

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION
Civil Action No. 5:21-cv-00251-BO

BERINGER COMMERCE, INC. d/b/a BLUE
ACORN iCi,

Plaintiff,

v.

FIN CAP, INC. d/b/a "BLUEACORN.CO,"
BLUE ACORN PPP, LLC, BLUE OAK
FOREST, LLC, MICHAEL S. COTA,
JIMMY FLORES, STEPHANIE
HOCKRIDGE REIS, and NATHAN REIS,

Defendants.

**PROPOSED ORDER GRANTING
LEAVE TO FILE UNDER TO SEAL**

Upon consideration of Plaintiff's Motion for Leave to File Under Seal, the Court GRANTS the motion and FINDS that Plaintiff's request to seal has outweighed the presumption in favor of the public's First Amendment right of access to judicial records. The Court makes this finding because the materials requested to be filed under seal (Exhibits F, J, L, and N to Plaintiff's Verified Complaint (the "Exhibits")) consist of non-party consumer complaints regarding the non-parties' applications for loans under the federal Paycheck Protection Act and contain sensitive financial and business information.

The Court has considered whether less drastic alternatives to sealing would be sufficient, and where additional redactions would result in much of the Exhibits being useless, finds that there are no adequate alternatives to sealing.

Further, the filing of the instant motion has given the public adequate notice and opportunity to challenge the request to seal.

For the foregoing reasons, Plaintiff's Motion for Leave to File Under Seal is GRANTED, and the Clerk's Office is directed to maintain Exhibits F, J, L, and N to Plaintiff's Verified Complaint under seal.

SO ORDERED, this the ____ day of June, 2021.

United States District Judge