

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
Roanoke Division

THE NATIONAL BANK OF )  
BLACKSBURG, )  
 )  
Plaintiff, )  
 )  
v. )  
 )  
EVEREST NATIONAL INSURANCE )  
COMPANY, )  
 )  
Defendant. )

EXHIBIT C

Civil Action No. 7:18-cv-00310

**[PROPOSED] ORDER GRANTING THE NATIONAL BANK OF BLACKSBURG’S  
MOTION TO FILE DOCUMENTS UNDER SEAL**

Plaintiff, The National Bank of Blacksburg (“National Bank”) filed a Motion to Seal (“Motion”) which has been posted on the public docket board for an appropriate period of time to allow interested parties to object. National Bank’s Motion is made on the basis that the documents set forth in its Motion contain highly sensitive and confidential information of which public disclosure would be damaging to its business and customers and potentially pose harm to others similarly situated. The Court, having considered National Bank’s arguments and for good cause shown, hereby GRANTS the Motion and ORDERS:

1. There is a presumption that the public has a right to access judicial records and documents.
2. This presumption may be overcome by a showing that countervailing interests heavily outweigh the public’s interest in accessing such judicial records and documents.
3. Public notice of National Bank’s Motion was provided by posting notice of the Motion on the public docket board for an appropriate amount of time.

4. There are no alternatives to sealing the documents which would permit the Court to evaluate National Bank's claims and protect the highly sensitive and confidential information contained in the documents.
5. The Court finds that the documents which National Bank seeks to file under seal contain detailed explanations regarding how unauthorized intruders were able to gain access to its computer systems, entered or changed electronic data and programs on National Bank's computer systems, altered or eliminated security protocols, and eventually made unauthorized withdrawals from customer accounts.
6. The documents sought to be sealed further contain detailed information regarding National Bank's compromised computer systems such as user account names and passwords, other credentials necessary to access National Bank's computer and banking system, National Bank's private network configurations, IP addresses, network addresses and sensitive file descriptions and information.
7. If publicly disclosed, this information would cause irreparable harm to National Bank's business and its customers.
8. There is no legitimate public interest in the public disclosure of the information contained in the documents at issue.
9. National Bank's interest in protecting the highly sensitive and confidential information contained therein heavily outweighs the public's interest in accessing the same.
10. There is no foreseeable time in which disclosure of the documents at issue would advance any legitimate public interest.
11. The documents identified in National Bank's Motion shall be filed under seal permanently.

So ORDERED, this the \_\_\_\_ day of \_\_\_\_\_, 2018.

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United States District Court Judge