Cutler v. Solomon et al Doc. 42

James C. Mahan U.S. District Judge

UNITED STATES DISTRICT COURT DISTRICT OF NEVADA

JODY GOFFMAN CUTLER,

Plaintiff(s),

V.

ESTATE OF JACK SOLOMON, et al.,

Defendant(s).

2:12-CV-902 JCM (VCF)

ORDER

Presently before the court is defendants', Art Loss Register, Inc., and Christopher A. Marinello (collectively the "ALR defendants"), motion to unseal this court's prior order. (Doc. # 41). Plaintiff has elected not to file a response.

In a previous order, this court granted the ALR defendants' motion to dismiss all of the claims against them due to res judicata and collateral estoppel. (Doc. #29). The court's order was sealed. (*See id.*). Defendants now move the court to unseal its order.

Plaintiff has not responded. Local rule 7-2(d) states that "[t]he failure of an opposing party to file points and authorities in response to any motion shall constitute a consent to the granting of the motion." Additionally, "courts have recognized a 'general right to inspect and copy public records and documents, including judicial records and documents." *Kamakana v. City and Cnty. of Honolulu*, 447 F.3d 1172, 1178 (9th Cir. 2006) (citing *Nixon v. Warner Comme 'ns, Inc.*, 435 U.S. 589, 597 n.7 (1978)). The court finds that no party will be prejudiced in any way from unsealing the order.

Accordingly, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that defendant's motion to unseal this court's prior order (doc. #41) be, and the same hereby, is GRANTED. IT IS FURTHER ORDERED that the clerk of the court shall unseal this court's prior order (doc. #41). DATED May 6, 2013.

James C. Mahan U.S. District Judge