

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
FORT WORTH DIVISION**

AMERICAN AIRLINES, INC.	§	
	§	
Plaintiff,	§	
	§	
v.	§	CIVIL ACTION NO. 4:11-CV-244-Y
	§	
TRAVELPORT LIMITED, et al.	§	
	§	
Defendants.	§	

**[PROPOSED] ORDER GRANTING AMERICAN AIRLINES INC.’S  
MOTION TO SEAL FILINGS PERMANENTLY**

Before the Court is American Airlines, Inc. (“American”) Motion to Seal Filings Permanently (the “Motion to Seal.”) The Court has reviewed the Motion to Seal and the Affidavit of Donald Broadfield Jr. filed in support thereof, and finds that, with respect to the American information in the documents identified on Exhibit 1 to the Motion to Seal, attached hereto as Exhibit A, American has demonstrated a need for confidentiality that outweighs the presumption in favor of public access to court records. Further, the Court finds that disclosure of the records identified in Exhibit A would be harmful to American’s business, including its competitive position, as well as that of its business associates because they contain American’s trade secret, confidential, and proprietary information.

Accordingly, the Court grants American’s Motion to Seal and orders that the documents listed in Exhibit A shall be permanently sealed.

IT IS FURTHER ORDERED, that notwithstanding the records identified in Exhibit A are permanently sealed, any party may possess, use, control, and disclose its own confidential documents or information listed in Exhibit A. Possession and use of documents or information produced in discovery in this litigation that was designated “Confidential” or “Outside

Attorneys' Eyes Only Information" under the Protective Orders of this Court remain subject to the terms, conditions and limitations of those Orders.

It is further ORDERED that if any party in possession of records sealed by this Order is served with a discovery request, subpoena or an order issued in other litigation or proceedings that would compel disclosure of records sealed by this Order, the party served with the discovery request, subpoena or order must:

- a. Notify in writing, as soon as reasonably practicable, the party whose confidential material is contained within the record sought ("Supplying Party"). Such notification shall include a copy of the discovery request, subpoena or order.
- b. Notify in writing, as soon as reasonably practicable, the party who caused the subpoena or order to issue in the other proceeding that some or all of the material covered by the discovery request, subpoena or order is subject to this Order. Such notification shall include a copy of this Order.

If the Supplying Party timely seeks a protective order, the party served with the discovery request, subpoena or order shall not produce any record sealed by this Order before a determination by the court from which the discovery request, subpoena or court order issued, unless the Supplying Party has given its permission to produce the sealed record. The Supplying Party shall bear the burden and expense of seeking protection in that court of its sealed material – and nothing in this Order should be construed as authorizing or encouraging a party to disobey a lawful directive from another court.

SIGNED this \_\_\_\_ day of \_\_\_\_\_, 2013.

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Hon. Terry Means, District Judge

AGREED:

/s/ Scott A. Fredricks  
Scott A. Fredricks  
*Attorney for Defendants Sabre, Inc., Sabre  
Holdings Corporation, and Sabre Travel Int'l  
Ltd. d/b/a Sabre Travel Network*

/s/ Robert S. Berezin  
Robert S. Berezin  
*Attorney for Plaintiff American Airlines, Inc.*

/s/Christian D. Tucker  
Christian D. Tucker  
*Attorney for Defendants Travelport  
Limited and Travelport, LP*

/s/ Brendan McShane  
Brendan McShane  
*Attorney for Defendant Orbitz  
Worldwide, LLC*

**EXHIBIT A**

<b>DATE</b>	<b>DOCKET NO.</b>	<b>DESCRIPTION</b>
6/1/2011	52	American Airlines Inc.'s Motion for Leave to File Under Seal attaching First Amended Complaint
6/6/2011	57	American Airlines Inc.'s Motion for Leave to File Under Seal attaching Opposition to Travelport's FRCP 12(B)(3) and 28 U.S.C. § 1406(A) Motion to Dismiss or Transfer AA's Complaint
6/8/2011	66	American Airline Inc.'s Unopposed Motion for Leave to File Under Seal attaching Opposition to Travelport's FRCP 12(B)(3) and 28 U.S.C. § 1406(A) Motion to Dismiss or Transfer AA's Complaint
6/9/2011	70	First Amended Complaint
7/13/2011	98	Memorandum in Support of Sabre's Motion to Dismiss Pursuant to Rule 12(b)(6)
7/13/2011	99	Appendix in Support of Sabre's Motion to Dismiss
8/3/2011	124	American Airlines Inc.'s Response in Opposition to Sabre's Motion to Dismiss Pursuant to Rule 12(b)(6)
9/16/2011	139	Appendix in Support of American Airlines Inc.'s Response to Travelport's September 9, 2011 Letter
10/20/2011	148	American Airlines Inc.'s Motion for Leave to File Second Amended Complaint and Brief in Support
12/5/2011	159	Second Amended Complaint
12/22/2011	172	Partial Answer, Affirmative Defenses, and Counterclaims by Travelport
12/28/2011	175	Appendix of Exhibits to Travelport's Opposition to Plaintiff American Airlines, Inc.'s Motion for Protective Order with Respect to Travelport's Request for Admissions and Interrogatories
1/9/2012	182	Travelport's Response in Opposition to Plaintiff American Airline Inc.'s Motion for Reconsideration
1/9/2012	183	Appendix in Support of Travelport's Response in Opposition to Plaintiff American Airlines, Inc.'s Motion for Reconsideration
1/10/2012	184	Travelport's Response in Opposition to Plaintiff American Airline Inc.'s Motion to Extend Scheduling Order Deadlines
1/10/2012	185	Appendix of Exhibits to Travelport's Response in Opposition to Plaintiff American Airlines, Inc.'s Motion to Extend Scheduling Order Deadlines
1/12/2012	190	Appendix in Support of Sabre's Response to American Airlines, Inc.'s Motion to Extend Scheduling Order Deadlines

<b>DATE</b>	<b>DOCKET NO.</b>	<b>DESCRIPTION</b>
1/23/2012	203	Appendix in Support of American Airlines, Inc.'s Reply to Travelport's Response in Opposition to Americans Motion for Reconsideration of the Court's November 21, 2011 Order
1/24/2012	206	Appendix in Support of American Airlines Inc.'s Reply Brief in Support of its Motion to Extend Deadlines
2/2/2012	218	Reply in Further Support of Travelport's Rule 12(b)(6) Motion to Dismiss the Third Through Sixth Claims for Relief in Plaintiff's Second Amended Complaint
2/6/2012	222	Travelport's Opposed Motion for Leave to File Surreply in Opposition to American Airlines, Inc.'s Motion for Reconsideration
2/7/2012	223	Travelport's Response to Plaintiff's Motion to File Supplemental Brief in Support of its Motion to Extend Scheduling Order Deadlines
2/9/2012	224	Motion for an Order to Permitting Defendant Orbitz Worldwide, LLC to Share Certain Documents with In-House Counsel Pursuant to the Protective Order
2/9/2012	225	Appendix in Support of Orbitz's Motion for Order Permitting it to Share Certain Documents
2/14/2012	231	Appendix to Motion by the Travelport Defendants to Compel Discovery and for Sanctions
2/21/2012	236	Plaintiff American Airlines, Inc.'s Memorandum in Support of its Rule 12(B)(6) Motion to Dismiss Travelport's Counterclaims
3/13/2012	258	Travelport's Brief in Opposition to Plaintiff American Airlines, Inc.'s Rule 12(b)(6) Motion to Dismiss Travelport's Counterclaims
4/5/2012	283	Sabre's Supplement to its Motion to Dismiss American Airlines's Second Amended Complaint
4/5/2012	284	Appendix of Exhibits to Sabre's Supplement to its Motion to Dismiss American Airline's Second Amended Complaint
4/5/2012	288	Brief in Support of Travelport's Supplemental Rule 12(b)(6) Motion to Dismiss Plaintiff American Airlines, Inc.'s Supplement to Second Amended Complaint
4/26/2012	308	Appendix in Support of Plaintiff American Americans, Inc.'s Supplemental Brief in Opposition to Travelport's Motion to Dismiss the Second Amended Complaint
5/10/2012	319	Reply in Support of Travelport's Supplemental Rule 12(b)(6) Motion to Dismiss Plaintiff American Airlines, Inc.'s Supplement to Second Amended Complaint
5/16/2012	326	Brief in Support of Motion by Defendants Travelport and Orbitz (A) for Leave to Take Up to Twenty-Five Fact Depositions and (B) for Expedited Treatment

<b>DATE</b>	<b>DOCKET NO.</b>	<b>DESCRIPTION</b>
5/16/2012	327	Appendix to Motion by Defendants Travelport and Orbitz (A) for Leave to Take Up to Twenty-Five Fact Depositions and (B) for Expedited Treatment
7/25/2012	378	Appendix in Support of American Airlines Inc.'s Motion to Compel Deposition of Sabre Witness and Motion for Expedited Treatment
8/15/2012	384	Appendix of Exhibits in Support of Sabre Defendants' Response to Americans Motion to Compel the Second Deposition of Sabre Witness & Motion for Protection
8/21/2012	389	Sabre Defendants' Answer and Counterclaims to Second Amended Complaint and Supplement to Second Amended Complaint
8/22/2012	391	Sabre Defendants' Corrected Answer and Counterclaims to Second Amended Complaint and Supplement to Second Amended Complaint and Supplement to Second Amended Complaint
2/5/2013	433	Travelport Defendant's Motion for Reconsideration and Leave to File an Additional Counterclaim
2/5/2013	434	Brief in Support of Travelport Defendants' Motion for Reconsideration and Leave to File and Additional Counterclaim
2/25/2013	456	Appendix in Support of Plaintiff American Americans, Inc.'s Motion to Authorize Deposit into Court Registry and for Expedited Trial