plaintiffs' Counsel 22 For MDL 2741 23 24 25 26 27 28 - 2 -ADMINISTRATIVE MOTION TO FILE UNDER SEAL

3:16-md-02741-VC

1	CERTIFICATE OF SERVICE		
2	I hereby certify that a true and correct copy of the foregoing document was filed with the		
3	Court and electronically served through the CM-ECF system which will send a notification of		
4	such filing to all counsel of record		
5			
6	DATED: October 27, 2017 /s/ Aimee Wagstaff ANDRUS WAGSTAFF, PC		
7	Aimee H. Wagstaff, SBN 278480 aimee.wagstaff@andruswagstaff.com		
8	7171 West Alaska Drive Lakewood, CO 80226		
9	Telephone: (303) 376-6360 Facsimile: (303) 376-6361		
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	ADMINISTRATIVE MOTION TO FILE UNDER SEAL 3:16-md-02741-VC		

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1 2 3 4	Aimee Wagstaff, SBN 278480 <u>aimee.wagstaff@andruswagstaff.com</u> Andrus Wagstaff, PC 7171 West Alaska Drive Lakewood, CO 80226 Telephone: (303) 376-6360 Facsimile: (303) 376-6361		
5	Attorney for Plaintiffs		
6	UNITED STATES DISTRICT COURT		
7 8	NORTHERN DISTRICT OF CALIFORNIA SAN FRANCISCO DIVISION		
0 9			
10	IN RE ROUNDUP PRODUCTS	MDL No. 2741	
11	LIABILITY LITIGATION	Case No. 16-md-02741	
12 13	This Document Relates To All Actions	WAGSTAFF DECLARATION IN SUPPORT OF ADMINISTRATIVE MOTION TO FILE UNDER SEAL	
14	MOTION TO FILE UNDER SEAL		
15 16	I, Aimee H. Wagstaff, declare:		
10	1. I am a member of the executive committee of MDL 2741. I make this declaration		
18	in support of Plaintiffs' Administrative Motion to File Under Seal filed on October 27, 2017. I have personal knowledge of the facts stated herein and, if called as a witness, I could and would		
19			
20	competently testify thereto.		
21	2. Plaintiffs have filed conditionally under seal Exhibit Nos. 21, 35, 36, 53 and 91 as		
22	these documents contain or reference material and information designated Confidential by		
23	Monsanto.		
24	3. Counsel for the Parties have met and conferred regarding the confidentiality of		
25	Exhibit 53 and Monsanto's counsel notified Plaintiffs' counsel that Monsanto is still evaluating		
26	the confidentiality designation of this document. I	ucciate under penalty of perjury that the	
27			
28	- 1	_	
	WAGSTAFF DECL. IN SUPPORT OF ADMIN. MOTION TO FILE UNDER SEAL 3:16-md-02741-VC		
	5.10-IIId-0		

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1	foregoing is true and correct.		
2	Executed this 27 <sup>th</sup> day of October, 2017.		
3			
4	/s/ Aimee H. Wagstaff		
5	Aimee H. Wagstaff		
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28	- 2 - WAGSTAFF DECL. IN SUPPORT OF ADMIN. MOTION TO FILE UNDER SEAL 3:16-md-02741-VC		
	5.10-IIIQ-02741-VC		

1	<u>CERTIFICATE OF SERVICE</u>	
2	I hereby certify that a true and correct copy of the foregoing document was filed with the	
3	Court and electronically served through the CM-ECF system which will send a notification of	
4	such filing to all counsel of record.	
5		
6	DATED: October 27, 2017 <u>/s/ Aimee Wagstaff</u> ANDRUS WAGSTAFF, PC	
7	Aimee H. Wagstaff, SBN 278480	
8	aimee.wagstaff@andruswagstaff.com 7171 West Alaska Drive Lakewood, CO 80226	
9	Telephone: (303) 376-6360 Facsimile: (303) 376-6361	
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28	- 3 - WAGSTAFF DECL. IN SUPPORT OF ADMIN. MOTION TO FILE UNDER SEAL 3:16-md-02741-VC	

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,		
3	<b>UNITED STATES I</b>	DISTRICT COURT
)	UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA	
	SAN FRANCISCO DIVISION	
2	IN RE ROUNDUP PRODUCTS LIABILITY LITIGATION	MDL No. 2741
;		Case No. 16-md-02741
5	This Document Relates To All Actions	[PROPOSED] ORDER REGARDING ADMINISTRATIVE MOTION TO FILE UNDER SEAL
	Having reviewed Plaintiffs' Administrative Motion to File Under Seal and the Declaration	
	of Aimee H. Wagstaff in support thereof, the Court ORDERS that:	
	Plaintiffs' Exhibits 21, 35, 36, 53 and 91 to their Opposition to Monsanto Company's	
	Daubert and Summary Judgment Motion and in S	Support of Plaintiffs' Daubert Motion shall
	remain filed conditionally under seal for ten (10) days after the date they were originally filed	
	conditionally under seal, pursuant to the Amended Protective and Confidentiality Order in this	
	case and Civil Local Rule 79-5(e).	
	Dated:	
	Hon. Vince Chhabria Judge of the United States District Court	
,		
	[PROPOSED] ORDER RE ADMIN. MOTION TO FILE	1 UNDER SEAL Case No. 16-md-02741

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## EXHIBIT 91

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