

In the Supreme Court of the United States

STUDENTS FOR FAIR ADMISSIONS, INC.,

Petitioner,

v.

UNIVERSITY OF NORTH CAROLINA, et al.,

Respondent.

**UNOPPOSED MOTION FOR LEAVE TO FILE
SEALED JOINT APPENDIX VOLUME IV OF IV
(JA 1698-JA 1754)**

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May 2, 2022

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Unopposed Motion for Leave to File Sealed Joint Appendix Volume IV of IV (JA 1698-JA 1754)

Respondents Cecilia Polanco, *et al.*, respectfully move this Court to permit Volume IV of the Joint Appendix, containing confidential exhibits and transcript excerpts, to be filed under seal. These documents are identified as follows:

Trial Transcript Sealed Excerpts JA 1698
IX027 UNC-CH Admissions Application . . . JA 1715
IX030 UNC-CH Admissions Application . . . JA 1732
IX031 UNC-CH Admissions Application . . . JA 1744

This volume consists of trial transcript excerpts of testimony from student witnesses regarding private information that they included in their admissions applications to the University of North Carolina, which were sealed by the lower court for confidentiality purposes. JA 1698-1714. In addition, this volume contains three University of North Carolina admissions applications, JA 1715-1754, from student witnesses who testified in the case. These applications are private educational records and include confidential, personally identifiable information about the applicants, which is traditionally considered confidential under the Family Educational Rights and Privacy Act (FERPA) (20 U.S.C. § 1232g; 34 CFR Part 99). The federal district court also sealed the testimony and accompanying exhibits.

Allowing Respondents to file this information under seal will provide this Court with a more comprehensive understanding of the issues in the case while ensuring the student witnesses retain their rights to privacy and confidentiality. This information will also permit the Court to have ready access to critical information that is responsive to the issues raised in Plaintiff Students for Fair Admissions’

designated appendix citations that form the joint appendix. No party opposes this motion.

For these reasons, Respondents Cecilia Polanco, *et al.*, move this Court to permit Volume IV of the Joint Appendix to be filed under seal.

Dated: May 2, 2022

Respectfully submitted,

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