



Debevoise & Plimpton LLP
919 Third Avenue
New York, NY 10022
+1 212 909 6000

Andrew J. Ceresney
Partner
aceresney@debevoise.com
Tel +1 212 909 6947

July 22, 2022

VIA ECF

Hon. Analisa Torres
United States District Court
Southern District of New York
500 Pearl Street
New York, NY 10007

SEC v. Ripple Labs Inc., et al., No. 20-cv-10832-AT-SN (S.D.N.Y.)

Dear Judge Torres:

Plaintiff Securities and Exchange Commission (“SEC”) and Defendants Ripple Labs Inc., Bradley Garlinghouse, and Christian A. Larsen (collectively, the “Parties”) respectfully request that the Court issue an order directing all non-parties (which have already received notification under the Protective Order) to submit any letters to seal or redact information in the Parties’ *Daubert* Motions (ECF Nos. 532-549) by July 28, 2022.

In advance of the motions to seal being filed today by the Parties, the Parties have endeavored to provide notice to all non-parties whose confidential discovery material appears in the *Daubert* Motions to give them an opportunity to either consent to the Parties’ proposed redactions or to meet and confer. *See* Court’s Practice Rules, Rule IV(A)(ii); Protective Order, ¶ 15 (ECF No. 53). Significantly, most of these non-parties have responded to the outreach by communicating their support for, and consent to, the narrowly-tailored redactions relating to them that are reflected in Defendants’ proposed redactions. Some non-parties, however, have either not responded or are still evaluating their position.

Given the Parties’ desire to reach an expeditious resolution of all sealing-related issues concerning the *Daubert* Motions, the Parties respectfully request that the Court set a deadline of July 28, 2022 by which any non-parties must move to seal portions of the *Daubert* Motions or else waive any objections to the Court’s ultimate ruling on the Parties’ sealing applications. The Parties have submitted as Exhibit A hereto a Proposed Order reflecting this joint request.

Hon. Analisa Torres

2

July 22, 2022

Respectfully submitted,

/s/ Ladan F. Stewart

Ladan F. Stewart
U.S. Securities and Exchange Commission
New York Regional Office
200 Vesey Street, Suite 400
New York, NY 10281
(212) 336-0159

*Counsel for Plaintiff Securities and Exchange
Commission*

/s/ Andrew J. Ceresney

Andrew J. Ceresney
DEBEVOISE & PLIMPTON LLP
919 Third Avenue
New York, NY 10022
(212) 909-6000

Counsel for Defendant Ripple Labs Inc.

/s/ Matthew C. Solomon

Matthew C. Solomon
CLEARY GOTTlieb STEEN & HAMILTON
LLP
2112 Pennsylvania Avenue, NW
Washington, DC 20037
(202) 974-1680

Counsel for Defendant Bradley Garlinghouse

/s/ Martin Flumenbaum

Martin Flumenbaum
PAUL, WEISS, RIFKIND, WHARTON &
GARRISON LLP
1285 Avenue of the Americas
New York, NY 10019
(212) 373-3000

Counsel for Defendant Christian A. Larsen

cc: All Counsel of Record (via ECF)

Exhibit A
Proposed Order

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

RIPPLE LABS INC., BRADLEY GARLINGHOUSE, and
CHRISTIAN A. LARSEN,

Defendants.

Case No.:
20-cv-10832 (AT)(SN)

**[PROPOSED] ORDER FOR ALL NON-PARTY RESPONSES TO PENDING MOTIONS
TO SEAL PARTIES' MOTIONS TO EXCLUDE EXPERT TESTIMONY**

Plaintiff Securities and Exchange Commission ("SEC") and Defendants Ripple Labs Inc., Bradley Garlinghouse, and Christian A. Larsen (collectively, the "Parties") jointly request that the Court establish a deadline of July 28, 2022, by which all non-parties that have been given notification under the Protective Order must submit any letters to seal or redact information in the Parties' *Daubert* Motions (ECF Nos. 532-549).

IT IS HEREBY ORDERED THAT: any non-parties that (i) have not already given consent to one of the Parties for their proposed redactions of the non-parties' confidential information appearing in the *Daubert* Motions; and (ii) seek additional or different redactions, must file, by **July 28, 2022**, a letter explaining the need for such redactions. If no such letter is received by July 28, 2022, the non-party will have waived their right to object to the Court's ultimate ruling on the Parties' motions to seal or redact the *Daubert* Motions.

Dated: _____, 2022

By: _____
Honorable Analisa Torres
United States District Judge