

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF OKLAHOMA**

UNITED STATES OF AMERICA,

Plaintiff,

RACHEL TUDOR,

Plaintiff-Intervenor,

v.

SOUTHEASTERN OKLAHOMA STATE
UNIVERSITY, and

THE REGIONAL UNIVERSITY SYSTEM
OF OKLAHOMA,

Defendants.

Case No. 15-cv-324-C

**DEFENDANTS' MOTION FOR LEAVE TO FILE
REPLY *EX PARTE* AND UNDER SEAL**

Defendants Southeastern Oklahoma State University ("SEOSU") and The Regional University System of Oklahoma ("RUSO") respectfully move this Court for leave to file their Reply to Plaintiff, United States of America ("Plaintiff") and Plaintiff/Intervenor, Rachel Tudor's ("Intervenor") responses to Defendants' Motion for Protective Order. [Docs. 156, 173 and 174]. In support of this motion Defendants state:

1. Defendants filed their Motion for Protective to prevent the dissemination of information contained in and the actual Settlement Agreement between the United States and Defendants to the media. [Doc. 156].

2. Defendants then filed a Motion for Temporary Restraining Order and Preliminary Injunction to prevent the dissemination of information contained in and the actual Settlement Agreement between the United States and Defendants to the media.

[Doc. 157]. The Court granted the motion on August 31, 2017 prohibiting any party or their attorney from making any statement about the Agreement to any media, organization directly or indirectly. *Id.*

3. In the Court's ruling with regard to Intervenor's Motion for Clarification of the TRO, the Court indicated that filing under seal was an option to avoid further dissemination of the settlement terms. [Doc. 162 at 2].

4. Defendants' request leave to file their reply under seal and *ex parte* in order to prevent the dissemination of any settlement terms from being made public and further to prevent any such terms and documents referencing the same being disseminated to attorneys who have entered appearances in the case, aside from those covered by the TRO.

5. Counsel for Defendants has heard from Intervenor's counsel and he has no objection to the requested relief. At the time of filing this motion, Defendants had not heard from counsel for Plaintiff with regard to any objection they may have.

WHEREFORE, Defendants request leave to file their reply under seal and *ex parte* to prevent the dissemination of information contained in and the actual Settlement Agreement between the United States and Defendants to the media.

Respectfully submitted,

/s/ Kindanne Jones

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CERTIFICATE OF SERVICE

I hereby certify that on this 27th day of September 2017, I electronically transmitted the foregoing document to the Clerk of Court using the ECF System for filing and transmittal of a Notice of Electronic Filing to the following ECF registrants:

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