

9. Ex. L is the Deposition of D.N.
10. Ex. M is the Deposition of Q.S.
11. Ex. P contains Various OutServe Facebook Pages, which list the participants in the Facebook groups.

These exhibits contain information that discloses the identities of seven HIV-positive members of the military. Under established Fourth Circuit precedent, there are three requirements for sealing court filings: (1) public notice of the request to seal with an opportunity to object; (2) consideration of less drastic alternatives; and (3) a statement of specific findings supporting a decision to seal and rejecting alternatives to seal. *Ashcraft v. Conoco, Inc.*, 218 F.3d 282, 288 (4th Cir. 2000).

Defendants have complied with the first *Ashcraft* factor because Defendants have also filed a Notice of Under Seal Filing, this public memorandum, and a Proposed Order to seal the materials pursuant to Local Rule 5. Should Plaintiffs, or any interested member of the public object to the instant motion, he or she may raise his or her objections with the Court.

Second, this is the least drastic alternative available in compliance with the second *Ashcraft* factor. The exhibits contain identifying information, such as name, rank, assignments, and other personal details regarding seven HIV-positive members of the military. Though Defendants request that the exhibits be sealed, it is possible to provide redacted exhibits to ensure compliance with the second *Ashcraft* factor. Accordingly, Defendants would like time to confer with Plaintiffs regarding appropriate redactions of information that could disclose the identities of the individuals referred to in the exhibits. Defendants intend to file a public, redacted version by May 17, 2019 to make public any information that does not fall into these categories.

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this date, I filed the foregoing using the Court's CM/ECF system, which will send a notification of electronic filing (NEF) to the following counsel of record:

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