UNITED STATES OF AMERICA FEDERAL TRADE COMMISSION OFFICE OF ADMINISTRATIVE LAW JUDGES

In the Matter of)
Natalia Lynch,) Docket No. 9423
Appellant.)

PROTECTIVE ORDER GOVERNING UNREDACTED DOCUMENT

On May 14, 2024, Appellant submitted an unopposed motion requesting an order of an *in camera* inspection of a document containing redactions (the "Document") that the Horseracing Integrity and Safety Authority (the "Authority") had produced on May 10, 2024 in response to a subpoena issued by Judge Himes on May 1, 2024. On May 15, 2024, Appellant's motion was granted.

Following the *in camera* inspection and a subsequent *in camera* hearing before Judge Himes, on May 20, 2024, the Authority agreed to produce an unredacted version of the Document (the "Unredacted Document") subject to a Protective Order.

Thereafter the parties submitted a Joint Motion for Entry of Protective Order and Proposed Protective Order.

The Motion is **GRANTED** to the extent set forth below.

This Order adopts the parties' proposed order, except for edits made for clarification and to assure Commission and judicial compliance with retention obligations imposed by law. *See* paragraphs 3(a), (b) and (e), and 5.

IT IS HEREBY ORDERED THAT:

- 1. The Unredacted Document and the contents thereof may be used for purposes of this FTC proceeding only, must be kept strictly confidential, and shall not be disclosed to anyone other than the individuals listed in paragraph 3 below, except by prior written agreement of the parties, by Order of this court, or by other court order.
- 2. To "disclose" means to disseminate, distribute, discuss, photograph, describe, share, communicate, publish, or otherwise make use of or transmit in any way, including by all electronic means.

- 3. The Unreducted Document and the contents thereof may be disclosed only to the individuals below:
- a. The Administrative Law Judge presiding over this proceeding, personnel assisting the Administrative Law Judge, the Commission and its employees, and personnel retained by the Commission as experts or consultants for this proceeding;
- b. Judges and other court personnel of any court having jurisdiction over any appellate or review proceedings involving this matter;
- c. Appellant's Counsel, H. Christopher Boehning and Grant S. May, other attorneys and law clerks at Paul, Weiss, Rifkind, Wharton & Garrison LLP ("Counsel's Firm") working on Appellant's case, and any non-attorney legal staff members of Counsel's Firm who are required to access the information;
- d. Outside expert witnesses retained by Appellant's Counsel, provided that the obligation of confidentiality is accepted by such expert witnesses in writing; and
 - e. The official court reporter for any proceeding in the case.
 - 4. For clarity, the Unredacted Document may not be disclosed to Appellant.
- 5. Within sixty (60) days of the conclusion of these proceedings and any proceedings to confirm, vacate, or modify any Order granted therein, the individuals listed in paragraphs 3(c) through (e) above shall, to the extent legally and technically practicable, destroy or erase all copies of the Unredacted Document in their possession, power, or control.
- 6. Information contained in the Unredacted Document that becomes available to Appellant from a different source, or is information in the public domain, shall not be subject to the confidentiality obligations set out herein.

ORDERED:	Jay L. Himes	
	Jay L Himes	
	Administrative Law Judge	

Date: May 23, 2024