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November 18, 2024

VIA ECF

Honorable Margaret M. Garnett
 United States District Court Judge
 Southern District of New York
 40 Foley Square, Room 2102
 New York, NY 10007

RE: *NRD GP LLC and Nebula Research & Development LLC v. Centiva Capital, LP*, 1:24-cv-07245-MMG

Dear Judge Garnett:

We represent Plaintiffs NRD GP LLC and Nebula Research & Development LLC (collectively, “Nebula”) in this trade secret action against Centiva Capital, LP (“Centiva”). Pursuant to Section 6.14 of the Southern District of New York’s Case Filing Rules and Instructions and Section I.D.3.ii of this Court’s Individual Rules and Practices, Nebula respectfully moves for permission to partially redact its Memorandum of Law in Opposition to Centiva’s Motion to Dismiss (“Opposition”). Alongside this Letter, Nebula is publicly filing its proposed sealed Opposition in redacted format as well as an unredacted Opposition fully under seal.

Nebula seeks to provisionally seal targeted portions of the Opposition that contain information related to a potential transaction between the parties, including negotiations, which is the subject of a non-disclosure agreement (“NDA”). Nebula understands that Centiva may consider this information to be confidential business information. *See News Corp. v. CB Neptune Holdings, LLC*, No. 21 Civ. 04610, 2021 WL 3409663, at *2 (S.D.N.Y. Aug. 4, 2021) (“Courts in this District routinely seal

documents to prevent the disclosure of confidential business information.”). These proposed redactions are consistent with those applied to the Complaint (ECF No. 1). They are also consistent with those applied to Centiva’s Motion to Dismiss (ECF No. 25), which the Court found to be narrowly tailored to protect competitively sensitive information (ECF No. 28). Nebula has conferred with Centiva, and Centiva does not oppose sealing the information that references the parties’ discussions pursuant to the NDA. Nebula, however, takes no position with respect to whether this information is actually confidential business information that warrants sealing.

We thank the Court for its consideration of this request.

Respectfully submitted,

/s/ Douglas R. Nemec
Douglas R. Nemec

Request GRANTED. The Court finds that the proposed redactions are narrowly tailored to protect competitively sensitive information. The Clerk of Court is directed to terminate Dkt. No. 30.

SO ORDERED. Date 11/22/ 2024


HON. MARGARET M. GARNETT
U.S. DISTRICT JUDGE