

1 Michael E. Sullivan, Esq. (SBN 5142)
 2 Barry L. Breslow, Esq. (SBN 3023)
 3 Scott L. Hernandez, Esq. (SBN 13147)
 4 ROBISON, BELAUSTEGUI, SHARP & LOW
 5 71 Washington Street
 6 Reno, Nevada 89503
 7 Tel: (775) 329-3151
 8 Fax: (775) 329-7941
 9 Email: msullivan@rbsllaw.com
 10 bbreslow@rbsllaw.com
 11 shernandez@rbsllaw.com

12 CICELY I. LUBBEN, pro hac vice
 13 STINSON LEONARD STREET LLP
 14 7700 Forsyth Boulevard, Suite 1100
 15 St. Louis, Missouri 63105
 16 Email: cicely.lubben@stinson.com

17 Attorneys for Defendants

18 UNITED STATES DISTRICT COURT
 19 DISTRICT OF NEVADA

20 H&H Pharmaceuticals, LLC,
 21 Plaintiff,

22 Case No.: 2:16-cv-02148-GMN-VCF

23 vs.

24 **DEFENDANTS' MOTION FOR LEAVE
 25 TO FILE MOTION TO DISMISS
 26 UNDER SEAL**

27 CHATTEM CHEMICALS, INC.,
 28 SUN PHARMACEUTICAL INDUSTRIES,
 INC., DOES I-X, and ROE CORPORATIONS
 I-X, INCLUSIVE,
 Defendants.

_____ /
 Defendants Chattem Chemicals, Inc. ("Chattem") and Sun Pharmaceutical
 Industries, Inc. ("Sun") (together, "Defendants"), do hereby move the Court for leave to
 file under seal their Motion to Dismiss pursuant to Fed. R. Civ. P. 12(b)(6) (the "Motion
 to Dismiss"), according to the provisions of D. Nev. R. IA 10-5. In support thereof,
 Defendants state:

1. A court may seal court records for good cause if the interests served by
 non-disclosure outweigh the right of the public access to judicial records. See *Nixon v.
 Warner Comnc'ns*, 435 U.S. 589, 598 (1978).

1 WHEREFORE, Defendants Chattem Chemicals, Inc. and Sun Pharmaceutical
2 Industries, Inc. respectfully request that the Court grant leave to file Defendants' Motion
3 to Dismiss and accompanying exhibits under seal.

4 DATED this 29th day of September, 2016.

5
6 ROBISON, BELAUSTEGUI, SHARP & LOW
7 71 Washington Street
8 Reno, Nevada 89503

9 BY: /s/ MICHAEL E. SULLIVAN

10 MICHAEL E. SULLIVAN
11 BARRY L. BRESLOW
12 SCOTT L. HERNANDEZ

13 and

14 CICELY I. LUBBEN, *pro hac vice* pending
15 STINSON LEONARD STREET LLP
16 7700 Forsyth Boulevard, Suite 1100
17 St. Louis, Missouri 63105

18 Attorneys for Defendants

19 **IT IS SO ORDERED.**

20 

21 **UNITED STATES MAGISTRATE JUDGE**

22 **DATED:** 10-13-2016

1 **CERTIFICATE OF SERVICE**

2 Pursuant to FRCP 5(b), I certify that I am an employee of ROBISON,
3 BELAUSTEGUI, SHARP & LOW, and that on this date I caused to be served a true
4 copy of **DEFENDANTS' MOTION FOR LEAVE TO FILE MOTION TO DISMISS**

5 **UNDER SEAL** on all parties to this action by the method(s) indicated below:
6

7 _____ by placing true copy thereof in a sealed envelope, with sufficient
8 postage affixed thereto, in the United States mail at Reno, Nevada,
9 addressed to:

10 __X__ by using the Court's CM/ECF Electronic Notification System addressed to:

11 Luis A. Ayon, Esq.
12 Joseph A. Gutierrez, Esq.
13 **Mayer Gutierrez Ayon**
14 8816 Spanish Ridge Avenue
15 Las Vegas, NV 89148
16 *Attorneys for Plaintiff*

17 _____ by personal delivery/hand delivery addressed to:

18 _____ by facsimile (fax) addressed to:

19 _____ by Federal Express/UPS or other overnight delivery addressed to:

20 DATED: This 29th day of September, 2016.

21 /s/ Claudia Zaehring
22 CLAUDIA ZAEHRINGER
23
24
25
26
27
28