

**In The
Supreme Court of the United States**

STATE OF FLORIDA,

Plaintiff,

v.

STATE OF GEORGIA,

Defendant.

OFFICE OF THE SPECIAL MASTER

**[PROPOSED] ORDER ON GEORGIA'S MOTION TO SUBMIT
TRIAL EXHIBITS UNDER SEAL OR WITH REDACTIONS AND FLORIDA'S
MOTION TO WITHHOLD INFORMATION IN TRIAL EXHIBIT FROM THE
PUBLIC RECORD**

**[PROPOSED] ORDER ON GEORGIA'S MOTION TO SUBMIT
TRIAL EXHIBITS UNDER SEAL OR WITH REDACTIONS AND FLORIDA'S
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PUBLIC RECORD**

The parties have conferred and jointly propose the following order regarding confidentiality:

The Special Master shall allow trial exhibits and related submissions to be filed under seal or with redactions to protect the following information:

1. Social Security numbers
2. Names of minor children
3. Dates of birth
4. Financial account numbers
5. Home addresses
6. Home telephone numbers
7. Cell phone numbers
8. Personal email addresses
9. GPS coordinates of threatened and endangered species
Parties may use photographs or videotape of endangered or threatened species, along with maps identifying the areas where the photographs or videos were taken, so long as GPS coordinates are not publicly disclosed.
10. Names of individual farmers.
Parties may refer to farms or withdrawal points by permit number and location (or other means of identification) to protect individual farmer identities.
11. GPS coordinates of public water supply intakes and private water withdrawal points, and agricultural water meters.
Parties may identify specific locations of water use (such as by sub-basin, etc.) and display maps of agricultural withdrawal locations, so long as the specific GPS coordinates are not publicly disclosed.
12. Names of agricultural water permit holders.
Parties may refer to farms or withdrawal points by permit number and location (or other means of identification) to protect individual farmer identities.

13. Proprietary university materials
Draft and related materials that are not yet public and pending patent submissions shall be protected pursuant to this order.
14. Settlement Discussions Related to This Case
Any settlement discussions or mediation conducted in 2015 and 2016 will be treated as confidential.

For files where confidential information can be redacted, parties shall submit proposed redactions in accordance with CMO No. 20, § 2.3. Parties may submit files under seal to protect the specific categories of confidential information as described in this motion. Information derived from redacted or sealed exhibits shall be allowed in open court so long as the specific categories of confidential information identified above are protected and kept from the public record.

The information protected by this order shall be sealed for the purposes and duration of this case, until otherwise ordered.

IT IS SO ORDERED.

Date: _____

Ralph I. Lancaster
Special Master

Pierce Atwood LLP
Merrill's Wharf
254 Commercial Street
Portland, ME 04101
Tel: (207) 791-1100
Fax: (207) 791-1350
Email: rlancaster@pierceatwood.com

No. 142, Original

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Before the Special Master

Hon. Ralph I. Lancaster

CERTIFICATE OF SERVICE

This is to certify that the [PROPOSED] ORDER ON GEORGIA'S MOTION TO SUBMIT TRIAL EXHIBITS UNDER SEAL OR WITH REDACTIONS AND FLORIDA'S MOTION TO WITHHOLD INFORMATION IN TRIAL EXHIBIT FROM THE PUBLIC RECORD has been served on this 21st day of October 2016, in the manner specified below:

<u>For State of Florida</u>	<u>For United States of America</u>
<p><u>By U.S. Mail and Email</u></p> <p>Gregory G. Garre <i>Counsel of Record</i> Latham & Watkins LLP 555 11th Street, NW Suite 1000 Washington, DC 20004 T: (202) 637-2207 gregory.garre@lw.com</p>	<p><u>By U.S. Mail and Email:</u></p> <p>Donald J. Verrilli Solicitor General <i>Counsel of Record</i> Department of Justice 950 Pennsylvania Avenue, N.W. Washington, DC 20530 T: 202-514-7717 supremectbriefs@usdoj.gov</p>

<p>Jonathan L. Williams Deputy Solicitor General Office of Florida Attorney General The Capital, PL-01 Tallahassee, FL 32399 T: 850-414-3300 jonathan.williams@myfloridalegal.com</p>	<p><u>By Email Only</u></p> <p>Michael T. Gray michael.gray2@usdoj.gov James DuBois james.dubois@usdoj.gov</p>
<p><u>By Email Only</u></p> <p>Pamela Jo Bondi Craig Varn Christopher M. Kise James A. McKee Adam C. Losey Matthew Z. Leopold Philip J. Perry Abid R. Qureshi Claudia M. O'Brien Paul N. Signarella Donald G. Blankenau Thomas R. Wilmoth floridaacf.lwteam@lw.com floridawaterteam@foley.com</p>	<p><u>For State of Georgia</u></p> <p><u>By Email Only</u></p> <p>Samuel S. Olens Britt Grant Sarah H. Warren Seth P. Waxman Craig S. Primis K. Winn Allen Devora W. Allon georgiawaterteam@kirkland.com</p> <p><i>/s/ Craig S. Primis</i></p> <hr/> <p>Craig S. Primis <i>Counsel of Record</i> KIRKLAND & ELLIS LLP 655 Fifteenth Street, NW Washington, DC 20005 T: 202-879-5000 craig.primis@kirkland.com</p>