

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
(ALEXANDRIA DIVISION)**

EDWARD J. WEGMAN,	:	
	:	
Plaintiff,	:	Civil Action No. 1:15-cv-00486-TSE/TCB
	:	
v.	:	Removed from the Circuit Court
	:	of Fairfax County, Virginia,
	:	Civil Action No. CL-2014-0003296
JOHN R. MASHEY <i>et al.</i> ,	:	
	:	
Defendants.	:	
	:	

**DEFENDANT JOHN MASHEY’S BRIEF IN SUPPORT
OF CONSENT MOTION TO REPLACE EXHIBIT**

Plaintiff Edward Wegman’s Complaint references one exhibit (Exhibit 1), which is the contract with which Defendant John Mashey allegedly tortiously interfered. The Complaint that Plaintiff filed with the Circuit Court of Fairfax County, Virginia did not include a copy of Exhibit 1, nor did the Complaint that Plaintiff served on Defendant. Defendant’s counsel subsequently asked Plaintiff’s counsel to provide a copy of the missing Exhibit 1, which Plaintiff’s counsel did by email. The version provided by Plaintiff’s counsel was not redacted. On April 13, 2015, Defendant removed the action to this Court. Pursuant to 28 U.S.C. § 1446(a), Defendant attached to his Notice of Removal a copy of the Complaint that Plaintiff had served on him. [Dkt. No. 1.] He also included the version of Exhibit 1 that had been provided by email.

On April 24, 2015, Defendants’ counsel discovered that page 9 of the contract (the signature page) contains several social security numbers. Defendants’ counsel immediately contacted the Clerk’s Office, which placed a security hold on the contract so that it cannot be accessed by the public. The Clerk’s Office instructed Defendants’ counsel that, to replace page 9 with a redacted version, Defendant must file a motion.

Defendant now files this Motion and respectfully requests that the Court enter an Order requiring the Clerk's Office to (i) replace page 9 of the contract (Exhibit 1 to Exhibit A to Defendant's Notice of Removal) with the redacted page 9 that is attached hereto as Exhibit A, and (ii) discard the unredacted version of page 9. On April 27, 2015, Plaintiff advised that he will join in this motion.

Respectfully submitted,

By: /s/ Emily M. Gurskis
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Attorneys for Defendant,
John Mashey

Dated: April 28, 2015

CERTIFICATE OF SERVICE

I, Emily M. Gurskis, hereby certify that on April 28, 2015 a copy of the foregoing Defendant John Mashey's Consent Motion to Replace Exhibit, along with the accompanying Brief, proposed Order, Waiver of Oral Argument, exhibits, and Certificate of Service, were served on the following via ECF, as follows:

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Attorney for Plaintiff

/s/ Emily M. Gurskis
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