

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
EASTERN DIVISION

THE OHIO WILLOW WOOD  
COMPANY,

Plaintiff,

v.

ALPS SOUTH, LLC,

Defendant.

Case No. 2:05-cv-1039

JUDGE EDMUND A. SARGUS, JR.

MAGISTRATE JUDGE TERENCE P. KEMP

**ORDER**

This matter came before the Court for consideration of Defendant's Motion to Remove and Seal Exhibit 42 of its Response in Opposition to Motion for Preliminary Injunction. (Document 65, relating to an exhibit to Document 63.) The Court notes that the CM/ECF docket sheet labels Exhibit 42 as Document 63-38, but the document itself (when opened) is labeled as Document 63-39.

The Court hereby **GRANTS** Defendant's Motion (Document 65), **DIRECTS** the Clerk to remove Exhibit 42 of Defendant's Response in Opposition to Motion for Preliminary Injunction, and **ORDERS** that Defendant is permitted to re-file Exhibit 42 under seal.

**IT IS SO ORDERED.**

4-24-2009  
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DATED

  
\_\_\_\_\_  
EDMUND A. SARGUS, JR.  
UNITED STATES DISTRICT JUDGE