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7 Attorneys for Defendant and Counterclaimant
 Sierra Railroad Company

8
 9 IN THE UNITED STATES DISTRICT COURT
 10 FOR THE EASTERN DISTRICT OF CALIFORNIA

11 PATRIOT RAIL CORP., a Delaware
 12 corporation
 13 Plaintiff,
 14 v.
 15 SIERRA RAILROAD COMPANY, a
 16 California corporation,
 17 Defendant.
 18 AND RELATED COUNTERCLAIMS.

Case No. 2:09-cv-00009-TLN-AC

**ORDER GRANTING SIERRA
 RAILROAD COMPANY'S REQUEST
 TO SEAL DOCUMENTS**

Date: February 25, 2016
 Time: 2:00 p.m.
 Dept: Courtroom 2
 Judge: Hon. Troy L. Nunley

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1 The Court, having considered Defendant and Counterclaimant Sierra Railroad Company's
2 ("Sierra's") Notice of Request and Request to Seal Documents and the materials filed with the
3 Court regarding the Request, hereby rules as follows.

4 IT IS HEREBY ORDERED that: Having shown good cause to maintain the confidential
5 nature of the information subject to the Request, Defendant and Counterclaimant Sierra Railroad
6 Company's Request to Seal Documents is **GRANTED** and the below identified documents are
7 ordered filed under seal.

8 1. Payment Agreement by and among Patriot Rail Holdings LLC, Messrs. Gary
9 Marino, Bennett Marks, and Stan Wlotko, and three Prudential entities, attached as **Exhibit 7** to
10 the Declaration of Michael Weed In Support Of Sierra's Renewed Motion to Add Additional
11 Judgment Debtors.

12 2. Patriot Rail LLC's 2012 Form 1065 U.S. Return of Partnership Income, attached
13 as **Exhibit 10** to the Declaration of Michael Weed In Support Of Sierra's Renewed Motion to
14 Add Additional Judgment Debtors.

15 3. Patriot Equity LLC's Assignment Separate From Certificate to the Marino
16 Family Dynasty Trust dated November 12, 2010, attached as **Exhibit 14** to the Declaration of
17 Michael Weed In Support Of Sierra's Renewed Motion to Add Additional Judgment Debtors.

18 4. Patriot Equity LLC's Form K-1 with respect to its investment in Patriot Rail LLC
19 for the tax year ended December 31, 2011, attached as **Exhibit 15** to the Declaration of Michael
20 Weed In Support Of Sierra's Renewed Motion to Add Additional Judgment Debtors.

21 5. Patriot Rail LLC's Summary of Distributions, attached as **Exhibit 16** to the
22 Declaration of Michael Weed In Support Of Sierra's Renewed Motion to Add Additional
23 Judgment Debtors.

24 6. Patriot Rail Holdings LLC's Schedule of Distributions, attached as **Exhibit 17** to
25 the Declaration of Michael Weed In Support Of Sierra's Renewed Motion to Add Additional
26 Judgment Debtors.

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1 7. A letter regarding the Marino Family Dynasty Trust signed by Gail D. Marino,
2 dated December 18, 2013, attached as **Exhibit 20** to the Declaration of Michael Weed In
3 Support Of Sierra's Renewed Motion to Add Additional Judgment Debtors.

4 8. Emails and a letter regarding the Marino Family Dynasty Trust dated December
5 19 and 20, 2012, attached as **Exhibit 21** to the Declaration of Michael Weed In Support Of
6 Sierra's Renewed Motion to Add Additional Judgment Debtors.

7 9. Marino Family Dynasty Trust's Form K-1 with respect to its investment in
8 Patriot Rail LLC for the tax year ended December 31, 2011, attached as **Exhibit 22** to the
9 Declaration of Michael Weed In Support Of Sierra's Renewed Motion to Add Additional
10 Judgment Debtors.

11 10. Funds Flow Memorandum with respect to the Stock Purchase Agreement by and
12 among Patriot Rail Holdings LLC and Patriot Funding LLC dated May 4, 2012, attached as
13 **Exhibit 24** to the Declaration of Michael Weed In Support Of Sierra's Renewed Motion to Add
14 Additional Judgment Debtors.

15 11. Draft of Patriot Rail LLC's 2013 Form 1065 U.S. Return on Partnership Income,
16 attached as **Exhibit 25** to the Declaration of Michael Weed In Support Of Sierra's Renewed
17 Motion to Add Additional Judgment Debtors.

18 12. Patriot Daily Cash Report dated November 12, 2015, attached as **Exhibit 27** to
19 the Declaration of Michael Weed In Support Of Sierra's Renewed Motion to Add Additional
20 Judgment Debtors.

21 13. Collection of letters from Patriot Rail Holdings LLC to Wells Fargo Bank,
22 National Associate re: Patriot Rail Corp. Escrow dated May 6, 2014 to December 29, 2015,
23 attached as **Exhibit 28** to the Declaration of Michael Weed In Support Of Sierra's Renewed
24 Motion to Add Additional Judgment Debtors.

25 14. Collection of Wells Fargo Bank, NA statements regarding the Escrow Agreement
26 among Patriot Funding LLC, Patriot Rail Holdings LLC, and Wells Fargo Bank, NA dated June
27 18, 2012 to December 15, 2015, attached as **Exhibit 29** to the Declaration of Michael Weed In
28 Support Of Sierra's Renewed Motion to Add Additional Judgment Debtors.

1 15. Amended and Restated Patriot Rail Management Agreement dated December 30,
2 2010, attached as **Exhibit 34** to the Declaration of Michael Weed In Support Of Sierra's
3 Renewed Motion to Add Additional Judgment Debtors.

4 16. Patriot Equity LLC check dated April 8, 2014, attached as **Exhibit 35** to the
5 Declaration of Michael Weed In Support Of Sierra's Renewed Motion to Add Additional
6 Judgment Debtors.

7 17. Patriot Equity LLC facsimile transmittal regarding a loan, attached as **Exhibit 36**
8 to the Declaration of Michael Weed In Support Of Sierra's Renewed Motion to Add Additional
9 Judgment Debtors.

10 18. Excerpts from the Operating Agreement of Patriot Rail Holdings LLC dated
11 November 8, 2006, attached as **Exhibit 38** to the Declaration of Michael Weed In Support Of
12 Sierra's Renewed Motion to Add Additional Judgment Debtors.

13 19. Patriot Daily Cash Report dated April 1, 2014, attached as **Exhibit 40** to the
14 Declaration of Michael Weed In Support Of Sierra's Renewed Motion to Add Additional
15 Judgment Debtors.

16 20. Patriot Equity LLC Bank of America, N.A. statements dated February 28, 2013
17 and August 31, 2013, attached as **Exhibit 42** to the Declaration of Michael Weed In Support Of
18 Sierra's Renewed Motion to Add Additional Judgment Debtors.

19 21. Pacific Rail, LLC General Ledger dated November 11, 2015, attached as **Exhibit**
20 **44** to the Declaration of Michael Weed In Support Of Sierra's Renewed Motion to Add
21 Additional Judgment Debtors.

22 22. Bank of America statements for Pacific Rail Holdings LLC, account ending in
23 #1847, prefaced by an Affidavit of Bank of America Bank Officer and/or Custodian of Records,
24 attached as **Exhibit 46** to the Declaration of Michael Weed In Support Of Sierra's Renewed
25 Motion to Add Additional Judgment Debtors.

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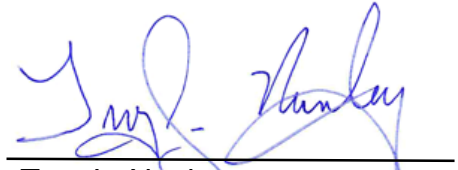
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1 23. Gary Marino and Patriot Equity LLC American Express statements, attached as
2 **Exhibit 49** to the Declaration of Michael Weed In Support Of Sierra's Renewed Motion to Add
3 Additional Judgment Debtors.

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5 IT IS SO ORDERED.

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7 Dated: January 22, 2016

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12 Troy L. Nunley
13 United States District Judge
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