

IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT  
IN AND FOR PALM BEACH COUNTY, FLORIDA

KATY JOHNSON,  
individually,

Case No.

Plaintiff,

vs.

TUCKER MAX,  
individually,

Defendant.  
\_\_\_\_\_/

**MOTION TO SEAL FILE AND TO PREVENT PUBLIC COMMENT OR  
DISSEMINATION OF FACTS OF OR INFORMATION CONCERNING LITIGATION**

COMES NOW, Plaintiff, KATY JOHNSON, ("JOHNSON"), through her undersigned counsel, MICHAEL I. SANTUCCI, P.A., and hereby requests this Honorable Court to issue an order sealing the Clerk's file in this matter, and preventing public comment or dissemination of facts of or information concerning the instant action.

**INTRODUCTION**

1. Plaintiff has filed a complaint for injunctive relief and damages against Defendant to remedy the embarrassment and other damage which has been done to her business, career and person as a result of Defendant's use of JOHNSON's name, photograph and likeness on his adult website, and the publication of private stories about their alleged sexual affairs.

2. On Thursday, May 01, 2003, Defendant was scheduled to appear on the television show "MTV Sex2k" to promote his website and books bearing JOHNSON's name and likeness. Without an order of this Court compelling Defendant to immediately remove all references to

JOHNSON from his website, further enjoining him from making reference to JOHNSON on the imminent television broadcast, in books and online, and/or discussing the facts of the instant action publicly, the harm she has already suffered will escalate to new heights.

3. Plaintiff believes that the very fact of her filing the instant action to prevent further use of her name and likeness, and to prevent further dissemination of the very private intimate matters will be used by Defendant to further embarrass Plaintiff publicly, and to further promote his website, books, merchandise and career.

4. Furthermore, publicity about this litigation could prejudice the parties and obstruct the fair administration of justice being that Plaintiff is a local resident of Palm County, Florida.

WHEREFORE, Plaintiff respectfully requests that this Honorable Court issue an order sealing the Clerk's file in this matter, and preventing public comment or dissemination of facts of or information concerning this the instant action. In the alternative, Plaintiff requests that this Honorable Court, at the very least, permit the parties to file certain pleadings such as those containing discovery or affidavits or deposition transcripts under seal.

Respectfully submitted,

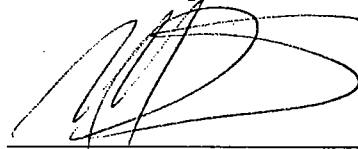
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By: 

Michael I. Santucci, Esq.  
FBN: 0105260

**CERTIFICATE OF SERVICE**

I DO HEREBY CERTIFY that a good faith effort shall be made to serve the foregoing document on the Defendant together with initial process in this action.

A handwritten signature in black ink, appearing to read 'M. Santucci', is written over a horizontal line.

Michael I. Santucci