

**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. )  

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**DEFENDANTS’ MOTION TO FILE UNDER SEAL SUPPLEMENTAL  
ADMINISTRATIVE RECORD PAGES PAGES A-1069 THROUGH A-1074 FILED  
SIMULTANEOUSLY WITH DEFENDANTS’ NOTICE OF FILING OF  
SUPPLEMENTAL ADMINISTRATIVE RECORD**

Pursuant to Local Civil Rule 5, Defendants move the Court to seal Supplemental Administrative Record pages A-1069 through A-1074 filed simultaneously with Defendants’ Notice of Filing of Supplemental Administrative Record. These pages contain information that can be used to expose the identity of the plaintiffs and the identity of the voting members of the Air Force Personnel Board. Defendants intend to file a redacted version of these pages in the public record by March 8, 2019. For these reasons, which are elaborated upon in the accompanying Memorandum in Support, these documents must be filed under seal.

DATE: March 1, 2019

Respectfully submitted,

G. ZACHARY TERWILLIGER  
United States Attorney

/s/

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**PROPOSED ORDER**

Upon consideration of Defendants’ Motion to File Under Seal Supplemental Administrative Record pages A-1069 through A-1074 filed simultaneously with Defendants’ Notice of Filing of Supplemental Administrative Record, 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 Roe and Voe’s identities should remain private consistent with the Court’s previous orders, ECF No. 42, and; (4) that the government has a compelling interest in preventing the public release of the identities of the voting members of the Air Force Personnel Board.

Therefore, the Court ORDERS that Supplemental Administrative Record pages A-1069 through A-1074, filed simultaneously with Defendants’ Notice of Filing of Supplemental Administrative Record, be filed under seal. The Court further ORDERS that Defendants shall

confer with Plaintiffs regarding redaction of identifying information in these pages and that Defendants will publicly file a redacted version by March 8, 2019. Defendants may redact only information that poses a reasonable risk of exposing plaintiffs' identities or the identities of the voting members of the Air Force Personnel Board.

Entered this \_\_\_\_ day of March 2019.

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The Honorable Leonie M. Brinkema  
United States District Judge