

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

_____)	
ELOUISE PEPION COBELL, <u>et al.</u> ,)	
)	No. 1:96CV01285
Plaintiffs,)	(Judge Robertson)
v.)	
)	
DIRK KEMPTHORNE, Secretary of)	
the Interior, <u>et al.</u> ,)	
)	
Defendants.)	
_____)	

**DEFENDANTS’ MOTION TO FILE UNDER SEAL DOCUMENTS
SUPPLEMENTING THE ADMINISTRATIVE RECORD**

On July 6, 2007, the Department of the Interior filed the Administrative Record (“AR”) in support of its Plan for Completing the Historical Accounting of Individual Indian Money Accounts, filed with the Court on May 31, 2007 (Dkt. No. 3333). By separate Notice, Defendants are filing today documents to supplement the AR. Two of these documents contain confidential Privacy Act information, protected under the Court’s Order of August 29, 2007 (Dkt. No. 3376) (extending the protections of the Order of November 27, 1996). This information has been redacted from the public version of these supplemental documents.

For these reasons, Defendants respectfully request that the Court issue an Order permitting the filing under seal of the unredacted documents supplementing the AR (attached as Exhibit 1). Defendants’ counsel have contacted Plaintiffs’ counsel and they state that they do not oppose this motion.

Dated: August 31, 2007

Respectfully submitted,
PETER D. KEISLER
Assistant Attorney General
MICHAEL F. HERTZ
Deputy Assistant Attorney General
J. CHRISTOPHER KOHN
Director

/s/Robert E. Kirschman, Jr.
ROBERT E. KIRSCHMAN, JR.
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CERTIFICATE OF SERVICE

I hereby certify that, on August 31, 2007 the foregoing *Defendants' Motion to File under Seal Documents Supplementing the Administrative Record* was served by Electronic Case Filing, and on the following who is not registered for Electronic Case Filing, by facsimile:

Earl Old Person (*Pro se*)
Blackfeet Tribe
P.O. Box 850
Browning, MT 59417
Fax (406) 338-7530

A copy of the Sealed Attachment was delivered to:

Dennis Gingold
Keith Harper
607 14th St., NW
Washington, DC 20005

/s/ Jay St. John
Jay St. John

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

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ELOUISE PEPION COBELL, et al.,)	
)	No. 1:96cv01285 (JR)
Plaintiffs,)	
v.)	
)	
DIRK KEMPTHORNE, Secretary of)	
the Interior, et al.,)	
)	
Defendants.)	
_____)	

NOTICE OF EXHIBIT UNDER SEAL

The exhibit accompanying *Defendants' Motion to File Under Seal Documents*
Supplementing the Administrative Record has been filed under seal.

Dated: August 31, 2007

Respectfully submitted,
PETER D. KEISLER
Assistant Attorney General
MICHAEL F. HERTZ
Deputy Assistant Attorney General
J. CHRISTOPHER KOHN
Director

Robert E. Kirschman, Jr.
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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

ELOUISE PEPION COBELL, <u>et al.</u> ,)	
)	
Plaintiffs,)	
)	
v.)	Case No. 1:96cv01285 (JR)
)	
DIRK KEMPTHORNE,)	
Secretary of the Interior, <u>et al.</u> ,)	
)	
Defendants.)	

ORDER

This matter comes before the Court on the unopposed *Defendants' Motion to File Under Seal Documents Supplementing the Administrative Record* (Dkt. No.). Upon consideration of the Defendants' Motion, and the entire record of this case, it is hereby

ORDERED that the Motion is GRANTED.

SO ORDERED.

Hon. James Robertson
UNITED STATES DISTRICT JUDGE
United States District Court for the
District of Columbia

Date: _____