

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK
WHITE PLAINS DIVISION**

WINDSTREAM HOLDINGS, INC., *et al.*,

Plaintiffs-Appellees,

VS.

CHARTER COMMUNICATIONS, INC. and
CHARTER COMMUNICATIONS OPERATING,
LLC,

Defendants-Appellants.

Case No. 21-cv-04552 (CS)

Appeal From:

Adv. Proc. No. 19-08246 (RDD)

Bankr. No. 19-22312 (RDD)

Related Case No. 19-cv-
09354-CS

**APPELLEES' MOTION TO ACCEPT DOCUMENTS SEALED BY THE
BANKRUPTCY COURT AS PART OF THE RECORD ON APPEAL**

Pursuant to Rule 8009(f) of the Federal Rules of Bankruptcy Procedure, Windstream Holdings, Inc. and each of its affiliates in the above-captioned proceeding (collectively, “Plaintiffs-Appellees”) respectfully request that this Court accept, as part of the record on appeal, the following documents (including all exhibits, attachments, or declarations appended or related thereto) that were filed under seal with the Bankruptcy Court pursuant to the parties’ Confidentiality Agreement and Stipulated Protective Order. (*See* Adv. Pro. 19-08246, Dkt. No. 74).

Item No.	Date	Docket No.	Document Title
264	04/04/2019	2	Debtors' Motion for Temporary Restraining Order, Preliminary Injunction and Other Equitable Relief
265	04/05/2019	3	Affidavit of Lewis Langston in Support of Debtors' Motion for a Temporary Restraining Order, Preliminary Injunction and Other Equitable Relief
266	04/11/2019	8	Supplemental Declaration of Lewis Langston in Support of Debtors' Motion for Temporary Restraining Order,



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Item No.	Date	Docket No.	Document Title
			Preliminary Injunction and Other Equitable Relief
270	05/06/2019	35	Debtors' Memorandum of Law in Support of Preliminary Injunction
271	05/06/2019	36	Declaration of Tami Sims in Support of Debtors' Motion for Preliminary Injunction
272	05/06/2019	37	Declaration of Shaya Rochester in Support of Debtors' Motion for Preliminary Injunction
275	05/08/2019	44	Declaration of Brian Hockett
276	05/10/2019	47	Debtors' Reply Memorandum in Support of a Preliminary Injunction Against Charter
278	05/10/2019	50	Declaration of Timothy Wyatt in Support of Debtors' Reply in Support of Motion for Preliminary Injunction and Other Equitable Relief
279	05/10/2019	51	Declaration of Shonne Bandy in Support of Debtors' Reply in Support of Motion for Preliminary Injunction and Other Equitable Relief

Dated: June 3, 2021
New York, NY

/s/ Terence P. Ross
Terence P. Ross
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Shaya Rochester
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Conflicts Counsel to Plaintiffs-Appellees

CERTIFICATE OF SERVICE

I hereby certify that on this 3rd day of June 2021, I caused a true and correct copy of *Appellees' Motion To Accept Documents Sealed By The Bankruptcy Court As Part Of The Record On Appeal* to be filed electronically using the CM/ECF System, which will then send a notification of such filing (NEF) to all counsel of record in this proceeding.

Dated: June 3, 2021

/s/ Terence P. Ross

Terence P. Ross