

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA

Parkersburg Division

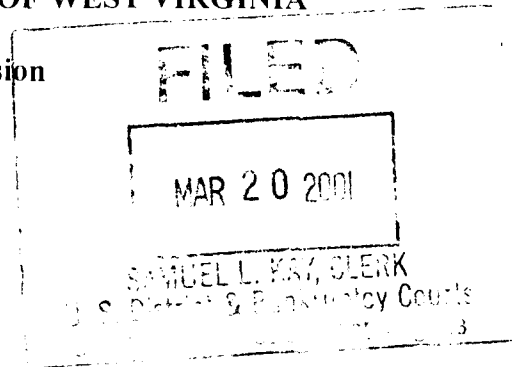
WILBUR EARL TENNANT, ERWIN JACKSON
TENNANT, JAMES DAVID TENNANT, DELLA
MARIE TENNANT and SANDRA K. TENNANT,

Plaintiffs,

v.

E.I. DU PONT DE NEMOURS AND COMPANY,

Defendant.



CIVIL ACTION NO. 6:99-0488

**E.I. DU PONT DE NEMOURS AND COMPANY'S MOTION TO FILE
UNDER SEAL ITS MOTION FOR TEMPORARY RESTRAINING ORDER
AND PRELIMINARY INJUNCTION, ALL ATTACHED EXHIBITS AND
SUPPORTING MEMORANDUM OF LAW**

Defendant, E.I. du Pont de Nemours and Company ("DuPont") moves this Court to enter an Order permitting the filing under seal of DuPont's Motion for Temporary Restraining Order and Preliminary Injunction, all attached Exhibits and the Supporting Memorandum of Law. In support of its motion, DuPont states as follows:

1. DuPont wishes to file a Motion for Temporary Restraining Order and Preliminary Injunction, with attached Exhibits and a Supporting Memorandum of Law. The original Motion, Exhibits and supporting Memorandum of Law are attached hereto as Exhibit 1 and have been placed in a sealed envelope.

2. The Motion and Supporting Memorandum contain information regarding settlement discussions and terms. In addition, one of the attached Exhibits is a letter between counsel regarding settlement negotiations.

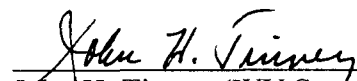
3. During all settlement discussions the parties have orally agreed not to reveal to anyone, directly or indirectly, other than as may be mutually agreed to in writing, any of the discussions, offers or settlement demands.

4. To comply with the oral agreement between the parties, DuPont respectfully requests that the Court allow the above-referenced documents to be filed under seal.

WHEREFORE, DuPont respectfully requests that this Court grant its Motion and permit the filing under seal of DuPont's Motion for Temporary Restraining Order and Preliminary Injunction, all attached Exhibits and the Supporting Memorandum of Law, and that the Court grant such other and further relief as it deems appropriate.

E.I. DU PONT DE NEMOURS AND COMPANY

By SPILMAN THOMAS & BATTLE, PLLC



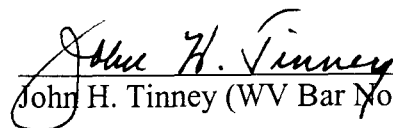
John H. Tinney (WV State Bar # 3766)
Heather Heiskell Jones (WV State Bar # 4913)
Paula Durst Gillis (WV State Bar # 5805)
P. O. Box 273
Charleston, WV 25321-0273
(304) 340-3800

CERTIFICATE OF SERVICE

I hereby certify that on this 20th day of March, 2001, I served a true and correct copy of E. I. Du Pont De Nemours and Company's Motion to File Under Seal Its Motion For Temporary Restraining Order and Preliminary Injunction, All Attached Exhibits, Supporting Memorandum of Law and proposed Order upon Plaintiffs by causing the same to be sent First Class United States Mail, postage prepaid, to Plaintiffs' counsel of record as follows:

Robert A. Bilott, Esquire
J. Steven Justice, Esquire
Taft, Stettinius & Hollister LLP
1800 Firststar Tower
425 Walnut Street
Cincinnati, OH 45202-3957

Larry A. Winter, Esquire
Winter Johnson & Hill
500 Virginia Street, East
Charleston, WV 25301



John H. Tinney (WV Bar No. 3766)