

**IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF PENNSYLVANIA**

WARREN HILL, LLC,

Plaintiff,

v.

SFR EQUITIES, LLC,

Defendant.

Civil Action

No. 2:18-cv-01228-HB

MOTION TO INTERVENE AND UNSEAL JUDICIAL RECORDS

Chicago Public Media, Inc. (“Chicago Public Media”), a nonprofit media company that operates NPR member station WBEZ, seeks leave to intervene in the above-captioned case for the limited purpose of seeking access to the entirety of all judicial records filed under seal, in whole or in part, in this matter, including but not limited to the judicial documents at docket entries 38, 43, 44, 45, 46, 47, 52, 57, 66, 73, 74, 76, 78, 79, 80, 81, 83, and 84, and their accompanying exhibits. This Motion is made on the grounds that:

1. As a news organization, Chicago Public Media may intervene in this matter for the limited purpose of seeking an order unsealing court documents.

2. Chicago Public Media has a First Amendment right to access judicial records filed with the Court in this matter, including the sealed documents at docket entries 38, 43, 44, 45, 46, 47, 52, 57, 66, 73, 74, 76, 78, 79, 80, 81, 83, and 84, and their accompanying exhibits, and said constitutional right is not overcome.

3. Chicago Public Media has a common law right of access to judicial records filed with the Court in this matter, including the sealed documents at docket entries 38, 43, 44, 45, 46,

47, 52, 57, 66, 73, 74, 76, 78, 79, 80, 81, 83, and 84, and their accompanying exhibits, and said common law right is not overcome.

4. To the extent countervailing interests overcome Chicago Public Media's First Amendment and common law rights of access to certain information in the judicial records under seal in this matter, any sealing must be no broader than necessary to serve those interests and must be supported by specific, on-the-record factual findings.

Counsel for Chicago Public Media has conferred with counsel for Plaintiff and Defendant about the relief sought by this Motion. Counsel have indicated that Plaintiff and Defendant do not concur in this Motion.

This Motion is based on the concurrently filed Memorandum of Law in Support of Motion to Intervene and Unseal Judicial Records, all pleadings, records, and files in the above-captioned case, all matters of which the Court shall take judicial notice, and on such argument as may be presented by counsel at any hearing on this Motion.

Dated: June 11, 2020

Respectfully submitted,

By: /s/Matthew J. Smith

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**Pro Hac Vice* Application Pending

*Counsel for Proposed Intervenor
Chicago Public Media, Inc.*

CERTIFICATE OF SERVICE

I hereby certify that on this date I did cause a true and correct copy of the foregoing *Motion to Intervene and Unseal Judicial Records, Brief in Support, and Proposed Order* to be served on counsel of record via the Court's electronic filing system.

Dated: June 11, 2020

By: /s/ Matthew J. Smith
Matthew J. Smith