

FILED & JUDGMENT ENTERED  
Steven T. Salata  
  
May 06 2014  
  
Clerk, U.S. Bankruptcy Court  
Western District of North Carolina



*George R. Hodges*  
George R. Hodges  
United States Bankruptcy Judge

**UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION**

**In re:**  
**GARLOCK SEALING  
TECHNOLOGIES, LLC, et al.**  
**Debtors.**

**Chapter 11**  
**Case No. 10-31607**  
**Jointly Administered**

**ORDER GRANTING FORD MOTOR COMPANY'S  
MOTION FOR ACCESS TO RULE 2019 FILINGS**

THIS MATTER came before the Court for hearing on April 17, 2014 (the "Hearing"), upon a portion of the relief sought by *Ford Motor Company's Motion for Access to Rule 2019 Filings and to Unseal the Evidence of "Demonstrable Misrepresentation"* [Dkt. Nos. 3377, 3378] (the "Ford Motion for Access")<sup>1</sup> filed by Ford Motor Company ("Ford") on March 14,

<sup>1</sup> All capitalized terms used but not defined herein shall have the meanings ascribed to them in the Ford Motion for Access. By order dated April 11, 2014, the Court severed that portion of the Ford Motion for Access seeking access to Rule 2019 Filings from the portion of the Ford Motion for Access seeking access to sealed estimation evidence and transcripts, which the Court denied. (*See* Dkt. No. 3525.) Accordingly, this Order addresses only Ford's and the other Movants' request for access to Rule 2019 Filings.

2014, and upon the Joinder of Honeywell International Inc. to Ford Motor Company's Motion for Access to Rule 2019 Filings and to Unseal the Evidence of "Demonstrable Misrepresentation," dated March 24, 2014 [Dkt. No. 3409], Volkswagen Group of America, Inc.'s Joinder in and Statement in Support of Ford Motor Company's Motion for Access to Rule 2019 Filings and to Unseal the Evidence of "Demonstrable Misrepresentation," dated March 24, 2014 [Dkt. No. 3413], the Joinder of Crane Co. in Ford Motor Company's Motion for Access, dated March 25, 2014 [Dkt. No. 3424], the Joinder of Resolute Management, Inc. and the AIG Member Companies in Ford Motor Company's Motion for Access, dated March 27, 2014 [Dkt. No. 3437], Mt. McKinley Insurance Company's and Everest Reinsurance Company's Joinder in Ford Motor Company's Motion for Access and, in the Alternative, Motion to Unseal Evidence of "Demonstrable Misrepresentation," dated April 4, 2014 [Dkt. No. 3496] (collectively, the "Joinders"). The parties that filed Joinders will be referred to herein collectively with Ford as the "Movants."

Based upon the Ford Motion for Access as it relates to the Rule 2019 Filings, the Joinders, the objection filed thereto by the Official Committee of Asbestos Personal Injury Claimants (the "Committee") and others timely joining in the Committee's objection, the statements and arguments of counsel at the Hearing, the Court's finding that Ford provided appropriate notice of the Ford Motion for Access and that no other or further notice is required [*see* Dkt. No. 3553], and the Court's further findings and conclusions that the Rule 2019 Filings are public records available for examination pursuant to 11 U.S.C. § 107(a), that none of the exceptions to 11 U.S.C. § 107(a) apply to the Rule 2019 Filings, and that no improper purpose exists, and for good and sufficient cause otherwise shown, it is hereby ORDERED,

ADJUDGED, and DECREED that the Ford Motion for Access as it relates to the Rule 2019 Filings is GRANTED, subject to the terms and conditions of this Order.

**IT IS HEREBY ORDERED**, that, except as expressly set forth below, the Movants are entitled to access, inspect, copy and receive copies of, during the Clerk's normal business hours, any and all of the Rule 2019 Filings, including the accompanying exhibits, filed with the Court in compliance with paragraph 2 of the Order Requiring Filing Of Statements Pursuant To Fed. R. Bankr. 2019, dated October 25, 2010 [Dkt. No. 631] and/or the Revised Order Requiring Filing of Statements Pursuant to Fed. R. Bankr. P. 2019, dated March 16, 2012 [Dkt. No. 2037] (collectively, the "2019 Order"), however such filings and exhibits are maintained;

**IT IS FURTHER ORDERED**, that, the Movants did not seek, and are accordingly not entitled to access, inspect, copy, or receive any forms of agreement or instruments whereby the filing law firms were empowered to act on behalf of their clients, including any exemplars thereof, that were submitted as part of the Rule 2019 Filings pursuant to paragraph 1 the 2019 Order (the "2019 Retention Agreements") and, in the event any such 2019 Retention Agreements are inadvertently provided to the Movants, the Movants shall not review such 2019 Retention Agreements, shall promptly destroy such 2019 Retention Agreements, and shall not provide them to any person or entity, or use them for any purpose whatsoever;

**IT IS FURTHER ORDERED**, that the Movants are entitled to copy the last four (4) digits only of any social security number contained in the Rule 2019 Filings, and to the extent that the Movants receive any portion of any social security number other than the last four (4) digits, the Movants shall not review such additional digits, shall promptly redact such additional digits, and shall not provide them to any person or entity or use them for any purpose whatsoever;

**IT IS FURTHER ORDERED**, that counsel for Garlock Sealing Technologies, LLC (the “Debtor”) is authorized to make and deliver to Movants’ counsel electronic copies of any Rule 2019 Filings in Debtor’s possession (excluding the first five digits of social security numbers, if any, contained in such exhibits and excluding any 2019 Retention Agreements), provided that Movants reimburse the estate for any reasonable fees and expenses incurred in making and delivering such copies; and

**IT IS FURTHER ORDERED**, that this Court shall retain jurisdiction to interpret, apply, and enforce this Order to the full extent permitted by law.

*This Order has been signed electronically.  
The judge’s signature and court’s seal appear  
at the top of the Order.*

*United States Bankruptcy Court*