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November 25, 2015

Re: *Shasha, et al., v. Malkin, et al.* (AAA Case No. 01-14-0001-6986)

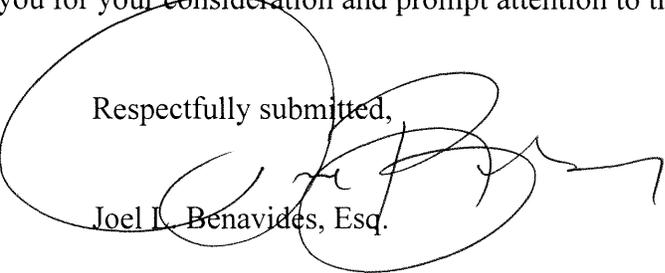
Dear Members of the Panel:

It has recently come to our attention that on November 16, 2015, in support of Respondents' Motion to Compel (hereinafter, the "Motion to Compel"), counsel for Respondents included documentation which discloses the name, address, telephone numbers, and entire social security number of our client, Richard Edelman. *See*, Exhibit 13 to the Motion to Compel.

Respondents' counsel has been previously advised that public disclosure of Mr. Edelman's social security number is a violation of his personal right to privacy and a violation of the Federal Rules of Civil Procedure. *See*, FRCP, Rule 5.2 ("(a) Redacted Filings. Unless the court orders otherwise, in an electronic or paper filing with the court that contains an individual's social-security number, taxpayer-identification number, or birth date, [ . . . ] a party or nonparty making the filing may include only: [¶] (1) the last four digits of the social-security number and taxpayer-identification number[.]").

Indeed -- due to Respondents' counsel's prior disclosure of Mr. Edelman's social security number in the matter of Steven Edelman v. Peter L. Malkin, 15 Civ. 6597 (S.D.N.Y.) on September 10, 2015 -- Judge Analisa Torres previously issued an Order sealing the document at issue and granting Respondents leave to file a redacted version of the same. To protect Mr. Edelman's privacy interests, we respectfully request the panel issue a similar Order (i) compelling removal of the unredacted Exhibit 13 to the Motion to Compel from the arbitration records and (ii) allowing Respondents to file, if necessary, a redacted version of the same. Thank you for your consideration and prompt attention to this matter.

Respectfully submitted,

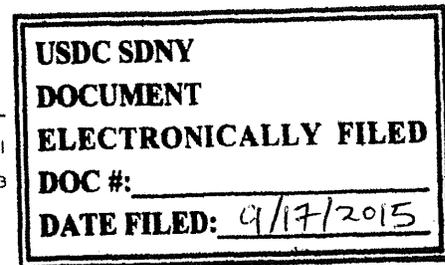
  
Joel L. Benavides, Esq.

JLB:jlb  
Encls.

cc: Tatiana A. Triveri; John W. Griggs; Debra Adler; Avery Samet; Peter M. Levine; David S. Pegno; Thomas E.L. Dewey;

**ENCLOSURE**

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September 16, 2015

**VIA EMAIL**

The Honorable Analisa Torres  
United States District Judge  
Daniel Patrick Moynihan United States Courthouse  
500 Pearl Street  
New York, NY 10007-1312  
Torres\_NYSDChambers@nysd.uscourts.gov

Re: ***Steven Edelman v. Peter L. Malkin, et al., 15 Civ. 6597 (AT) (JCF)***  
**[rel. 14 Civ. 9989 (AT) (JCF)]**

Dear Judge Torres:

We are counsel for Respondents, and we write concerning an exhibit that was filed in support of Respondents' September 10, 2015 Opposition to Steven Edelman's Petition for a Judgment Staying the Arbitration.

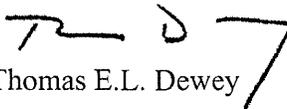
Exhibit 12 to the Affirmation of Thomas E.L. Dewey dated Sept. 10, 2015 (ECF No. 14-13) contained a social security number, though not identified as such, belonging to Richard Edelman, the cousin of Petitioner Steven Edelman. After the exhibit was filed, Richard Edelman's counsel alerted us of the issue.

Promptly after hearing from counsel, as directed by Section 21.8(a) of the Southern District's ELECTRONIC CASE FILING RULES & INSTRUCTIONS, we contacted the ECF Help Desk by telephone and requested that the Clerk temporarily seal the particular filing (ECF No. 14-13). Pursuant to Section 21.8(b), we now respectfully request that the Court formally seal the filing and grant Respondents permission to refile the exhibit with the appropriate redaction. *See* FED. R. CIV. P. 5.2(a)(1). In compliance with Section IV(A) of Your Honor's INDIVIDUAL PRACTICES IN CIVIL CASES, we have attached to this letter (1) a copy of the exhibit that highlights the digits to be redacted and (2) a copy of the sole page on which Respondents seek to redact material.

Hon. Analisa Torres  
September 16, 2015  
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Upon the Court's permission, Respondents will immediately file a properly redacted version of the exhibit. We thank Your Honor for your consideration of this request.

Respectfully submitted,

  
Thomas E.L. Dewey

Attachments (2):

Ex. 12, Sept. 10, 2015 Dewey Affirm., ECF 14-13 (highlighted)

Ex. 12, Sept. 10, 2015 Dewey Affirm., ECF 14-13 (page one only)

cc: Peter Levine, Esq. (counsel for petitioner)  
Joel Benavides, Esq. (counsel for Richard Edelman)

GRANTED.

SO ORDERED.

Dated: September 17, 2015  
New York, New York

  
\_\_\_\_\_  
ANALISA TORRES  
United States District Judge