

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION

2023 OCT 26 P 12:18

BRIANNA BOE, *et al.*,

Plaintiffs,

v.

STEVE MARSHALL, *et al.*,

Defendants.

TREY CRANGER, CLK
U.S. DISTRICT COURT
MIDDLE DISTRICT ALA

**Case No. 2:22-cv-184-LCB
UNDER SEAL**

**SEALED JOINDER TO EMERGENCY MOTION TO STAY
DISSEMINATION OF SEALED FINAL REPORT AND SUPPORTING
MEMORANDUM AND BRIEF**

FILED UNDER SEAL

**UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION**

BRIANNA BOE, et al.,)
)
 Plaintiffs,)
)
 v.)
)
 STEVE MARSHALL, et al.,)
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 Defendants.)

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**SEALED JOINDER TO EMERGENCY MOTION TO STAY
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MEMORANDUM AND BRIEF**

COMES NOW Michael Shortnacy (“Shortnacy”) and hereby joins in the Emergency Motion to Stay Dissemination of Sealed Final Report and the supporting Memorandum and Brief filed by James Esseks, Carl Charles, and LaTisha Faulks (Docs. 319, 321, 327). Shortnacy adopts and incorporates the factual background and arguments pertaining to *Ladinsky and Ecknes-Tucker* as if fully set forth herein. Shortnacy supplements Section III of the sealed supporting Brief (doc. 327) to identify additional portions of the Panel’s recitation of facts that include privileged and work-product information related to *Ladinsky and Ecknes-Tucker*. See *Vague*, Doc. 70 at 31-50 (sealed). Counsel was compelled to disclose such information to the Panel *in camera* without waiver of any applicable privileges and under the

Panel's assurances that those protections would be preserved. Doc. 327 at 11-18 (sealed).

For the reasons set forth in the Emergency Motion to Stay Dissemination of Sealed Final Report and the supporting Memorandum and Brief, this Court should rescind its October 4, 2023 Order and, if necessary, direct that any disseminated copies of the Sealed Final Report be immediately returned or destroyed.

Respectfully submitted,

s/ Bruce Rogers

Bruce F. Rogers
Elizabeth N. Terenzi

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Counsel for Michael Shortnacy

CERTIFICATE OF SERVICE

I certify that, on October 26, 2023, I filed a copy of the foregoing with the Clerk of Court **UNDER SEAL** and served a copy on counsel in the miscellaneous *Vague* action (Case No. 2:22-mc-3977-WKW) by email. **THIS MOTION AND BRIEF WAS NOT SERVED ON THE ALABAMA ATTORNEY GENERAL OR OTHER COUNSEL FOR PARTIES IN THIS ACTION.**

/s/ Bruce Roper

OF COUNSEL