

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF SOUTH CAROLINA  
FLORENCE DIVISION

Genesis Health Care, Inc.,	)	Civil Action No. 4:19-cv-1531-RBH
	)	
	)	
Plaintiff,	)	
	)	
vs.	)	<b>ORDER TO DESTROY COPIES OF</b>
	)	<b>ADMINISTRATIVE RECORD</b>
Xavier Becerra, as Secretary of the United	)	<b>INADVERTENTLY FILED AS PACER</b>
States Department of Health and Human	)	<b>DOCUMENT NUMBERS 84 AND 85</b>
Services, et al.,	)	
	)	
	)	
Defendants.	)	

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ORDER

It has come to the attention of the Court that the Defendants filed a Certified Administrative Record (“CAR”) for the above-captioned case as ECF Documents Entries 84 and 85 in such a manner that the CAR was erroneously available to the public for a limited period of time.

The CAR contains patient Protected Health Information and internal agency information concerning the Plaintiff that should not be available to the public concerning the terms of the Confidentiality Order entered by the Court (ECF No. 83).

Subject to the power of this Court and the terms of the Confidentiality Order (ECF No. 83), any non-party that accessed the CAR is hereby **PROHIBITED FROM RELEASING ANY INFORMATION OBTAINED FROM THIS FILING AND IS HEREBY ORDERED TO DESTROY ANY MATERIALS THEY MAY HAVE ACCESSED.** Non-parties who accessed ECF Document Entries 84 and 85 are encouraged to contact Deputy Clerk, Heather Ciccolella, 843-676-3859, if they have any questions concerning the terms of this Order. The Clerk’s Office is directed to serve this Order by electronic means on any non-parties listed in ECF No. 89-9.

**IT IS SO ORDERED.**

January 9, 2023  
Florence, South Carolina

s/R. Bryan Harwell  
R. Bryan Harwell  
Chief United States District Judge

**WE CONSENT**

NEXSEN PRUET, LLC  
s/Alice V. Harris, Fed. ID #6044  
1230 Main Street, Suite 700 (29201)  
Post Office Box 2426  
Columbia, SC 29202  
Tel: 803-253-8284  
Email: [AHarris@nexsenpruet.com](mailto:AHarris@nexsenpruet.com)

Date: January 9, 2023

**WE CONSENT**

s/Barbara M. Bowens (#4004)  
Assistant United States Attorney  
1441 Main Street, Suite 500  
Columbia, South Carolina 29201  
Telephone: 803-929-3000  
Email: [Barbara.Bowens@usdoj.gov](mailto:Barbara.Bowens@usdoj.gov)

Date: January 9, 2023