

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

CASE NO.: 20-CV-81205-REINHART

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

**COMPLETE BUSINESS SOLUTIONS GROUP,
INC. d/b/a/ PAR FUNDING, et al.,**

**PLAINTIFF'S MOTION TO FILE MATERIALS UNDER SEAL
FOR USE AT THE APRIL 30, 2021 HEARING**

Pursuant to Local Rule 5.4, Plaintiff Securities and Exchange Commission respectfully seeks to file under seal: (1) deposition transcripts that Non-Parties John Pauciulo and Eckert Seamans (put in full name have) have designated as Confidential; and (2) charts identifying the designations and material responding/relevant to each.

Good cause exists because the Non-Parties have claimed that portions of deposition transcripts are confidential under the Protective Order in this case (DE 437). Pursuant to that Order, materials designated as confidential must be treated as confidential until the Court rules on the confidential designation. The Court is holding a hearing on the designations on April 30, 2021. Therefore, the transcripts at issue should be before the Court during that hearing. Further, the charts we seek to file under seal will aid the Court in ruling on the designations.

Because the transcripts are currently subject to challenged confidential designations, they can only be filed under seal. (DE 437). The charts address and identify the information in the designated portions of the transcripts, and therefore they should also be filed under seal. If they are filed publicly, then the information the Non-Parties seek to hold confidential would be revealed before the Court rules on the designations.

We ask that the transcripts and charts remain under seal until the Court rules on the confidential designations in those transcripts, which we anticipate will be April 30, 2021 following the hearing on these issues.

Wherefore, we ask that we be permitted to file the Non-Parties' deposition transcripts, confidential designations, and related charts under seal until 5:00pm on April 30, 2021 or the Court's Order on the confidential designations, whichever occurs later.

April 29, 2021

Respectfully submitted,

By: Amie Riggle Berlin
Amie Riggle Berlin
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Florida Bar No. 630020
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Attorney for Plaintiff

**SECURITIES AND EXCHANGE
COMMISSION**

801 Brickell Avenue, Suite 1950
Miami, Florida 33131
Telephone: (305) 982-6300
Facsimile: (305) 536-4154

CERTIFICATE OF CONFERRAL

Undersigned conferred with counsel for the Non-Parties' and they have no objections.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was served this 29th day of April 2021 via CM-ECF on all defense counsel or Pro Se in this case.

Amie Riggle Berlin
Amie Riggle Berlin

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/

ORDER GRANTING MOTION TO FILE UNDER SEAL

THIS MATTER came before the Court upon the Plaintiff's Motion to File Materials Under Seal For Use At The April 30, 2021 Hearing, and the Court, after reviewing the Motion and otherwise being duly advised,

IT IS HEREBY ORDERED that the Motion **IS GRANTED**. The Plaintiff is permitted to file the Non-Parties' deposition transcripts, confidential designations, and related charts under seal until 5:00pm on April 30, 2021 or the Court's Order on the confidential designations, whichever occurs later

DONE and ORDERED in Fort Lauderdale, Florida, this ____ day of April 2021.

BRUCE E. REINHART
UNITED STATES MAGISTRATE JUDGE

Copies to; Counsel of Record