



**U.S. Department of Justice**

*United States Attorney  
Southern District of New York*

*86 Chambers Street  
New York, New York 10007*

September 14, 2023

By ECF

The Hon. Valerie Figueredo  
United States Magistrate Judge  
Southern District of New York  
500 Pearl Street  
New York, NY 10007

Re: *United States ex rel. Bassan et al. v. Omnicare, Inc. & CVS Health Corp.*,  
15 Civ. 4179 (CM) (VF)

Dear Judge Figueredo:

We write respectfully on behalf of the United States of America (the “Government”) to request the Court’s leave to file several exhibits to the Government’s letter filed today under a temporary 14-day seal, pursuant to Rule I.g of Your Honor’s Individual Practices and the Protective Order entered by the Court on November 29, 2021. *See* Dkt. No. 102 (the “Protective Order”).

In producing materials in discovery, Defendants designated certain documents as subject to the Protective Order. The Protective Order provides a process for the filing of such materials. Protective Order ¶ 19. Pursuant to that process, the Government respectfully requests that the Court grant leave to file Exhibits B, D, E, H, I, J, K, L, and M to the Government’s letter under seal for a period of 14 days. *See id.* Per the Protective Order, Defendants, as the Producing Parties, may file a motion to seal the relevant information. *See id.*

We thank the Court for its consideration of this submission.

Respectfully submitted,

DAMIAN WILLIAMS  
United States Attorney

: */s/ Jennifer Jude*  
MÓNICA P. FOLCH  
JENNIFER JUDE  
SAMUEL DOLINGER  
LUCAS ISSACHAROFF  
JEREMY LISS  
Assistant United States Attorneys  
(212) 637-2800

Application Granted

Valerie Figueredo, U.S.M.J.

DATED: September 15, 2023

The Clerk of Court is respectfully directed to terminate the motion at ECF No. 339.

cc: All counsel by ECF