

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

RICHARD ROE, ET AL.,
PLAINTIFFS,
v.

RICHARD V. SPENCER, ET AL.,
DEFENDANTS.

CIVIL ACTION NO. 1:18-cv-01565

NICHOLAS HARRISON, ET AL.,
PLAINTIFFS,
V.

RICHARD V. SPENCER, ET AL.,
DEFENDANTS.

CIVIL ACTION NO. 1:18-CV-00641



**ORDER GRANTING PLAINTIFFS' MOTION TO
FILE UNDER SEAL EXHIBIT B FILED SIMULTANEOUSLY
WITH PLAINTIFFS' SUPPLEMENTAL RESPONSE BRIEF
IN OPPOSITION TO DEFENDANTS' RENEWED
MOTIONS TO DISMISS PLAINTIFF OUTSERVE-SLDN**

Upon consideration of Plaintiffs' Motion to file under seal Exhibit B filed simultaneously with Plaintiffs' Supplemental Response Brief in Opposition to Defendants' Renewed Motions to Dismiss Plaintiff OutServe-SLDN, this Court GRANTS the motion, FINDING that: (1) Plaintiffs provided sufficient notice of the request; (2) there are no less drastic alternatives than filing the transcript from the deposition of Mr. Blevins under seal with a publicly filed redacted version; and (3) there is good cause to keep the pseudonymous Plaintiffs' and OutServe members' identities confidential due to the legitimate risk of stigma and discrimination based upon their LGBTQ identities and/or HIV status if their identities become public. Under such circumstances, where "the public's right of access is outweighed by competing interests," the

Court “may, in its discretion, seal documents.” *In re Knight Pub. Co.*, 743 F.2d 231, 235 (4th Cir. 1984). This order is consistent with the Court’s previous orders *Roe* ECF Nos. 42, 69, 136, and 198 in which Plaintiffs’ exhibits to other motions were filed under seal along with publicly filed redacted versions. Therefore, it is hereby:

ORDERED that Exhibit B in support of Plaintiffs’ Supplemental Response Brief in Opposition to Defendants’ Renewed Motions to Dismiss Plaintiff OutServe-SLDN may remain filed under seal, and that Plaintiffs publicly file a redacted version of Exhibit B by July 26, 2019.

Entered this 19th day of July, 2019.

lsl 
Leonie M. Brinkema
United States District Judge