

Appendix E

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 08-80736-CIV-MARRA

JANE DOE #1 and JANE DOE #2,

Petitioners,

vs.

UNITED STATES,

Respondent.

MOTION TO SEAL

The United States of America, by and through the undersigned Assistant United States Attorney, hereby moves to seal its Reply in Support of Its Motion to Dismiss for Lack of Subject Matter Jurisdiction for the following reasons:

1. The Motion contains information regarding proceedings before West Palm Beach Federal Grand Jury 05-02 and West Palm Beach Federal Grand Jury 07-103, which is subject to the secrecy protections of Fed. R. Crim. P. 6.
2. Pursuant to Rule 6(e)(6), “[r]ecords, orders, and subpoenas relating to grand-jury proceedings must be kept under seal to the extent and as long as necessary to prevent the unauthorized disclosure of a matter occurring before a grand jury.”
3. On November 7, 2011, the United States moved for permission to disclose limited information from those grand jury proceedings relevant to this litigation. The Court issued an Order allowing such limited disclosure, but required that all pleadings containing such information be filed under seal.

WHEREFORE, the United States respectfully requests that its Reply in Support of Its Motion to Dismiss for Lack of Subject Matter Jurisdiction be sealed.

DATED: January 26, 2012

Respectfully submitted,

WIFREDO A. FERRER
UNITED STATES ATTORNEY

By:


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CERTIFICATE OF SERVICE

The undersigned hereby certifies and affirms that a copy of the foregoing was served via United States Mail this 26th day of January, 2012, upon Counsel for Petitioners Jane Doe #1 and Jane Doe #2.


A. MARIE VILLAFAÑA
ASSISTANT U.S. ATTORNEY

SERVICE LIST

Jane Does 1 and 2 v. United States,
Case No. 08-80736-CIV-MARRA/JOHNSON
United States District Court, Southern District of Florida

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**Attorneys for Jane Doe # 1 and Jane Doe #
2**