

Jun 24 2005

CLARENCE MADDOX
CLERK U.S. DIST. CT.
S.D. OF FLA. - MIAMIUNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDACASE NO. 05-80393-CIV-HURLEY
Magistrate HopkinsSTELOR PRODUCTIONS, L.L.C., a
Delaware corporation, f/k/a STELOR
PRODUCTIONS, INC.,

Plaintiff,

v.

STEVEN A. SILVERS, a Florida resident,

Defendant.

**MOTION FOR ORDER TO SEAL EXHIBIT F
IN APPENDIX TO SILVERS' OBJECTION TO
MAGISTRATE'S REPORT AND RECOMMENDATION,
AND EXHIBIT F TO DECLARATION OF GAIL A. MCQUILKIN**

Defendant, Steven A. Silvers ("Silvers") respectfully files this motion for an order to seal Exhibit F in Appendix to Silvers' Objection to Magistrate's Report and Recommendation, and Exhibit F to Declaration of Gail A. McQuilkin, filed June 17, 2005 in support thereof. The document attached as Exhibit F to the Appendix and the Declaration is a confidential Settlement Agreement between the parties. To protect the confidentiality of the terms of the Settlement Agreement, it is necessary that the clerk of this Court seal the Exhibits. The document was inadvertently filed unsealed.

Wherefore, Silvers respectfully asks that the Court issue an Order directing the clerk of the court to seal Exhibit F in Appendix to Silvers' Objection to Magistrate's Report and

Recommendation, and Exhibit F to Declaration of Gail A. McQuilkin, in the form attached as Exhibit

A.

Respectfully submitted,

Adam T. Rabin
DIMOND, KAPLAN & ROTHSTEIN, P.A.
Co-Counsel for Defendant
200 SE First Street, Suite 708
Miami, Florida 33131
(305) 374-1920

s/ Gail A. McQuilkin
Kenneth R. Hartmann, Fla. Bar No: 664286
Gail M. McQuilkin, Fla. Bar No. 969338
KOZYAK TROPIN & THROCKMORTON, P.A.
Counsel for Defendant
2525 Ponce de Leon, 9th Floor
Miami, Florida 33134
(305) 372-1800

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was sent via U.S. Mail this 24th day of June, 2005, to: Kevin C. Kaplan, Daniel F. Blonsky and David Zack of Burlington Weil Schwiep Kaplan & Blonsky, P.A., 2699 S. Bayshore Drive, Penthouse A, Miami, FL 33133.

s/ Gail A. McQuilkin

254745.1

Exhibit A

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

STELOR PRODUCTIONS, L.L.C., a
Delaware corporation, f/k/a STELOR
PRODUCTIONS, INC.,

CASE NO. 05-80393-CIV-HURLEY
Magistrate Hopkins

Plaintiff,

v.

STEVEN A. SILVERS, a Florida resident,

Defendant.

**ORDER ON MOTION TO SEAL EXHIBIT F
IN APPENDIX TO SILVERS' OBJECTION TO
MAGISTRATE'S REPORT AND RECOMMENDATION,
AND EXHIBIT F TO DECLARATION OF GAIL A. MCQUILKIN**

THIS CAUSE came before the Court on June 23, 2005 upon Defendant's Motion to Seal Exhibit F in Appendix to Silvers' Objection to Magistrate's Report and Recommendation, and Exhibit F to Declaration of Gail A. McQuilkin. The Court having reviewed the Motion, and been duly advised in the premises,

IT IS ORDERED AND ADJUDGED that:

1. Defendant's Motion is **GRANTED**. To protect the confidentiality of the Settlement Agreement, the document attached as Exhibit F to Silvers' Objection to Magistrate's Report and Recommendation, and Exhibit F to Declaration of Gail A. McQuilkin shall be sealed by the clerk of the Court, not to be opened except upon further order of the Court.

DONE AND ORDERED in Chambers at Palm Beach County, Florida this ____ day of June, 2005.

U.S. DISTRICT COURT JUDGE

Copies furnished to:
Kenneth R. Hartmann, Esq.
Kevin C. Kaplan, Esq.

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