

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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In re:

LEHMAN BROTHERS SECURITIES AND  
ERISA LITIGATION

This document applies to:

09 MD 2017 (LAK)

*In re Lehman Brothers Equity/Debt Sec. Litig.*  
08 Civ. 5523 (LAK)

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**NOTICE OF UNOPPOSED MOTION AND UNOPPOSED MOTION FOR  
LEAVE TO FILE UNDER SEAL TWO EXHIBITS TO THE  
DECLARATION OF DANIEL C. GIRARD IN SUPPORT OF THE  
STRUCTURED PRODUCT PLAINTIFFS' MOTION FOR CLASS  
CERTIFICATION AND APPOINTMENT OF CLASS REPRESENTATIVES  
AND CLASS COUNSEL**

PLEASE TAKE NOTICE that the Structured Product Plaintiffs, by their counsel, file this Motion for Leave to File Under Seal Two Exhibits to the Declaration of Daniel C. Girard in Support of the Structured Products Plaintiffs' Motion for Class Certification and Appointment of Class Representatives and Class Counsel.

Defendant UBS Financial Services, Inc. has designated the following two documents as confidential:

- Exhibit 6: Defendant UBS Financial Services, Inc.'s Responses and Objections to Plaintiffs' First Set of Interrogatories
- Exhibit 7: Excerpts of Defendant UBS Financial Services, Inc.'s Responses and Objections to Plaintiffs' First Set of Requests for Admission

The Structured Product Plaintiffs are filing the above documents in support of their motion for class certification. The Structured Product Plaintiffs and UBS have negotiated the terms of a proposed confidentiality order, but it has not yet been filed with the Court. In the meantime, the parties have been designating documents as "confidential" and producing those documents in accordance with the Stipulation and Proposed Order for the Production and Exchange of Confidential Information counsel for the Structured Product Plaintiffs received on December 7, 2011. Exhibits 6 and 7 of the Girard Declaration are documents that UBS has marked as "confidential" in accordance with the parties' agreement. UBS does not oppose the Structured Product Plaintiffs' motion.

The Structured Product Plaintiffs respectfully request that the Court enter an order authorizing the filing under seal of Exhibits 6 and 7 to the Girard Declaration.

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Dated: February 3, 2012

Respectfully submitted,

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By:         /s/ Daniel C. Girard          
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