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6 Attorneys for Defendant, Phillip Ivey, Jr.

7 UNITED STATES DISTRICT COURT  
 8 DISTRICT OF NEVADA

9 \* \* \* \* \*

10 LUCIAETTA IVEY, )  
 11 Plaintiff, )  
 12 vs. )  
 13 JOHN SPILOTRO; DAVID )  
 14 CHESNOFF; and PHILLIP IVEY, )  
 15 JR., )  
 Defendants. )

Case No. 2:11-cv-02044-RCJ-RJJ

**MOTION FOR LEAVE TO FILE AND  
 MAINTAIN UNDER SEAL DOCUMENTS  
 FROM SEALED EIGHTH JUDICIAL  
 DISTRICT COURT FAMILY DIVISION  
 PROCEEDINGS**

16 Pursuant to LR 10-5, Defendant Phillip Ivey, Jr., seeks leave of Court to file and maintain  
 17 under seal the documents lodged with the Court as Exhibits 1-11 to his Declaration in support of  
 18 his Motion to Dismiss (DKT 9).  
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20 At issue in this case are the divorce proceedings between Plaintiff Luciaetta Ivey and  
 21 Defendant Phil Ivey which occurred in the Family Division of the Eighth Judicial District Court,  
 22 Case No. D-09-422894-Z, "In the Matter of the Joint Petition of PHILLIP DENNIS IVEY, JR.,  
 23 and LUCIAETTA MARIE IVEY, Petitioners." By two orders of the Eighth Judicial District  
 24 Court Family Division, the filings in that case have been sealed: (1) the Order of December 29,  
 25 2009, sealing the file; and (2) the Order of January 26, 2012, reaffirming that the file is sealed  
 26 but that the parties to this federal case and/or their counsel in this case may use and see said  
 27 documents provided counsel is made aware of the Order and agrees to be bound by the January  
 28

1 26, 2012, Order. Paragraph 3 of the January 26, 2012, Family Division Order also states that  
2 "Any party in case 2:12-cv-02044 that seeks to file any portion of this sealed record with the  
3 Court in case number 2:11-cv-02044 shall file said document(s) under seal in the federal  
4 court...." Copies of the Family Division's December 29, 2009, and January 26, 2012, Orders  
5 have been filed in this Case as DKT 10. A copy of the served and certified January 26, 2012,  
6 Order will be filed as soon as it is received.  
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8 LIONEL SAWYER & COLLINS

9  
10 By   
Paul R. Hejmanowski, Esq.

11 Attorneys for Defendant, Phillip Ivey, Jr.  
12  
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14 IT IS SO ORDERED.

15   
UNITED STATES MAGISTRATE JUDGE

16 DATE: FEBRUARY 15, 2012  
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