

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TENNESSEE  
GREENEVILLE

KATERI LYNEE DAHL,	]	
	]	
Plaintiff,	]	
	]	
v.	]	No. 2:22-cv-00072-KAC-CRW
	]	
CHIEF KARL TURNER, and	]	
CITY OF JOHNSON CITY, TENNESSEE,	]	
	]	
Defendants.	]	

**MEMORANDUM BRIEF IN SUPPORT OF MOTION OF CITY OF  
JOHNSON CITY, TENNESSEE FOR LEAVE TO FILE UNDER  
SEAL CERTAIN PLEADINGS, DOCUMENTS, AND RECORDINGS**

In support of the Motion for Leave to File under Seal, the City of Johnson City, Tennessee (“Johnson City”) states as follows:

1. In her First Amended Complaint, Kateri Dahl (“Ms. Dahl”) alleges that she filed a whistleblower complaint with the United States Department of Justice, Office of Inspector General (“OIG”) and that no Order has issued from the OIG. *See Doc. 56, PageID #: 810 at ¶¶ 206-07*. As part of discovery, Ms. Dahl has produced certain correspondence between herself and the OIG. That correspondence has been marked “confidential” by Ms. Dahl under the Protective Order and Ms. Dahl’s counsel has requested that if the City files that correspondence that it be filed under seal. Therefore, the City seeks permission to file certain correspondence under seal – using the *Proposed Seal Document* event – because it is not possible to file a redacted version.

2. Related thereto, in the City’s Memorandum Brief in support of its Motion for Summary Judgment, it makes certain arguments related to that OIG correspondence. Therefore, the City seeks permission to publicly file a redacted version of its Brief and to file an unredacted version

with the redactions shown in yellow highlights using the *Proposed Sealed Document* event.

3. Johnson City seeks to file a transcript of a recording made by Ms. Dahl of a December 8, 2020 meeting between her, Chief Turner, and Captain Peters that contains redactions involving the identity of a “Jane Doe” who has alleged a sexual assault by Sean Williams, and personal medical information (unrelated to this lawsuit) of family members of Ms. Dahl and Chief Turner. Because the redactions are much less than 50% of the transcript, the City will publicly file a redacted version of the transcript and an unredacted version with the redactions shown in yellow highlights using the *Proposed Sealed Document* event.

4. Johnson City seeks to file a digital recording made by Ms. Dahl of a December 8, 2020 meeting between her, Chief Turner, and Captain Peters. At this time, undersigned counsel has not yet identified an entity that can redact from a recording the information that is redacted on the transcript referred to in the previous paragraph. The public’s right to information is satisfied by the public filing of the transcript with minimal redactions, and the defendants have no objection to making the recording public once necessary redactions can be made from the recording. This digital recording will be manually filed with a request that it be filed under the *Proposed Sealed Document* event.

5. A transcript of a recording made by Ms. Dahl of a May 19, 2021 meeting between her, Chief Turner, and Captain Peters that contains redactions involving the identity of certain potential criminal defendants. The United States Department of Justice has informed undersigned counsel that it does not want released the name of any person that Ms. Dahl identified for potential criminal prosecution where the person was not prosecuted. Out of an abundance of caution, the defendants have redacted the names of five persons Ms. Dahl discussed with Chief Turner and Captain Peters

on May 19, 2021. Because the redactions are much less than 50% of the transcript, the City will publicly file a redacted version of the transcript and an unredacted version with the redactions shown in yellow highlights using the *Proposed Sealed Document* event.

6. Johnson City seeks to file a digital recording made by Ms. Dahl of a May 19, 2021 meeting between her, Chief Turner, and Captain Peters. At this time, undersigned counsel has not yet identified an entity that can redact from a recording the information that is redacted on the transcript referred to in the previous paragraph. The public's right to information is satisfied by the public filing of the transcript with minimal redactions, and the defendants have no objection to making the recording public once necessary redactions can be made from the recording. This digital recording will be manually filed with a request that it be filed under the *Proposed Sealed Document* event.

Respectfully submitted,

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