## UNITED STATES DISTRICT COURT **WESTERN WASHINGTON** AT TACOMA DIVISION

MAJOR MARGARET WITT,

Plaintiff,

v.

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UNITED STATES DEPARTMENT OF THE AIR FORCE; ET AL.,

Defendants.

No. C06-5195 RBL

STIPULATION AND ORDER TO SEAL PREVIOUSLY FILED **DOCUMENTS 112-5 AND 169-1** 

## I. **STIPULATION**

The parties to this action, by and through their respective attorneys of record, hereby stipulate and agree that Documents 112-5 and 169-1 previously filed with this Court shall be sealed consistent with Local Civil Rule 5(g). Document 112-5 contains personally identifying information which may reveal currently serving gay and lesbian servicemembers. Accordingly, there is a compelling interest in protecting these documents from public review. Document 169-1 is identical to Document 112-5, however, the personally identifying information is still not fully redacted.

Stip and Order to Seal Previously Filed Docs. 112-5 and 169-1 No. C06-5195

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The parties agree that the above documents will be replaced with a properly redacted	
version attached to this Stipulation & Order as Exhibit 1 (Redacted 112-5 and 169-1). Exhibit 1	
is identical to both Documents 112-5 and 169-1 with the exception that personally identifying information has been properly redacted. If the Court grants this Stipulation & Order, Plaintiff	
Respectfully submitted,	
DATED this 8th day of October, 2010.	DATED this 8th day of October, 2010.
AMERICAN CIVIL LIBERTIES UNION OF WASHINGTON FOUNDATION	U.S. DEPARTMENT OF JUSTICE
By:	By:
	PETER J. PHIPPS BRYAN R. DIEDERICH STEPHEN J. BUCKINGHAM United States Department of Justice Civil Division, Federal Programs Branch 20 Massachusetts Ave., N.W. Washington, D.C. 20001 Tel: (202) 616-8482 Fax: (202) 616-8470 peter.phipps@usdoj.gov Stephen.Buckingham@usdoj.gov bryan.diederich@usdoj.gov  Attorneys for Defendants
Attorneys for Plaintiff	
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	A CIT II IV.

Stip and Order to Seal Previously Filed Docs. 112-5 and 169-1 No. C06-5195

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## II. ORDER

Based on the foregoing stipulation and a compelling showing, it is hereby ORDERED that Documents 112-5 and 169-1 shall be sealed. Plaintiff shall file a praecipe with the redacted version as set forth in Exhibit 1 attached to this Stipulation & Order.

DATED this 12th day of October, 2010.

**RONALD B. LEIGHTON** 

UNITED STATES DISTRICT JUDGE

Presented by:

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DATED this 8th day of October, 2010. DATED this 8th day of October, 2010.

ACLU OF WASHINGTON FOUNDATION U.S. DEPARTMENT OF JUSTICE

By: /s/ Peter J. Phipps\_\_\_\_ By: /s/ Sarah A. Dunne Sarah A. Dunne, WSBA #34869 PETER J. PHIPPS Sher S. Kung, WSBA #42077 STEPHEN J. BUCKINGHAM 901 Fifth Ave, #630 BRYAN R. DIEDERICH Seattle, WA 98164 United States Department of Justice Civil Division, Federal Programs Branch Tel: (206) 624-2184 dunne@aclu-wa.org 20 Massachusetts Ave., N.W. skung@aclu-wa.org Washington, D.C. 20001 Tel: (202) 616-8482 CARNEY BADLEY SPELLMAN Fax: (202) 616-8470 James Lobsenz, WSBA#8787 peter.phipps@usdoj.gov

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