

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF INDIANA  
INDIANAPOLIS DIVISION

CHRIS ZANETIS,	)	
Plaintiff,	)	
	)	
vs.	)	1:09-cv-00025-DFH-DML
	)	
CALDER BROTHERS CORP.,	)	
Defendant.	)	

**ORDER**

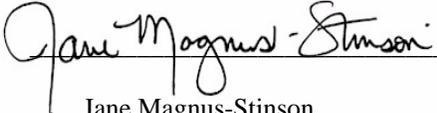
Presently pending before the Court is the parties’ Joint Motion for Entry and Approval of the Parties’ Stipulated Protective Order (the “Motion”). [Dkt. No. 19.]

The proposed protective order prospectively authorizes the filing of materials under seal for ten days; unless a party files a motion to keep the documents under seal within that time, the Court is supposed to unseal them. [Dkt. No. 19-2 at ¶ 12.] The Court, however, will not approve a protective order requiring its staff to monitor the docket to unseal items that should have never been sealed at all. The burden must remain on the filing party in the first instance to demonstrate, through an appropriate motion, the necessity of sealing any item.

The proposed order also requires the Court to keep this file open in perpetuity to monitor compliance with the protective order. [*Id.* at ¶ 22.] The Court will not approve an order requiring it to retain jurisdiction over this matter after final judgment.

Accordingly, the Court **DENIES** the Motion, but without prejudice to the parties’ right to file a revised proposed protective order. Of course, whether or not they choose to file another proposal, the parties still remain free to agree between themselves—as a matter of contract law—to whatever confidentiality restrictions they wish on the documents that they will exchange.

04/08/2009

  
 Jane Magnus-Stinson  
 United States Magistrate Judge  
 Southern District of Indiana

**Distribution:**