UNITED STATES DISTRICT COURT DISTRICT OF CONNECTICUT

THE HARTFORD COURANT

: CIVIL ACTION NO. 3:03CV0313 (RNC)

COMPANY

Plaintiff,

AMERICAN LAWYER MEDIA, INC. d/b/a THE CONNECTICUT LAW TRIBUNE

Intervening Plaintiff,

v.

WILLIAM J. LAVERY, CHIEF COURT ADMINISTRATOR, and DAVID M. BORDEN, SENIOR ASSOCIATE JUSTICE OF THE CONNECTICUT SUPREME COURT ACTING PURSUANT TO C.G.S.§ 51-3.

Defendants.

: $JUNE_{\mathcal{L}}$, 2006

SETTLEMENT AGREEMENT AND STIPULATION OF DISMISSAL

The parties agree and do hereby stipulate to dismissal of this action, with prejudice, pursuant to Rule 41(a)(2) of the Federal Rules of Civil Procedure upon the following terms and conditions:

1. The Chief Court Administrator shall cause all of the approximately forty (40) cases that are presently known to be subject to "Level 1" sealing, or that later become known to be subject to "Level 1" sealing (the "Level 1 Cases"), to be transferred for all

purposes to a single Superior Court judge in accordance with General Statutes § 51-347a. The Level 1 Cases shall be companionized, with each case being assigned an individual reference number ("IRN") that shall be disclosed to Plaintiffs.

- 2. The judge to whom the Level 1 Cases are transferred shall retain the cases for all purposes and shall have authority to rule on the merits of any and all motions, including motions by Plaintiffs to intervene and to obtain access to unredacted dockets or other records. If their motions are denied to any extent, Plaintiffs shall be afforded all appellate rights provided by the Connecticut General Statutes and Rules of Court.
 - 3. The within action is dismissed with prejudice.
- 4. Plaintiffs reserve their contention that they have an affirmative right to inspect the full, unredacted docket sheets in all cases currently pending before the courts of Connecticut that are designated for "Level 1" or "Level 2" sealing. Defendants reserve their contention that they do not have the authority, in their administrative capacities, to modify or overturn sealing orders that have been entered by Superior Court judges.
 - 5. The terms and conditions of this Stipulation shall not be confidential.
- 6. Plaintiffs and Defendants both hereby waive any rights whatsoever that they may have to recover attorneys' fees or costs in the within action.

THE HARTFORD COURANT COMPANY

David A. Schulz (pro hac vice)

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AMERICAN LAWYER MEDIA, INC. d/b/a THE CONNECTICUT LAW TRIBUNE

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Dated: June <u>5</u>, 2006

| WILLIAM J. LAVERY, CHIEF COURT ADMINISTRATOR, and DAVID M. BORDEN, SENIOR ASSOCIATE JUSTICE OF THE CONNECTICUT SUPREME COURT ACTING PURSUANT OT C.G.S.§51-3 By James K. Robertson, Jr. Federal Bar No.ct05301 Carmody & Torrance LLP 50 Leavenworth Street Waterbury, CT 01621-1110 Phone: (203) 573-1200 Fax: (203) 575-2600 Email: jrobertson@carmodylaw.com | Dated: June <u>5</u> , 2006 |
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| By mand Gx | Dated: June <u>5</u> , 2006 |
| Maureen Danehy Cox | |
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| So Ordered, this day of June, 2006. | |
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| | Hon. Robert N. Chatigny |
| | United States District Judge |

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