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4 UNITED STATES DISTRICT COURT
5 WESTERN DISTRICT OF WASHINGTON
6 AT SEATTLE

7 GORDON SCOTT STROH,

8 Plaintiff,

9 v.

10 SATURNA CAPITAL
CORPORATION, et al.,

11 Defendants.

C16-283 TSZ

MINUTE ORDER

12 The following Minute Order is made by direction of the Court, the Honorable
13 Thomas S. Zilly, United States District Judge:

14 (1) Defendants' motion to seal, docket no. 98, is GRANTED. Exhibit A to the
15 Declaration of Brendan T. Mangan, docket no. 102, shall remain under seal.

16 (2) Plaintiff's motion to seal, docket no. 104, is DENIED in part, DEFERRED
17 in part, and RENOTED to May 12, 2017. Plaintiff's counsel apparently intended to file
18 Exhibits C, I, O, AJ, AQ, BB, BC, BF, BG, BH, and BK to the Declaration of
19 Christopher B. Wells ("Wells Declaration"), docket no. 107-1, under seal, but failed to do
20 so,¹ and instead filed all other exhibits to the Wells Declaration under seal, *see* docket
21 no. 108. As to Exhibits C, BB, BC, BF, BG, and BH to the Wells Declaration, which
22 either provide the same criminal history information as, or consist of e-mails duplicative
23 of, Exhibits C, N, O, P, and Q to the Declaration of Jane Carten, docket no. 100, which
were not filed under seal, plaintiff's motion to seal is DENIED. Plaintiff's motion to seal

¹ Exhibits C, I, O, AJ, AQ, BB, BC, BF, BG, BH, and BK were available to the public from April 21, 2017, when they were electronically filed, until May 1, 2017, when counsel's filing error was discovered by the Court and the documents were sealed by the Clerk. The parties are advised that, during such period, the documents were uploaded by private websites unrelated to and outside the control of the Court, and they appear to now be available to the public for a fee. *See, e.g.*, www.pacermonitor.com; www.law360.com.

1 is otherwise DEFERRED. Although Exhibit O to the Wells Declaration is described as
2 the expert report of Mary Curran, the document actually filed is a memorandum by
3 plaintiff titled "Keith Baldwin call," bearing bates number STROH 000495. Exhibit BK
4 is the expert report of Mark R. Newton, CPA. Plaintiff has not explained why either
5 expert report, even if both had been provided, should be sealed. As to Exhibits I, AJ, and
6 AQ, plaintiff's motion merely refers for support to defendants' unrelated motion to seal,
7 docket no. 98. If any party wishes to keep Exhibits I, O, AJ, AQ, or BK to the Wells
8 Declaration under seal, such party shall file an explanatory brief, not to exceed five (5)
9 pages in length, by May 12, 2017. In addition, the parties are DIRECTED to show cause
10 by May 12, 2017, why Exhibits A, B, D-H, J-N, P-AI, AK-AP, AR-BA, BD-BE, and BI-
11 BJ to the Wells Declaration, docket no. 108, should not be unsealed. Unless the brief and
12 show cause response required in this paragraph are timely submitted, all exhibits to the
13 Wells Declaration, docket nos. 107-1 and 108, will be unsealed.

14 (3) The Clerk is directed to send a copy of this Minute Order to all counsel of
15 record.

16 Dated this 2nd day of May, 2017.

17 William M. McCool
18 Clerk

19 s/Karen Dews
20 Deputy Clerk