

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Alexandria Division**

RICHARD ROE; VICTOR VOE; and )  
OUTSERVE-SLDN, INC., )

Plaintiffs, )

v. )

PATRICK M. SHANAHAN, in his official )  
capacity as Acting Secretary of Defense; )  
HEATHER A. WILSON, in her official )  
capacity as Secretary of the Air Force; and )  
the UNITED STATES DEPARTMENT OF )  
DEFENSE, )

No. 1:18-cv-1565-LMB-IDD

Defendants. )

**ORDER**

Upon consideration of Defendants’ Motion to File Under Seal the Written Statements of HIV-positive Airmen, provided as Exhibits A-D to the Declaration of Col. Damon Menendez, filed simultaneously with Defendants’ Motion to Modify the Preliminary Injunction, this Court GRANTS the motion, FINDING that: (1) Defendants’ provided sufficient notice of the request; (2) that there are no less drastic alternatives than sealing the administrative record; and (3) that HIV-positive Airmen’s identities should remain private consistent with the Court’s previous orders, ECF No. 42.

Therefore, the Court ORDERS that Exhibits A-D to the Declaration of Col. Damon Menendez (“Menendez Decl.”), filed simultaneously with Defendants’ Motion to Modify the Preliminary Injunction, be filed under seal. .

1s/   
\_\_\_\_\_  
Leonie M. Brinkema 4/8/19  
United States District Judge