

**IN THE SIXTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE**

IN RE: DOLLAR GENERAL

Master Docket No. 07MD1  
(Consolidated Action)

Judge Thomas Brothers

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**ORDER GRANTING COURTHOUSE NEWS SERVICE'S  
REQUEST FOR EXPEDITED INITIAL REVIEW BY DEFENDANTS OF  
SPECIFIED SEALED DOCUMENT**

This cause came to be heard on December 18, 2020 on cross-motions by the parties. On December 3, 2020, Courthouse News Service (“CNS”), filed a Motion to Intervene for Limited Purpose of Seeking Access to Sealed Court Records and Request for Hearing by Video Conference (the “Motion to Intervene”) and a supporting Memorandum of Law (the “CNS Memo of Law”), which seeks to have the Court unseal court records in the above-styled case. On December 14, 2020, the Individual Defendants<sup>1</sup> filed a Response to the Motion to Intervene and a Motion for an Extension of Time, seeking additional time to respond to the Motion to Intervene. The Company Defendants<sup>2</sup> joined the Individual Defendants’ Motion for Extension of Time. No written response was filed by Plaintiffs’ counsel; at the hearing on December 18, 2020 Plaintiffs’ counsel said that the Plaintiffs did not object to the Motion to Intervene.

During the hearing, counsel for CNS stated that it does not object to the Defendants’ request for additional time to respond if Defendants will review and serve on CNS by December 30, 2020 a copy of Document 292—the August 25, 2008 deposition transcript of Senator David

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<sup>1</sup> The Individual Defendants are the former members of the Board of Directors of Dollar General Corporation and include David L. Beré, Dennis C. Bottorff, Barbara L. Bowles, Reginald D. Dickson, E. Gordon Gee, Barbara M. Knuckles, David A. Perdue, J. Neal Purcell, James D. Robbins, Richard E. Thornburgh, and David M. Wilds.

<sup>2</sup> The Company Defendants are Dollar General Corporation, Kohlberg Kravis Roberts & Co., Buck Holdings, L.P., and Buck Acquisition Group.

Perdue—with any portions of the transcript that Defendants contend should remain sealed under governing law redacted. CNS does not seek the same expedited review for the exhibits to the deposition.

The Court finds the modified request to be appropriate and further asks that the parties try to reach an agreement as to the remainder of the schedule for resolving CNS's Motion to Intervene and, if need be, work with Special Master Nichols to establish the schedule.

Accordingly, it is hereby **ORDERED, ADJUDGED and DECREED** that Defendants shall serve a copy of Senator Perdue's August 25, 2008 deposition transcript (without exhibits) with any portions Defendants contend should remain sealed redacted by Noon Central Time on December 31, 2020. Otherwise, Defendants' Motions for Extension of Time are GRANTED and the parties shall work together to propose a schedule to address the remaining issues and, if necessary, Special Master Nichols shall assist in that process.

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JUDGE THOMAS BROTHERS

APPROVED FOR ENTRY:

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**Case Title:** IN RE: DOLLAR GENERAL V

**Case Number:** 07MD1

**Type:** ORDER- GENERAL

The foregoing is hereby ORDERED, ADJUDGED  
AND DECREED:

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Judge Thomas Brothers, Sixth Circuit