UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA,)	Case: 1:08-cv-00262 Assigned To : Hogan, Thomas F. Assign. Date : 02/19/2008 Description: Antitrust
Plaintiff,	
v.)	
THE THOMSON CORPORATION, and	
REUTERS GROUP PLC,)))))
Defendants.)	

STIPULATED MOTION TO PLACE SCHEDULES 2, 3, AND 4 TO THE PROPOSED FINAL JUDGMENT UNDER SEAL

By this stipulated motion, and pursuant to Federal Rule of Civil Procedure 26(c) and Local Civil Rule 5.1(j), Plaintiff and Defendants move this Court for an order permitting the United States to file certain materials under seal. Along with this motion, Plaintiff United States files a Complaint alleging violation of Section 7 of the Clayton Act, as amended, 15 U.S.C. § 18, and a proposed Final Judgment which would resolve the Complaint's allegations. The proposed Final Judgment contains certain trade secrets, in Schedules 2, 3, and 4, the public disclosure of which could prejudice the efficacy of the remedy set forth in the proposed Final Judgment. Plaintiff and Defendants move this Court for an order permitting Schedules 2, 3, and 4 to the proposed Final Judgment to be placed under seal. See generally Weaver v. Bratt, 421 F. Supp. 2d 25, 43 (D.D.C. 2006).

Schedule 2 contains tables describing key personnel of Defendants involved in the

development, production, maintenance, and operation of the Divestiture Assets as set forth in the proposed Final Judgment. This information is not available to the public. Under Section IV.C. of the proposed Final Judgment, Defendants shall permit prospective Acquirers of the Divestiture Assets to have reasonable access to personnel described in Schedule 2 and shall not interfere with any negotiations by the Acquirer(s) to employ any such personnel. Descriptions contained in Schedule 2 are sufficiently specific that those knowledgeable about Defendants could ascertain the identities of many of the individuals, which could substantially prejudice the efficacy of the remedy set forth in the proposed Final Judgment. Public disclosure of the information in Schedule 2 is not necessary to the Court's evaluation whether the proposed Final Judgment is in the public interest pursuant to the Antitrust Procedures and Penalties Act, 15 U.S.C. § 16.

Schedules 3 and 4 list the twenty-five largest contributors of aftermarket research and estimates data to Reuters. This information is not available to the public. These lists are referenced in Section IV.H. of the proposed Final Judgment. Public release of the identities of these contributors would expose Reuters' confidential business information and could substantially prejudice both Defendants' negotiations with those contributors as required by Section IV.H. and an Acquirer's subsequent business use of the Divestiture Assets. Such public release could substantially prejudice the efficacy of the remedy set forth in the proposed Final Judgment. Public disclosure of the information set forth in Schedules 3 and 4 is not necessary to the Court's evaluation whether the proposed Final Judgment is in the public interest pursuant to the Antitrust Procedures and Penalties Act, 15 U.S.C. § 16.

For the foregoing reasons, Plaintiff and Defendants request that the Court permit Schedules 2, 3, and 4 of the proposed Final Judgment to be filed and maintained under seal.

Respectfully submitted,

FOR PLAINTIFF UNITED STATES OF AMERICA:

Robert P. Mahnke

P. M.

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Dated: February 19, 2008

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