

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF ARKANSAS**

ROBERT STEINBUCH

PLAINTIFF

v.

Case No.: 4-06 CV 0000 620-WRW

**JESSICA CUTLER AND HYPERION BOOKS AND
DISNEY PUBLISHING WORLDWIDE AND
HOME BOX OFFICE AND TIME WARNER**

DEFENDANTS

MOTION FOR PROTECTIVE ORDER

Separate defendant Hyperion, an imprint of Buena Vista Books, Inc. (“BVB”), for its Motion for Protective Order, states:

1. BVB has filed, under seal, an exhibit attached to its Motion to Dismiss.

The exhibit is a copy of an agreement (the “Agreement”) between BVB and Time Warner Book Group, Inc. (now Hachette Book Group, USA), for the distribution of *The Washingtonienne*, the book at issue in this lawsuit.

2. The Agreement, attached as Exhibit 1 to the Affidavit of Sharon Kitter, contains a confidentiality clause. Therefore, its use should be limited to this action, and it should not be used by any party or attorney for any business, commercial, competitive or any other purpose whatsoever, except with the prior written consent of BVB or upon prior Order of this Court.

3. Furthermore, parties and attorneys, including their employees, should be prohibited from distributing the Agreement without first obtaining BVB's written consent or a court order.

WHEREFORE, BVB prays that its motion be granted and that the Court enter a protective order limiting use of the Agreement to this lawsuit and prohibiting distribution of the Agreement by parties and their attorneys.

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*Attorneys for Separate Defendant
Hyperion, an imprint of Buena Vista Books, Inc.*

CERTIFICATE OF SERVICE

I certify that on this 13th day of September 2006, I served a copy of the foregoing document via the Court's ECF/Pacer electronic filing system upon the following persons:

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