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**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA**

MARY MAUREEN MINSHEW,

Plaintiff,

CASE NO.: 2:10-CV-01593-PMP-PAL

v.

THE HONORABLE MICHAEL B.
DONLEY, SECRETARY OF THE AIR
FORCE, GEORGE SALTON, COL. KURT
BERGO, THE UNITED STATES
DEPARTMENT OF THE AIR FORCE,
AND ALPHA-OMEGA CHANGE
ENGINEERING, A VIRGINIA
CORPORATION,

Defendants.

**PLAINTIFF'S MOTION TO FILE
RESPONSE TO THE FEDERAL
DEFENDANTS' OPPOSITION TO
MOTION TO COMPEL
UNDER SEAL**

For the reasons explained below, Plaintiff, Mary Maureen Minshew moves for an order approving the filing under seal of her Response to the Federal Defendants'

Opposition to Motion to Compel (#104) and Appendix of Exhibits “A”-“M” in support (#105).

On March 11, 2011, the Court entered a Consent Protective Order (#66). The parties sought such a protective order based on, among other things, the anticipated production of confidential records protected by the Privacy Act. The Court disapproved the parties’ provisions as to filing documents under seal. Instead, the Court entered a separate Order (#67) instructing the parties to file any applicable motion under seal, along with a contemporaneous motion to file under seal, in accordance with the Court’s CM/ECF filing procedures and consistent with *Kamakana v. City and County of Honolulu*, 447 F.3d 1172 (9th Cir. 2006).

In *Kamakana*, 447 F.3d 1171, the court explained that there was a heightened “compelling reasons” standard for sealing dispositive motions and exhibits thereto, while there was a lesser “good cause” standard for discovery documents and non-dispositive motions.

Here, Plaintiff’s recently filed motion (#104) is not a dispositive motion. The motion’s exhibits include discovery records that have been designated confidential, and were produced after this Court entered the Consent Protective Order (#66).

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For these reasons, the Plaintiff brings the present motion and submits that there is good cause for the Court to order sealed her Response to the Federal Defendants' Opposition to Motion to Compel (#104).

Dated this 7th day of July, 2011.

MARY MAUREEN MINSHEW, Plaintiff,

/s/ Kelly R. Dahl, Esq.
By: _____
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IT IS SO ORDERED.



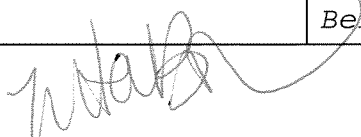
UNITED STATES MAGISTRATE JUDGE

DATED: July 12, 2011

CERTIFICATE OF SERVICE OF E-FILE

Pursuant to the Federal Rules of Civil Procedure 5(d)(3), I hereby certify I am an employee of THORNDAL ARMSTRONG DELK BALKENBUSH & EISINGER and that on the 7th day of June, 2011, service of the foregoing **PLAINTIFF'S MOTION TO FILE RESPONSE TO THE FEDERAL DEFENDANTS' OPPOSITION TO MOTION TO COMPEL UNDER SEAL**, was made by filing by electronic means addressed as follows:

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