

UNITED STATES DISTRICT COURT FOR THE
SOUTHERN DISTRICT OF FLORIDA, KEY WEST DIVISION

CASE NO. 08-10084-CIV-MARTINEZ/BROWN

PETER HALMOS, et al.,

Plaintiffs,

vs.

INSURANCE COMPANY OF NORTH
AMERICA, et al.,

Defendants.

**PLAINTIFFS' CORRECTED¹ UNOPPOSED MOTION TO UNSEAL THE TAPES OF
THE SETTLEMENT CONFERENCE**

International Yachting Charters, Inc. ("IYC") and High Plains Capital ("HPC"), (the "Plaintiffs") move for an order of this Court to unseal the Tapes: 10D-20-1 and 10-07-01; and to allow the U.S. District Court's court reporter to transcribe same.

1. On May 6 and 7, 2010, the parties appeared at a settlement conference before this Court.
2. A settlement agreement was reached between the Plaintiffs and Strickland Marine Insurance, Inc. ("Strickland").
3. The terms of the settlement are confidential and are contained within the sealed tapes.
4. Plaintiffs need to review the terms of the settlement reached between the parties in order to properly draft the settlement agreement and mutual release.
5. Counsel for the Plaintiffs contacted Robert Browning, counsel for INA, who

¹ Corrected as to the proposed order only.

stated that INA is unopposed to the relief requested.

6. A proposed Order granting Plaintiffs' motion to unseal tapes is attached hereto as exhibit "A".

WHEREFORE, in light of the foregoing, Plaintiffs respectfully request that this Court grant Plaintiffs' motion to unseal tapes so that a transcript can be prepared for Plaintiffs or any party who may want them, in order to allow the court reporter to transcribe same.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on May 25, 2010, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF. I also certify that the foregoing document is being served this day on all counsel of record identified on the attached Service List in the manner specified, either via transmission of Notices of Electronic Filing generated by CM/ECF or in some other authorized manner for those counsel or parties who are not authorized to receive electronically Notices of Electronic Filing.

By: /s/ Joseph P. Klock, Jr.

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EXHIBIT A

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PETER HALMOS, et al.,

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INSURANCE COMPANY OF NORTH
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Defendants.

**ORDER GRANTING PLAINTIFFS' MOTION TO UNSEAL THE TAPES OF THE
SETTLEMENT CONFERENCE**

This Court, having reviewed Plaintiffs' Motion to Unseal the Tapes of the Settlement Conference, having reviewed the file and being otherwise duly advised on the premises, it is:

ORDERED AND ADJUDGED, as follows:

1. Plaintiffs' Motion to Unseal the Tapes 10D-20-1 and 10-07-01 is hereby GRANTED for the sole purpose that the parties can obtain a transcript of the proceeding.
2. The transcript and the tape are to remain confidential and shall not be disseminated to any third party. The tape is to remain sealed after it is transcribed.
3. The Court Reporter is directed to transcribe Tapes 10D-20-1 and 10-07-01

for the parties in this action only.

Signed this ____ day of May, 2010 at Miami, Florida.

THE HONORABLE STEPHEN T. BROWN
CHIEF UNITED STATES MAGISTRATE JUDGE

Copies furnished to:
All counsel of Record

4823-9177-4214, v. 1