

**IN THE COURT OF COMMON PLEAS
SUMMIT COUNTY, OHIO**

<p>MEMBER WILLIAMS, <i>et al.</i>,</p> <p style="text-align: center;">Plaintiffs,</p> <p style="text-align: center;">vs.</p> <p>KISLING, NESTICO & REDICK, LLC, <i>et al.</i>,</p> <p style="text-align: center;">Defendants.</p>	<p>Case No. 2016-CV-09-3928</p> <p>Judge James A. Brogan</p> <p>Plaintiffs' Motion for Leave to File under Seal the Deposition Transcripts of Defendant Sam Ghoubrial, M.D., and Richard Gunning, M.D.</p>
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Under the September 12, 2017 protective order, Plaintiffs hereby seek leave to file under seal the deposition transcripts of Defendant Sam Ghoubrial, M.D., and Richard Gunning, M.D. *See* protective order, Section 8.d, p. 9 (“a party seeking to file a brief, pleading, or exhibit under seal shall first file a motion for leave to file under seal prior to filing such brief, pleading, or exhibit”); and Section 8.c, p. 8 (“To the extent that it is necessary for a party to discuss the contents of any confidential information ... in a written pleading, then such portion ... may be filed under seal with leave of court.”).

As before, Plaintiffs have no choice but to manually file these “documents under seal,” due to the Defendants' designating the entirety of the transcripts as “confidential.” *Id.* at Section 8, p. 7-8 (“[T]o the extent that a brief, memorandum, or pleading references any document marked as” confidential, then the pleading “shall refer the Court to the particular exhibit filed under seal without disclosing the contents of any confidential information.”). Upon receiving confidentiality designations from Defendants, Plaintiffs will promptly file a copy of each transcript reflecting the portions the Defendants believe to be “confidential” under the protective order.

Because the Defendants have insisted that the entirety of Defendant Ghoubrial's and Dr. Gunning's deposition transcripts are "confidential" under the protective order, good cause exists to grant Plaintiffs leave to file them under seal.

Respectfully submitted,

/s/ Rachel Hazelet

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Certificate of Service

The foregoing document was filed on April 19, 2019, using the Court's electronic-filing system, which will serve copies on all necessary parties. Personal counsel for Richard Gunning, M.D., John Myers, Esq. (johnmyerscolpa@gmail.com), was also emailed a copy of this document on this date.

/s/ Rachel Hazelet

Attorney for Plaintiffs