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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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MARK PICOZZI,

Plaintiff,

v.

STATE OF NEVADA, *et al.*

Defendants.

Case No. 2:22-cv-01011-ART-EJY

ORDER

10 Pending before the Court is Defendants' Motion for Leave to File Exhibits A-C to
11 Defendants' Response to Plaintiff's Motion Pursuant to Order Dated April 26, 2024 under seal. ECF
12 No. 228.

13 As the party seeking to seal a judicial record Defendants must meet their burden of
14 overcoming the strong presumption in favor of access and public policies favoring disclosure.
15 *Kamakana v. City and Cnty. of Honolulu*, 447 F.3d 1172, 1178–79 (9th Cir. 2006) (holding that
16 those who seek to maintain the secrecy of documents attached to dispositive motions must meet the
17 high threshold of showing that “compelling reasons” support secrecy). Importantly, medical privacy
18 meets the compelling reason standard. *See, e.g., San Ramon Regional Med. Ctr., Inc. v. Principal*
19 *Life Ins. Co.*, 2011 WL89931, at *n. 1 (N.D. Cal. Jan. 10, 2011); *Abbey v. Hawaii Employers Mut.*
20 *Ins. Co.*, 2010 WL4715793, at *1-2 (D.HI. Nov. 15, 2010); *G. v. Hawaii*, 2010 WL 267483, at *1-2
21 (D. Haw. June 25, 2010); *Wilkins v. Ahern*, 2010 WL3755654 (N.D. Cal. Sept. 24, 2010); *Foltz v.*
22 *State Farm Mut. Auto. Ins. Co.*, 331 F.3d 1122, 1136 (9th Cir. 2003). The Court considered the
23 Motion and the documents sought to be sealed, which are medical records. The Court therefore
24 finds Exhibits A-C are properly sealed.

25 Accordingly, IT IS HEREBY ORDERED that Defendants' Motion for Leave to File Exhibits
26 A-C to Defendants' Response to Plaintiff's Motion Pursuant to Order Dated April 26, 2024 under
27 seal (ECF No. 228) is GRANTED.

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IT IS FURTHER ORDERED that Exhibits A-C to ECF No. 229 are and shall remain sealed.
DATED this 9th day of May, 2024.



ELAYNA J. YOUCHAK
UNITED STATES MAGISTRATE JUDGE