UNITED STATES DISTRICT COURT EASTERN DISTRICT OF MICHIGAN **SOUTHERN DIVISION**

IN RE:

§ § CASE NO. 00-CV-00005-DPH DOW CORNING CORPORATION, § (Settlement Facility Matters) § **REORGANIZED DEBTOR** § Hon. Denise Page Hood

> **ORDER SEALING CERTAIN EXHIBITS TO CLAIMANTS' ADVISORY COMMITTEE REPLY**

It is hereby ordered that Exhibits 11 and 13 to Reply of Claimants' Advisory Committee in Further Support of Finance Committee's Recommendation and Motion for Authorization to Make 50% Second Priority Payments may be filed under seal. Exhibit 11 is a page from the Report of Independent Assessor End of Fourth Quarter 2010, Preliminary Report May 20, 2011. Exhibit 13 is the Reply Declaration of Mark Peterson. The Claimants' Advisory Committee requests that the Court seal these exhibits because they contain arguably confidential financial and statistical information belonging to the SF-DCT, forecasting model information belonging to the Independent Assessor, and confidential data belonging to the RSP Claims Administrator. Courts in the Sixth Circuit have recognized that protecting privacy rights of third parties, including those parties' financial or proprietary information, may justify the filing of certain information under seal. See Brown v. Williamson Tobacco Corp. v. Federal Trade Commission, 710 F.2d 1165, 1179 (6th Cir. 1983); Vitel Diagnostics, Inc. v. Bossardet, 11-cv-

2:00-mc-00005-DPH Doc # 1302 Filed 03/14/17 Pg 2 of 2 Pg ID 20276

14575, 2012 WL 6028428 (E.D. Mich. Oct. 12, 2012). For these reasons Exhibits 11 and 13 should be sealed.

SO ORDERED

14th day of March, 2017

/s/ Denise Page Hood HON. DENISE PAGE HOOD UNITED STATED DISTRICT COURT