

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, ss.

SUPERIOR COURT
No. 1884-cv-01808 (BLS2)

COMMONWEALTH OF MASSACHUSETTS,

Plaintiff,

v.

PURDUE PHARMA L.P., PURDUE PHARMA INC.,
RICHARD SACKLER, THERESA SACKLER,
KATHE SACKLER, JONATHAN SACKLER,
MORTIMER D.A. SACKLER, BEVERLY SACKLER,
DAVID SACKLER, ILENE SACKLER LEFCOURT,
PETER BOER, PAULO COSTA, CECIL PICKETT,
RALPH SNYDERMAN, JUDITH LEWENT, CRAIG
LANDAU, JOHN STEWART, MARK TIMNEY, and
RUSSELL J. GASDIA,

Defendants.

**EMERGENCY MOTION TO TERMINATE IMPOUNDMENT OF FIRST
AMENDED COMPLAINT AND ACCOMPANYING EXHIBITS**

Pursuant to Rule 10 of the Uniform Rules of Impoundment Procedure, non-parties Dow Jones & Company, Inc., publisher of *The Wall Street Journal*; Boston Globe Media Partners, LLC, publisher of *STAT* and *The Boston Globe*; Reuters News and Media Inc., owner of the Reuters news agency; The New York Times Company, publisher of *The New York Times*; and Trustees of Boston University, through its radio station, WBUR (collectively, the “Media Consortium”), hereby move to terminate the impoundment of the First Amended Complaint and its accompanying exhibits. The First Amended Complaint is a judicial record that is subject to a “strong and sturdy” presumption of public access under both the common law and the First Amendment. *F.T.C. v. Standard Fin. Mgt. Corp.*, 830 F.2d 404, 410 (1st Cir. 1987). After

conducting an appropriate balancing of all relevant factors under Rule 7 of the Uniform Rules of Impoundment Procedure, including consideration of the profound community interest in this litigation, the Court should terminate impoundment of the unredacted version of the First Amended Complaint in its entirety, along with each of the exhibits attached thereto. *Siedle v. Putnam Investments, Inc.*, 147 F.3d 7, 10 (1st Cir. 1998).


This motion is filed on an emergency basis because the Court has scheduled a hearing on the issue of impoundment for January 25, 2019.

In support of this motion, the Media Consortium submits the accompanying Memorandum of Law and Affidavit of Jeffrey J. Pyle.

Respectfully Submitted,

DOW JONES & COMPANY, INC.
BOSTON GLOBE MEDIA PARTNERS, LLC,
REUTERS NEWS AND MEDIA INC,
THE NEW YORK TIMES COMPANY, AND
TRUSTEES OF BOSTON UNIVERSITY,

By their Attorneys,



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Date: January 18, 2019

Certificate of Service

I, Jeffrey J. Pyle, hereby certify that on January 18, 2019, the foregoing document was served pursuant to Uniform Rule of Impoundment 4(a) by first-class mail and e-mail on counsel for all parties, as follows:

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