

Judge Robert S. Lasnik

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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

JASON D. SMITH,

Plaintiff,

v.

CHARLES D. NAGEL, M.D.,
and THE UNITED STATES OF AMERICA,

Defendants.

C08-0789RSL

MOTION AND ORDER FOR
LEAVE TO FILE UNDER SEAL

Noted on Motions Calendar:
March 26, 2009

Federal Defendant United States of America, by and through its undersigned counsel,
hereby respectfully moves pursuant to Local Civil Rule 5(g) for leave to file under seal
Attachments A - D to the Affidavit of Margaret Ogden, which affidavit was filed on March 16,
2009 in support of the United States' Reply to the plaintiff's Response to Motion for Leave to
File Motion to Dismiss. Leave is sought herein out of an abundance of caution to avoid
inadvertent disclosure of material that might conceivably be considered personal or confidential.

1 DATED this 17th day of March, 2009.

2 Respectfully submitted,


3 JEFFREY C. SULLIVAN
4 UNITED STATES ATTORNEY

5 s/Patricia D. Gugin
6 PATRICIA D. GUGIN, PABA #54927
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11 Fax: 253-428-3826
12 E-mail: pat.gugin@usdoj.gov

13 ORDER

14 ORDERED that the Motion to File under Seal Attachments A-D of Affidavit of
15 Margaret Ogden is granted for the reasons set forth in the Motion.

16 So ORDERED this 30th day of March, 2009.

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19 Robert S. Lasnik
20 United States District Judge
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