

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

MIDWEST ENERGY EMISSIONS CORP.)
and MES INC.,)
)
Plaintiffs,)
)
v.) C.A. No. 19-1334 (CJB)
)
ARTHUR J. GALLAGHER & CO., et al.,)
)
Defendants.)

**JOINT MOTION FOR EXEMPTION OF PERSONS FROM
THE DISTRICT OF DELAWARE’S MAY 15, 2023
STANDING ORDER ON PERSONAL DEVICES**

The Parties respectfully move for an order to exempt certain persons from the District of Delaware’s May 15, 2023 Standing Order on Procedures Regarding the Possession and Use of Cameras and Personal Electronic Devices by Visitors to the J. Caleb Boggs Federal Building and United States Courthouse (the “May 15, 2023 Standing Order”). In support of this Motion, the Parties state as follows:

1. The District of Delaware’s May 15, 2023 Standing Order provides procedures to regulate the possession and use of personal electronic devices by visitors to the J. Caleb Boggs Federal Building and United States Courthouse, which require inter alia, for visitors to place personal electronic devices in a locked pouch provided by U.S. Marshals. Paragraph 4 of the May 15, 2023 Standing Order provides for certain exemptions to the Standing Order.

2. A pretrial conference is currently scheduled for February 14th and trial is currently scheduled for February 26th – March 1st, in Courtroom 2A before Judge Burke, with courtroom technology setup scheduled for February 23rd.

3. The following persons intend to appear at the pretrial conference, courtroom setup and/or trial, require access to their electronic devices, but do not have state issued bar cards or meet the exemptions listed in Paragraph 4 of the May 15, 2023 Standing Order:

- Defendants:
 - Jeff Dyess, Esquire
 - Paul Sykes, Esquire
 - Benn Wilson, Esquire
 - Ashley Robinson, Esquire
 - Loletha Washington, Paralegal
 - Richard Hobbs, Trial Technician
 - Jesse Brown, Trial Technician
 - Jeff Green, Client Representative
 - Leah Schaatt, Client Representative
 - Stephen Niksa, Expert Witness
 - Constance Senior, Expert Witness

- Plaintiffs:
 - Bradley W. Caldwell, Esquire
 - Justin T. Nemunaitis, Esquire
 - Warren J. McCarty, III, Esquire
 - Daniel R. Pearson, Esquire
 - Adrienne R. Dellinger, Esquire
 - Aisha Mahmood Haley, Esquire
 - Richard A. Cochrane, Esquire

- Shea Ross, Trial Coordinator & Paralegal
- Rhonda Thomas, Paralegal
- Sarah Welty, Paralegal
- Pete Diaz, Trial Technician
- Matt Zang, Trial Technician
- Rick MacPherson, Corporate Representative
- John Pavlish, Corporate Representative
- Philip Green, Expert Witness
- Elijah Stitson, Assistant to Mr. Philip Green
- Philip J. O'Keefe, Expert Witness

WHEREFORE, the Parties respectfully request that the Court issue an order, in the form attached hereto, to exempt certain persons from the District of Delaware's May 15, 2023 Standing Order.

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CERT Operations II LLC
CERT Operations IV LLC
CERT Operations RCB LLC
CERT Operations V LLC
Cottbus Associates LLC
Larkwood Energy LLC
Marquis Industrial Company, LLC
Rutledge Products LLC
Senescence Energy Products LLC
Springhill Resources LLC*

SO ORDERED, this 12th day of February, 2024.

Christopher J. Burke

UNITED STATES MAGISTRATE JUDGE
DISTRICT OF DELAWARE