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20 **UNITED STATES DISTRICT COURT**
21 **FOR THE SOUTHERN DISTRICT OF CALIFORNIA**

22 **IN RE INCRETIN-BASED**
23 **THERAPIES PRODUCTS LIABILITY**
24 **LITIGATION**

Case No. 13md2452 AJB (MDD)

DEFENDANTS' MOTION TO FILE
UNDER SEAL THEIR
OPPOSITION TO PLAINTIFFS'
MOTION FOR SUMMARY
JUDGMENT ON THE
AFFIRMATIVE DEFENSE OF
PREEMPTION AND
ACCOMPANYING EXHIBITS

Judge: Hon. Anthony J. Battaglia
Magistrate: Hon. Mitchell D. Dembin

Case No. 13md2452 AJB (MDD)

DEFENDANTS' MOTION TO SEAL

1 Defendants Merck Sharp & Dohme Corp., Eli Lilly and Company, Novo
2 Nordisk, Inc., and Amylin Pharmaceuticals, LLC, move to file under seal their
3 Opposition to Plaintiffs' Memorandum in Support of Their Motion for Summary
4 Judgment on the Affirmative Defense of Preemption and Exhibits. The parties have
5 agreed to file a joint motion and proposed order for the Court's review to establish a
6 schedule for the filing of comprehensive memorandums in support of all motions to
7 seal relating to the cross-motions for summary judgment on the affirmative defense of
8 preemption. Defendants will file their memorandum in support of this motion to seal
9 in accordance with the Court's order on that joint motion.

10
11 Dated: July 17, 2015

Respectfully submitted,

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17 **SIGNATURE ATTESTATION**

18 Pursuant to Section 2.f.4 of the Court's CM/ECF Administrative Policies, I
19 hereby certify that authorization for the filing of this document has been obtained
20 from each of the other signatories shown above and that all signatories have
21 authorized placement of their electronic signature on this document.

22 By: /s/ Richard B. Goetz
23 Richard B. Goetz
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