

view is a higher bar. *June Med. Servs., L.L.C. v. Phillips*, 22 F.4th 512, 521 (5th Cir. 2022). “To decide whether something be sealed, the court must undertake a ‘document-by-document,’ ‘line-by-line’ balancing of ‘the public’s common law right of access against the interests favoring nondisclosure.’” *Id.* Discretion should be “ungenerous” and only “congruent to the need.” *Id.*

3. Temporarily sealing the Alternative Service Motion will prevent Respondents from prematurely receiving notice of Complainant’s investigation into the operation of their illegal businesses. In light of the illicit nature of infringement and the ability of infringers to practically eliminate their evidentiary trails by conducting their business entirely over the Internet, Complainant has good reason to believe that providing advance notice of Complainant’s claims would cause Respondents to hide or transfer their wrongfully-obtained assets, inventory, and related records beyond the jurisdiction of this Court and thereby thwart the Court’s ability to grant meaningful relief. *Cf.* 15 U.S.C. § 1116(d)(8) (“An order under this subsection, together with the supporting documents, shall be sealed until the person against whom the order is directed has an opportunity to contest such order, except that any person against whom such order is issued shall have access to such order and supporting documents after the seizure has been carried out.”). As Respondents engage in illegal, widespread trademark and patent infringement, Complainant has no reason to believe Respondents will make their assets available for, or will adhere to, the authority of this Court any more than they have adhered to the Lanham Act.

4. Complainant therefore respectfully requests that the Alternative Service Motion and all attached exhibits and declarations remain under seal until the Court has the opportunity to issue preliminary injunctive relief and, if granted, the relief ordered therein has been effectuated. Complainant will thereafter make all pleadings and orders filed in this matter

available to Respondents.

CONCLUSION

5. Complainant therefore respectfully requests that the Court permit Complainant to file under seal Complainant's *ex parte* Motion for Alternative Service of Process and to remain under seal until the Court has the opportunity to issue preliminary injunctive relief in this case, and, if granted, the relief ordered therein has been effectuated. Complainant will thereafter make all pleadings and orders filed in this matter available to Respondents.

Respectfully submitted,

THE WATTS LAW FIRM, P.C.

A handwritten signature in blue ink, appearing to read "Joseph K. Watts".

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