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**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA**

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Fortino Alvarez,

)

No. CV-08-2226-PHX-DGC (DKD)

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Petitioner,

)

ORDER

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v.

)

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Randy Tracey, Acting Chief
Administrator for the Gila River Indian
Community Department of
Rehabilitation and Supervision,

)

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Rehabilitation and Supervision,

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Respondent.

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Petitioner Fortino Alvarez has filed a motion to seal his response to Respondent

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Randy Tracey’s objections to Magistrate Judge Duncan’s Report and Recommendation.

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Generally, in order for a judicial record to be sealed, the party seeking to seal the record must

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show that ‘compelling reasons supported by specific factual findings outweigh the general

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history of access and the public policies favoring disclosure.’” *Pintos v. Pac. Creditors*

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Ass’n, 565 F.3d 1106, 1115 (9th Cir. 2009) (quoting *Kamakana v. City & County of*

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Honolulu, 447 F.3d 1172, 1178 (9th Cir. 2006)) (alteration and internal citations omitted).

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In this case, Alvarez has requested that his response be filed under seal because “it

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relates to a motion containing confidential information.” Dkt. #70. The sealed motion at

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issue in this order is Alvarez’s motion for leave to conduct discovery (Dkt. #17), which was

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sealed because it contained: “(1) social security numbers; (2) names of minor children; and

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(3) dates of birth.” Dkt. #15 at 1. Alvarez’s response, however, contains no confidential

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information of this nature. As a result, the Court finds no “compelling reasons” to seal the

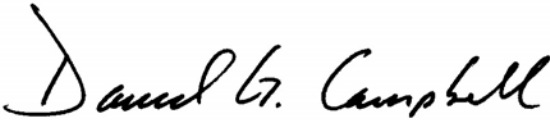
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record, and the motion to seal will be denied. Dkt. #70.

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IT IS ORDERED that Alvarez’s motion to seal (Dkt. #70) is **denied**.

DATED this 15th day of March, 2010.



David G. Campbell
United States District Judge