

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC #:  
DATE FILED: 8/17/09

-----X  
:  
JOHN F. VODOPIA,  
:  
:  
:

Plaintiff,  
:  
:  
:

v.  
:  
:  
:

07 Civ. 6214 (BSJ)

ORDER

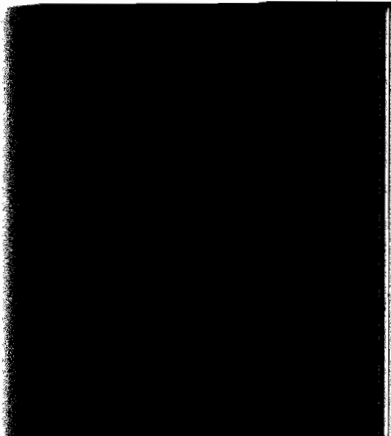
KONINKLIJKE PHILIPS ELECTRONICS, N.V.,  
and PHILIPS ELECTRONICS NORTH AMERICA  
CORP.,  
:  
:  
:

Defendant.  
:  
-----X


BARBARA S. JONES  
UNITED STATES DISTRICT JUDGE

By separate Opinion and Order, the Court has granted Defendants' motion to dismiss the Complaint, finding that Plaintiff failed to allege that he engaged in "protected activity" within the meaning of the whistleblower provision of the Sarbanes-Oxley Act ("SOX"), 18 U.S.C. § 1514A.

In view of Magistrate Judge Freeman's October 22, 2007, Order directing the sealing of the Complaint and that submissions relating to the instant motion should not be publicly filed, the Court has filed its Opinion and Order under temporary seal; that seal will remain in effect for 45 days. If any party wishes to extend or remove this seal, it should submit briefing on this issue on or before August 31, 2009. Any opposition and reply briefing should be submitted by September 8, 2009, and September 15, 2009, respectively.



SO ORDERED:

  
\_\_\_\_\_  
BARBARA S. JONES  
UNITED STATES DISTRICT JUDGE

Dated: New York, New York  
August 17, 2009