

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

NICHOLAS HARRISON; and OUTSERVE-  
SLDN, INC.,

Plaintiffs,

v.

RICHARD V. SPENCER, in his official  
capacity as Acting Secretary of Defense;  
MARK T. ESPER, in his official capacity as  
Secretary of the Army; and the UNITED  
STATES DEPARTMENT OF DEFENSE,

Defendants.

No. 1:18-cv-641-LMB-IDD

**ORDER**

Upon consideration of Defendants' Motion to File Under Seal their Supplemental Response Brief and Attached Exhibits, 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; (3) that HIV-positive service members identities should remain private consistent with the Court's previous orders, ECF Nos. 32, 49, 122, and (4) that OutServe's business information should remain confidential consistent with the Court's previous order, ECF No. 211.

Therefore, the Court ORDERS that the Supplemental Response Brief and Attached Exhibits be filed under seal. The Court further ORDERS that Defendants shall confer with Plaintiffs regarding redactions and that Defendants will publicly file a redacted version by August 2, 2019. Defendants may redact only information that poses a reasonable risk of exposing the identities of HIV-positive service members or reveals OutServe's confidential business information.

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Leonie M. Brinkema  
United States District Judge

7/22/19