

**UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

ELECTRICAL MEDICAL TRUST and
PLUMBERS LOCAL UNION NO. 68
WELFARE FUND,

Plaintiffs,

v.

U.S. ANESTHESIA PARTNERS, INC.,
U.S. ANESTHESIA PARTNERS
HOLDINGS, INC., and U.S. ANESTHESIA
PARTNERS OF TEXAS, P.A.,

Defendants.

Civil Case No. 4:23-cv-04398

**PLAINTIFFS' MOTION FOR LEAVE TO FILE
SECOND AMENDED CLASS ACTION
COMPLAINT TEMPORARILY UNDER SEAL**

Hon. Alfred H. Bennett

Plaintiffs Electrical Medical Trust and Plumbers Local Union No. 68 Welfare Fund, through their counsel, move this Court for an Order allowing them to file Plaintiffs' Second Amended Class Action Complaint, which reflects information designated CONFIDENTIAL or HIGHLY CONFIDENTIAL, temporarily under seal. Plaintiffs move to provide Defendants U.S. Anesthesia Partners, Inc., U.S. Partners Holdings, Inc., and U.S. Anesthesia Partners of Texas, P.A., and nonparties fourteen days to provide a basis for maintaining the CONFIDENTIAL or HIGHLY CONFIDENTIAL information reflected in Plaintiffs' Amended Class Action Complaint under seal pursuant to the Protective Order (ECF No. 94).

1. Pursuant to Administrative Procedure for Electronic Filing in Civil and Criminal Cases 6.B.2, "[i]n unsealed civil cases, Filing Users may electronically file any document under seal, subject to paragraph 6.E," which provides that the "presiding Judge may order the sealing or unsealing of any document."

2. Plaintiffs have concurrently filed an unredacted version of the Second Amended Class Action Complaint under seal because it reflects information designated CONFIDENTIAL or HIGHLY CONFIDENTIAL by Defendant U.S. Anesthesia Partners, Inc. or nonparties.

3. Plaintiffs have also concurrently filed a public version of the Second Amended Complaint with references to materials designated CONFIDENTIAL or HIGHLY CONFIDENTIAL redacted. The under-seal version of the Second Amended Complaint includes highlights over the text that Plaintiffs have redacted from the public copy.

Dated: April 16, 2026 Respectfully submitted,

By: /s/Brendan P. Glackin
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Attorney-In-Charge

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Nimish Desai (TX Bar No. 24105238, S.D. Tex. Bar No. 3370303)
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Counsel for Plaintiffs and the Proposed Class

CERTIFICATE OF SERVICE

I certify that the foregoing was duly served upon all Counsel of record on April 16, 2026.

By: /s/ Brendan P. Glackin

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**ORDER GRANTING MOTION TO TEMPORARILY SEAL PLAINTIFFS' SECOND
AMENDED COMPLAINT**

The Court has considered Plaintiffs' Motion for Leave to File Second Amended Class Action Complaint Temporarily Under Seal and ORDERS that the Clerk of Court keep Plaintiffs Electrical Medical Trust's and Plumbers Local Union No. 68 Welfare Fund's unredacted Second Amended Complaint under temporary seal absent further order from this Court.

It is so ORDERED.

Date

The Honorable Alfred H. Bennett
United States District Judge