

**UNITED STATES COURT OF APPEALS
FOR THE EIGHTH CIRCUIT**

SERGIO NAVARRO, on their own behalf, on behalf of all others similarly situated, and on behalf of the Wells Fargo & Company Health Plan and its component plans; THERESA GAMAGE, on their own behalf, on behalf of all others similarly situated, and on behalf of the Wells Fargo & Company Health Plan and its component plans; DAYLE BULLA, on their own behalf, on behalf of all others similarly situated, and on behalf of the Wells Fargo & Company Health Plan and its component plans; JANE KINSELLA, on their own behalf, on behalf of all others similarly situated, and on behalf of the Wells Fargo & Company Health Plan and its component plans; ERICA MCKINLEY, on their own behalf, on behalf of all others similarly situated, and on behalf of the Wells Fargo & Company Health Plan and its component plans,

Appellants,

v.

WELLS FARGO & COMPANY,

Appellee.

Appeal No. 26-1620

**APPELLEE'S UNOPPOSED
MOTION FOR LEAVE TO
FILE UNDER SEAL VOLUME
3 OF SEPARATE APPENDIX**

FILED

SEP 04 2026

U.S. Court of Appeals
Eighth Circuit

RECEIVED

SEP 04 2026

U.S. COURT OF APPEALS
EIGHTH CIRCUIT

Appellee Wells Fargo & Company (“Appellee”) respectfully requests this Court enter an Order granting Appellee leave to file under seal Volume 3 of its Separate Appendix, on the grounds that the docket item contained in Volume 3 has been filed under permanent seal in *Navarro v. Wells Fargo & Company*, Civil Case No. 0:24-cv-03043-LMP-DLM (D. Minn.). In support of the Motion, Appellee states as follows:

1. Appellee intends to file a Separate Appendix, Volumes 1 through 3, on Thursday, September 3, 2026, following the Clerk’s notification that Appellee’s brief (filed on Friday, August 28, 2026) has been reviewed and filed (*see* 8th Cir. R. 28A(d), 25A(d) and (h)).

2. Volume 3 consists of a certified copy of docket item 65, which was filed under seal in *Navarro v. Wells Fargo & Company*, Civil Case No. 0:24-cv-03043-LMP-DLM (D. Minn.) by Appellants Sergio Navarro, Theresa Gamage, Dayle Bulla, Jane Kinsella, and Erica McKinley (“Appellants”) because it contains sensitive medical information about the Appellants. Volume 3 contains, and would reveal, certain confidential and sensitive medical information of the Appellants, and Appellants asserted below that their interest in maintaining the confidentiality of this information outweighs the public’s interest in access to it. *See Navarro v. Wells Fargo & Company*, Civil Case No. 0:24-cv-03043-LMP-DLM (D. Minn.), R. Doc. 67 (motion to seal), R. Doc. 69 (memorandum of law in support of motion to seal),

R. Doc. 74 (text-only order granting motion to seal, a copy of which is attached as Exhibit A).

3. Accordingly, Appellee requests to file under seal Volume 3 of its Separate Appendix.

4. Appellants do not oppose this request.

5. This motion can be made public by placing it on Pacer for viewing.

WHEREFORE, Appellee requests this Court enter an Order:

A. Granting Appellee leave to file under seal the entirety of Volume 3 of its Separate Appendix; and

B. Providing for such other and further relief as this Court deems just and proper.

Dated: September 3, 2026

/s/ Russell L. Hirschhorn

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CERTIFICATE OF COMPLIANCE

Pursuant to Fed. R. App. P. 32(g), I hereby certify that this document complies with the type-volume limitations set forth in Fed. R. App. P. 27(d)(2)(A), because, excluding the parts of the document exempted by Fed. R. App. P. 32(f), this document contains 323 words.

I further certify that this document complies with the typeface requirements of Fed. R. App. P. 32(a)(5) and the type-style requirements of Fed. R. App. P. 32(a)(6) because this document has been prepared in a proportionally spaced typeface using Microsoft Word 2016 in a 14-point Times New Roman font.

Dated: September 3, 2026

By: /s/ Russell L. Hirschhorn
Russell L. Hirschhorn

EXHIBIT A

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.

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U.S. District Court

U.S. District of Minnesota

Notice of Electronic Filing

The following transaction was entered on 5/20/2025 at 12:02 PM CDT and filed on 5/20/2025

Case Name: Navarro et al v. Wells Fargo & Company et al

Case Number: 0:24-cv-03043-LMP-DLM

Filer:

Document Number: 74(No document attached)

Docket Text:

(Text-Only) ORDER granting Motion Regarding Continued Sealing [67]. Finding good cause supports this unopposed motion, the Court GRANTS this motion. The Clerk of the Court shall maintain the Reference List Identifying Prescription Drugs Redacted from the Amended Complaint [65] under permanent seal.

Permanent Sealing GRANTED for Document Number(s): 65.

Ordered by Magistrate Judge Douglas L. Micko on 5/20/2025. (JLD)

0:24-cv-03043-LMP-DLM Notice has been electronically mailed to:

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0:24-cv-03043-LMP-DLM Notice has been delivered by other means to:

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CERTIFICATE OF SERVICE

I hereby certify that on September 3, 2026, one copy of the Motion was sent for filing to the Clerk of the United States Court of Appeals for the Eighth Circuit via prepaid Federal Express overnight delivery, and one copy of the Motion, properly stamped and addressed to each of the following, was sent by depositing in the United States Mail at New York City, New York:

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Dated: September 3, 2026

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