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7 Attorneys for Plaintiffs

8 **UNITED STATES DISTRICT COURT**  
 9  
 10 **DISTRICT OF NEVADA**

11 TRUSTEES OF THE PLUMBERS AND  
 PIPEFITTERS UNION LOCAL 525  
 12 HEALTH AND WELFARE TRUST AND  
 PLAN; TRUSTEES OF THE PLUMBERS  
 13 AND PIPEFITTERS UNION LOCAL 525  
 PENSION PLAN; AND THE TRUSTEES OF  
 14 THE PLUMBERS AND PIPEFITTERS  
 LOCAL UNION 525 APPRENTICE AND  
 15 JOURNEYMAN TRAINING TRUST FOR  
 16 SOUTHERN NEVADA,

Case No. 2:13-cv-00657-RFB-NJK

**MOTION TO SEAL AND FILE  
 REDACTED EXHIBIT**

17 Plaintiffs,

18 vs.

19 JUAN CARRILIO SOTELO dba SOTELO  
 20 AIR; SOTELO AIR, INC., dba COOL AIR  
 NOW; AEGIS SECURITY INSURANCE  
 21 COMPANY, a Pennsylvania corporation;  
 22 AMERICAN SAFETY CASUALTY  
 INSURANCE COMPANY, a Georgia  
 23 corporation,

24 Defendants.

25 Plaintiffs, Trustees of the Plumbers and Pipefitters Union Local 525 Health and Welfare  
 26 Trust, the Trustees of the Plumbers and Pipefitters Union Local 525 Pension Plan, and the  
 27 Trustees of the Plumbers and Pipefitters Local Union 525 Apprentice and Journeyman Training  
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1 Trust for Southern Nevada (collectively “Local Funds”), respectfully submit this Motion to Seal  
2 and File Redacted Exhibit.

### 3 POINTS AND AUTHORITIES

#### 4 I. Factual background.

5 On June 13, 2014, the Local Funds filed their Motion for Summary Judgment, which  
6 inadvertently included certain confidential information on Bates numbers PLUM000256,  
7 PLUM000259 and PLUM000144 included in Exhibit 8 to that Motion. (ECF No. 47.) On  
8 December 1, 2014, nonparties Trustees of the Plumbers and Pipefitters National Pension Fund  
9 and International Training Fund (collectively “National Funds”) filed a Motion to Consolidate  
10 Cases, which also included certain confidential information on Exhibits 1 and 2 attached thereto.  
11 (ECF No. 51.)

#### 12 II. Argument.

##### 13 A. Request to seal.

14 Federal Rule of Civil Procedure 5.2 prohibits the electronic filing of the same certain  
15 confidential information that was filed with the Court by the Local Funds and the National Funds.  
16 Accordingly, the Local Funds respectfully request this Court enter an Order directing the Clerk to  
17 seal Exhibit 8 to the Local Funds’ Motion for Summary Judgment and Exhibits 1 and 2 to the  
18 National Funds’ Motion to Consolidate.

##### 19 B. Request for order to file redacted exhibit.

20 The Local Funds have already filed a redacted Exhibit 8 to their Motion for Summary  
21 Judgment. (ECF No. 54.) The National Funds have also already filed a redacted Exhibit 2 to their  
22 Motion to Consolidate. (ECF No. 52.) The only exhibit that remains to be refiled as a redacted  
23 exhibit is Exhibit 1 to the National Funds’ Motion to Consolidate. Accordingly, the Court may  
24 also Order the National Funds to file a redacted version of that same exhibit.

#### 25 III. Conclusion.

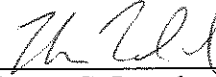
26 For the foregoing reasons, the Local Funds respectfully request the Court grant their  
27 Motion to Seal and File Redacted Exhibit by issuing an Order directing the Court Clerk to seal  
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1 Exhibit 8 to the Local Funds' Motion for Summary Judgment (ECF No. 47) and Exhibits 1 and 2  
2 to the National Funds' Motion to Consolidate (ECF No. 51), and also order the National Funds to  
3 file a redacted version of Exhibit 1 to that same Motion.

4 Dated: December 22, 2014

BROWNSTEIN HYATT FARBER SCHRECK, LLP



5  
6 Bryce C. Loveland, Esq.  
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9 Las Vegas, Nevada 89106-4614

10 Attorneys for Plaintiffs

11 **IT IS SO ORDERED.**

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15 RICHARD F. BOULWARE, II  
16 United States District Judge

17 DATED: December 23, 2014.  
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**CERTIFICATE OF SERVICE**

Pursuant to Federal Rule of Civil Procedure 5(b), I certify that I am an employee of Brownstein Hyatt Farber Schreck, LLP and that on December 22, 2014, I served a true copy of the foregoing **MOTION TO SEAL AND FILE REDACTED EXHIBITS** upon:

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*Attorneys for Defendants Juan Carrillo  
Sotelo dba Sotelo Air and Sotelo Air, Inc.,  
dba Cool Air Now*

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Fund and International Training Fund*

b. **BY U.S. Mail**

**I declare under penalty of perjury that the foregoing is true and correct.**

  
An Employee of Brownstein Hyatt Farber Schreck, LLP