

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
(Alexandria Division)**

BLUE FLAME MEDICAL LLC,

Plaintiff,

v.

CHAIN BRIDGE BANK, N.A.,
JOHN J. BROUGH, and
DAVID M. EVINGER,

Defendants.

Civil Action No. 1:20-cv-00658 (LMB/IDD)

CHAIN BRIDGE BANK, N.A.,

Third-Party Plaintiff,

v.

JPMORGAN CHASE BANK, N.A.,

Third-Party Defendant.

**JPMORGAN CHASE BANK, N.A.’S MEMORANDUM IN SUPPORT OF MOTION TO
FILE AN UNREDACTED MEMORANDUM IN OPPOSITION TO CHAIN BRIDGE
BANK, N.A.’S MOTION TO ESTABLISH THE AMOUNT OF INDEMNIFIED FEES
AND EXPENSES TO BE AWARDED FROM JPMORGAN CHASE BANK, N.A.
UNDER PROVISIONAL SEAL**

Third-Party Defendant JPMorgan Chase Bank, N.A. (“JPMC”) submits this Memorandum in Support of JPMC’s Motion to File An Unredacted Memorandum in Opposition to Chain Bridge’s Motion to Establish the Amount of Indemnified Fees and Expenses to Be Awarded From JPMC Under Provisional Seal pursuant to Federal Rule of Civil Procedure 26, Local Civil Rule 5(C), this Court’s September 24, 2020 Order (Dkt. 37) (“Rule 16(b) Scheduling Order”), and the Amended Stipulated Confidentiality Agreement and Protective Order (Dkt. 68)

(“Protective Order”). JPMC moves to file under provisional seal an unredacted version of JPMC’s memorandum in opposition to Chain Bridge’s motion.

In support of this position, JPMC states the following. Paragraph 7 of the Protective Order obligates JPMC to file “any document or thing containing or embodying Confidential ... Discovery Material ... under seal[.]” Dkt. 68 ¶ 7. JPMC’s memorandum in opposition contains material that Chain Bridge Bank, N.A. has designated “Confidential Discovery Material” under the terms of the Protective Order. JPMC takes no position on those designations. JPMC notes that Chain Bridge moved to seal substantially the same information as it was contained within exhibits to its Motion to Establish the Amount of Indemnified Fees and Expenses to Be Awarded from JPMC. *See* Dkt. 187. The Court granted that motion. Dkt. 197.

Pursuant to Paragraph 10(a) of the Rule 16(b) Scheduling Order, “Where a party moves to file material under seal because the opposing party has designated that material as confidential, the opposing party must file a response to the motion and a proposed order that meet the requirements of Local Civil Rule 5.” Dkt. 37 ¶ 10(a).

JPMC is providing public notice of this request to provisionally seal the Confidential Documents such that interested parties, as well as non-parties, will have an opportunity to object. Entry of that Notice and this Memorandum onto the Court’s public docket will notify any interested individuals of the provisional sealing request.

For the foregoing reasons, JPMC respectfully requests that the Court grants its Motion to File An Unredacted Memorandum in Opposition to Chain Bridge’s Motion to Establish the Amount of Indemnified Fees and Expenses to Be Awarded From JPMC Under Provisional Seal.

Dated: November 18, 2021

Respectfully submitted,

**WILMER CUTLER PICKERING HALE
AND DORR LLP**

/s/ Meredith K. Loretta

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CERTIFICATE OF SERVICE

I certify that on this 18th day of November, 2021, I electronically filed the foregoing using the Court's CM/ECF system, which will then send a notification of such filing to all counsel of record.

/s/ Meredith K. Loretta

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