

1  
2  
3  
4  
5  
6  
7 UNITED STATES DISTRICT COURT  
8 SOUTHERN DISTRICT OF CALIFORNIA  
9

10 SECURITIES AND EXCHANGE  
11 COMMISSION,

Plaintiff,

12 v.  
13

14 LOUIS V. SCHOOLER and FIRST  
15 FINANCIAL PLANNING  
16 CORPORATION d/b/a Western Financial  
17 Planning Corporation,

Defendants.

Case No.: 3:12-cv-2164-GPC-JMA

**ORDER GRANTING RECEIVER'S  
MOTION TO FILE  
SUPPLEMENTAL BRIEF IN  
SUPPORT OF RECEIVER'S  
MOTION FOR (A) APPROVAL OF  
SALE OF WASHOE IV PROPERTY  
AND (B) AUTHORITY TO PAY  
BROKER'S COMMISSION UNDER  
SEAL**

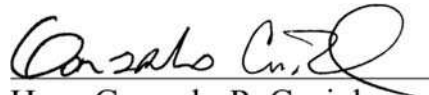
**[EFC NO. 1648]**

18  
19  
20  
21 Before the Court is the Receiver's Motion to File Supplemental Brief in Support of  
22 Receiver's Motion for (A) Approval of Sale of Washoe IV Property and (B) Authority to  
23 Pay Broker's Commission under Seal. On July 24, 2018, the Receiver filed a Motion for  
24 (A) Approval of Sale of Washoe IV Property and (B) Authority to Pay Broker's  
25 Commission. ECF No. 1634. The Court subsequently ordered the Receiver to file, under  
26 seal, a more detailed discussion of CBRE's analysis and the recommended list price.  
27 ECF No. 1647. The Receiver now thus requests permission to file a supplemental brief  
28 under seal in response to the Court's order.

1 Generally, “compelling reasons” must exist to seal documents. *See Kamakana v.*  
2 *City and Cnty. of Honolulu*, 447 F.3d 1172, 1178-79 (9th Cir. 2006). A court may  
3 properly deny public access to a court filing that contains “business information that  
4 might harm a litigant’s competitive standing.” *Nixon v. Warner Commc’ns*, 435 U.S.  
5 589, 598 (1978). The Court finds that the information that the Receiver seeks to file  
6 under seal, if publicly disclosed, could disadvantage the receivership in sales negotiations  
7 and/or negatively impact the receivership’s ability to recover the proposed purchase  
8 price. Accordingly, the Court **GRANTS** the Receiver’s motion to file supplemental brief  
9 under seal.

10 **IT IS SO ORDERED.**

11  
12 Dated: August 27, 2018

13   
14 Hon. Gonzalo P. Curiel  
15 United States District Judge  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28