

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION**

ACLU OF TENNESSEE,	)	
	)	
Intervening Plaintiff,	)	
v.	)	No. 2:17-cv-02120-JPM-dkv
	)	
THE CITY OF MEMPHIS,	)	
	)	
Defendant.	)	

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**MOTION TO ALLOW FILING UNDER SEAL**

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COMES NOW the defendant, City of Memphis, and moves this Honorable Court as follows:

- 1) During the course of discovery in this case, a number of documents and deposition transcripts have been designated as "Confidential" by one or both of the remaining parties to the litigation.
- 2) There is presently a Protective Order in place with regard to this case which sets forth various guidelines concerning the handling and treatment of documents and other potential evidence.
- 3) In connection with the filing of dispositive motions, the City respectfully requests that it be allowed to file exhibits to the motions and memoranda under seal to insure that claims of privilege and confidential information as designated by the parties are not inadvertently disclosed.
- 4) Counsel for the parties have consulted and have agreed that once the motions are served, counsel will consult concerning the possible declassification of materials so as to remove them sealed status by agreement.

5) The parties have consulted, through counsel, and it is agreed that neither Plaintiffs nor Defendants have objection to the filing of documents under seal for the purposes described herein, although the ultimate issue of whether particular disputed documents are privileged or eligible to remain under seal is reserved by the parties.

Respectfully Submitted,

BAKER, DONELSON, BEARMAN,  
CALDWELL & BERKOWITZ, PC

s/ Buckner Wellford

Buckner Wellford (TN #9687)

R. Mark Glover (#TN 6807)

Jennie Vee Silk (#TN 35319)

165 Madison Avenue, Suite 2000

Memphis, TN 38103

Telephone: 901.577.2142

Facsimile: 901.577.0786

E-Mail: [bwellford@bakerdonelson.com](mailto:bwellford@bakerdonelson.com)

*Attorneys for Defendant The City of  
Memphis*

**CERTIFICATE OF SERVICE**

I hereby certify that on the \_\_\_\_ day of June 2018, a copy of the attached pleadings was filed electronically. Notice of this filing will be served by operation of the Court's electronic filing system to all counsel of record.

Thomas H. Castelli  
Legal Director  
ACLU Foundation of Tennessee  
P.O. Box 120160  
Nashville, TN 37212  
[tcastelli@aclu-tn.org](mailto:tcastelli@aclu-tn.org)

*Attorneys for Intervening Plaintiff*

s/ Buckner Wellford \_\_\_\_\_  
Buckner Wellford