

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA**

**Case No.: 1:24-cv-22142-GAYLES/SHAW-WILDER**

FANNY B. MILLSTEIN and  
MARTIN KLEINBART,

Plaintiffs,

v.

WELLS FARGO BANK, N.A.,

Defendant.

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**UNOPPOSED MOTION TO EXTEND APPLICATION OF THE STIPULATED  
CONFIDENTIALITY ORDER [DE 97] TO NON-PARTIES**

Defendant Wells Fargo Bank, N.A. (“Wells Fargo”) moves for an Order extending the application of the Stipulated Confidentiality Order [DE 97] to non-parties for confidentiality purposes. As reasons therefore, Wells Fargo states as follows:

**BACKGROUND**

On April 3, 2025, this Court approved a Joint Motion for Entry of Stipulated Confidentiality Order [DE 97]. Non-parties have received discovery requests in the above styled case and anticipate that documents, testimony, or information containing or reflecting confidential, proprietary, and/or personally or commercially sensitive information are likely to be disclosed or produced. Specifically, non-party LexServ, LLC (“LexServ”) has requested that the protections of the Stipulated Confidentiality Order [DE 97] apply equally to it in order to safeguard the confidential, proprietary, and/or personally or commercially sensitive information that is likely to be disclosed or produced in this matter.

**ARGUMENT**

“[P]arties regularly agree, and courts often order, that discovery information will remain private.” *United States v. Anderson*, 799 F.2d 1438, 1441 (11th Cir. 1986); *see also* Fla. R. Civ. P. 1.201(b)(1)(G) (requiring parties in cases administered pursuant to the complex litigation rules to address need for “protective order to facilitate discovery”). Stipulated confidentiality orders are thus routinely “issued with the consent and upon the request of the parties,” and are “intended to expedite the flow of discovery material, promote the prompt resolution of disputes over confidentiality, and facilitate the preservation of material deemed worthy of protection.” *In re Alexander Grant & Co. Litig.*, 820 F.2d 352, 356 (11th Cir. 1987); *see also Zenith Radio Corp. v. Matsushita Elec. Indus. Co., Ltd.*, 529 F. Supp. 866, 889 (E.D. Pa. 1981) (“The propriety and desirability of protective orders securing the confidentiality of documents containing sensitive commercial information that are the subject of discovery in complex cases is too well established to belabor here.”).

Here, confidential, proprietary, and/or personally or commercially sensitive information are likely to be disclosed or produced by non-parties in the above captioned matter, including LexServ. Therefore, it is necessary that the Stipulated Confidentiality Order [DE 97] apply equally to non-parties for confidentiality purposes.

**CERTIFICATE OF COMPLIANCE WITH LOCAL RULE 7.1(a)(2)**

Pursuant to Local Rule 7.1(a)(2), the undersigned counsel certifies that counsel for Wells Fargo has conferred with counsel for Plaintiff, who does not oppose the relief requested in the Motion.

WHEREFORE, based on the foregoing, Wells Fargo respectfully request the Court enter an Order confirming that the Stipulated Confidentiality Order [DE 97] applies equally to and extends to non-parties for confidentiality purposes and grant such other and further relief as this Court deems just and proper.

Dated: January 6, 2026

Respectfully submitted,

McGUIREWOODS LLP

/s/ Emily Y. Rottmann

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*Attorneys for Defendant Wells Fargo Bank, N.A.*

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on January 6, 2026, a true copy of the foregoing was filed with the Court using the CM/ECF system, which will send notice to counsel of record.

*/s/ Emily Y. Rottmann*  
Attorney

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA  
MIAMI DIVISION**

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FANNY B. MILLSTEIN and  
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**ORDER GRANTING DEFENDANT'S UNOPPOSED MOTION TO  
EXTEND APPLICATION OF THE STIPULATED  
CONFIDENTIALITY ORDER [DE 97] TO NON-PARTIES**

THIS CAUSE having come before the Court on Defendant's Unopposed Motion to Extend Application of the Stipulated Confidentiality Order [DE 97] to non-parties for confidentiality purposes, it is hereby **ORDERED AND ADJUDGED** that:

1. The Motion is GRANTED. The Stipulated Confidentiality Order [DE 97] applies to non-parties for confidentiality purposes.

**DONE AND ORDERED** in Chambers at Fort Lauderdale, Florida, this \_\_\_\_\_ day of January, 2026.

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**DETRA SHAW-WILDER  
UNITED STATES MAGISTRATE JUDGE**

Copies furnished to: All Counsel of Record