

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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IN RE:

GENERAL MOTORS LLC IGNITION SWITCH
LITIGATION

14-MD-2543 (JMF)
14-MC-2543 (JMF)

This Document Relates to All Actions

ORDER NO. 133

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JESSE M. FURMAN, United States District Judge:

[Regarding Motions To Seal]


To minimize the burdens on the Court and the parties, the procedures regarding the filing of documents under seal or in redacted form set forth in Section X of MDL Order No. 77 (Docket No. 1349) are hereby modified as follows. Effective immediately, unless and until the Court orders otherwise (as to any specific submission or more generally), the parties are granted leave to file any and all motion papers under seal or in redacted form on a temporary basis, without the need to obtain specific approval from the Court to do so. That is, the parties need not (and should not) file a motion to file under seal or in redacted form any papers filed in connection with another motion. (The parties should continue to file motions to file under seal or in redacted form any documents that are not related to another motion.)

In lieu of filing a motion to seal motion papers, the parties should file a “Notice of Sealed/Redacted Filing” on the docket at the time of filing any sealed or redacted materials. Upon resolution of the underlying motion by the Court, the parties shall then follow the procedures set forth in Section X of MDL Order No. 77 with respect to addressing the propriety of keeping the documents at issue under seal or in redacted form on a permanent basis. On that score, the Court reminds the parties that sealing and/or redactions must be narrowly tailored to serve whatever purpose justifies them and otherwise consistent with the presumption in favor of

public access to judicial documents. *See, e.g., Lugosch v. Pyramid Co. of Onondaga*, 435 F.3d 110, 119-20 (2d Cir. 2006). Additionally, “the mere fact that information is subject to a confidentiality agreement between litigants is not a valid basis to overcome the presumption in favor of public access to judicial documents.” *In re: Gen. Motors LLC*, No. 14-MD-2543 (JMF), 2015 WL 7574460, at *10 (S.D.N.Y. Nov. 25, 2015) (citing cases).

SO ORDERED.

Date: September 14, 2017
New York, New York



JESSE M. FURMAN
United States District Judge