

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA**

MAUREEN TOFFOLONI,
as Administrator and Personal
Representative of the ESTATE
OF NANCY E. BENOIT,

Plaintiff,

vs.

LFP PUBLISHING GROUP, LLC,
d/b/a Hustler Magazine, et al.,

Defendant.

CASE NO. 1:08-cv-00421-TWT

**DEFENDANT’S NOTICE REQUESTING FILING
OF PLAINTIFF’S ORIGINAL EXPERT REPORT UNDER SEAL**

Defendant LFP Publishing Group, LLC (“LFP”), through undersigned counsel, herewith requests that Plaintiff manually file the original Expert Report of Usha Nair-Reichert, Ph.D. (the “Expert Report”) with the Court under seal.

The Expert Report contains financial information produced to Plaintiff by LFP in discovery and designated “Confidential” in accordance with the Court’s December 22, 2009 Stipulated Protective Order Governing Confidential Material and Inadvertent Production of Privileged Information, Docket Index 70 (the

“Protective Order”) and, accordingly, the Expert Report should be filed under seal in accordance with Paragraph 9 of the Protective Order.

LFP further notes that Plaintiff apparently inadvertently electronically filed with the Court a copy of the Expert Report (*see* Docket Index 115-5) without redacting the information designated “Confidential” by LFP. LFP therefore also hereby requests that Plaintiff take appropriate measures to correct the oversight and ensure that public access through the CM/ECF system is denied to those portions of the Expert Report containing information designated “Confidential” pursuant to the Protective Order.

Respectfully submitted this 22nd day of July 2010.

/s/ Darrell J. Solomon

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CERTIFICATE OF SERVICE

This is to certify that I have this day filed the within and foregoing DEFENDANT'S NOTICE REQUESTING FILING OF PLAINTIFF'S ORIGINAL EXPERT REPORT UNDER SEAL via the CM/ECF system which will automatically send notification to Plaintiff's attorneys of record, who are participants in the CM/ECF system.

This 22nd day of July 2010.

/s/ Darrell J. Solomon

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