

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION

L.W., *by and through her parents and next friends,*)
Samantha Williams and Brian Williams, et al.)
)
Plaintiffs,)
)
v.)
)
JONATHAN SKRMETTI, *in his official capacity*)
as the Tennessee Attorney General and Reporter, et)
al.,)
)
Defendants.)

No. 3:23-cv-00376
JUDGE RICHARDSON
JUDGE NEWBERN

**DEFENDANTS' MOTION FOR LEAVE TO FILE UNDER SEAL UNREDACTED
EXHIBIT IN SUPPORT OF THEIR RESPONSE IN OPPOSITION TO PLAINTIFFS'
MOTION FOR PRELIMINARY INJUNCTION**

Defendants Jonathan Skrmetti, in his official capacity as Tennessee Attorney General and Reporter, Tennessee Department of Health (“TDH”), Ralph Alvarado, in his official capacity as Commissioner of TDH, Tennessee Board of Medical Examiners (“BME”), Melanie Blake, in her official capacity as President of BME, Stephen Lloyd, in his official capacity as Vice President of BME, Randall E. Pearson, Phyllis E. Miller, Samantha McLerran, Keith G. Anderson, Deborah Christiansen, John W. Hale, John J. McGraw, Robert Ellis, James Diaz-Barriga, and Jennifer Claxton, all in their official capacities as members of BME, and Logan Grant, in his official capacity as Executive Director of the Tennessee Health Facilities Commission (collectively “Defendants”), by and through counsel, move under Local Rule 5.03 to file under seal an unredacted version of Exhibit 7 offered in support of their Response in Opposition to Plaintiffs’ Motion for Preliminary Injunction.

The Expert Declaration of Michael K. Laidlaw, M.D. (Exhibit 7) includes an analysis of Plaintiffs’ medical information. Pursuant to the Protective Order entered in this matter, Plaintiffs’

medical information is confidential information that must be filed under seal. (ECF No. 87, ¶ 16.) Pursuant to Local Rule 5.03, Defendants provide notice that filing a public, unredacted version of this exhibit is impracticable as it would violate the Protective Order in this case. Defendants have filed a redacted version of Exhibit 7 on the docket that shields public view of those portions of the exhibit that contain confidential information.

For the reasons stated, Defendants respectfully request that this motion be granted and that an unredacted version of Exhibit 7 be formally filed under seal and considered in support of their Response in Opposition to Plaintiffs' Motion for Preliminary Injunction.

Dated: May 19, 2023

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on May 19, 2023, the undersigned filed the foregoing document via this Court's electronic filing system, which sent notice of such filing to the following counsel of record:

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