

## IN THE COURT OF COMMON PLEAS OF CENTRE COUNTY, PENNSYLVANIA CIVIL ACTION – LAW

ESTATE of JOSEPH PATERNO;	) Docket No.: 2013-2082	
and	) Type of Case: ) Declaratory Judgment	
WILLIAM KENNEY and JOSEPH V. ("JAY") PATERNO, former football coaches at Pennsylvania State University, Plaintiffs, v.	<ul> <li>) Injunction Breach of Contract</li> <li>) Tortious Interference with</li> <li>) Contract</li> <li>) Defamation</li> <li>) Commercial Disparagement</li> <li>) Conspiracy</li> </ul>	
NATIONAL COLLEGIATE ATHLETIC ASSOCIATION ("NCAA"),  MARK EMMERT, individually and as President of the NCAA, and	Type of Pleading: Joint Motion to File Motion(s) For Summary Judgment, Responses and Replies Under Seal	
EDWARD RAY, individually and as former Chairman of the Executive committee of the NCAA,  Defendants.	<ul> <li>) Filed on Behalf of:</li> <li>) Plaintiffs and</li> <li>) National Collegiate Athletic</li> <li>) Association, Mark Emmert, &amp;</li> <li>) Edward Ray</li> </ul>	
	<ul> <li>Filed by Counsel of Record</li> <li>for the Defendants:</li> <li>Thomas W. Scott, Esquire</li> <li>Killian &amp; Gephart, LLP</li> <li>218 Pine Street, P.O. Box 886</li> <li>Harrisburg, PA 17108-0886</li> <li>TEL: (717) 232-1851</li> <li>FAX: (717) 238-0592</li> <li>tscott@killiangephart.com</li> </ul>	

## IN THE COURT OF COMMON PLEAS OF CENTRE COUNTY, PENNSYLVANIA

ESTATE of JOSEPH PATERNO, et al., Plaintiffs,	) ) )	Civil Division
v.	)	
NATIONAL COLLEGIATE ATHLETIC	) )	Docket No. 2013- 2082
ASSOCIATION, et al.,	)	979a 2
Defendants.	)	
	)	i 
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## JOINT MOTION TO FILE MOTION(S) FOR SUMMARY JUDGMENT, RESPONSES, AND REPLIES UNDER SEAL

The parties respectfully submit this Joint Motion, pursuant to the Protective Order (Sept. 11, 2014), to file under seal forthcoming dispositive motions and supporting briefs, responsive briefs to dispositive motions, and reply briefs in support of dispositive motions, on the following grounds:

- 1. The parties anticipate that the motions, responses, replies, and supporting briefs will contain portions that that have been designated "Confidential" or "Highly Confidential" under the Protective Order (Sept. 11, 2014).
- 2. The parties will file a redacted (public) version concurrent with the filing of a sealed copy of the above-referenced papers. Only portions

designated as "Confidential" or "Highly Confidential" will be redacted.

WHEREFORE, the parties respectfully request that the Court enter the attached Proposed Order, and the Prothonotary be directed to file the above-referenced papers **Under Seal** when they are filed by the parties.

Respectfully submitted,

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Counsel for Defendants

Dated: June 7, 2017

## **CERTIFICATE OF SERVICE**

I, Thomas W. Scott, hereby certify that I am serving a copy of the NCAA's *Motion to File Motion(s) for Summary Judgment, Responses, and Replies Under Seal* on the following by First Class Mail and email:

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