

June 8, 2026 – After hearing, and having balanced the rights of the parties and the non-party deponent based on the particular facts of this case, and taking into account all relevant factors, including, but not limited to, the nature of the parties and the controversy, the type of information and the privacy interests involved, the extent of community interest, and the reason for the request, I find good cause to impound, and so order the impoundment of (for a period of thirty (30) years), the Affidavits attached to this motion. I recognize the fear of unjustified adverse publicity, is not sufficient to constitute good cause. *George W. Prescott Pub. Co. v. Register of Probate for Norfolk County*, 395 Mass. 274, 279 (1985). However, a legitimate expectation of privacy ordinarily is sufficient to constitute good cause. *H.S. Gere & Sons, Inc. v. Frey*, 400 Mass. 326, 330 (1987).

Mark C. Gildea, J.

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COMMONWEALTH OF MASSACHUSETTS

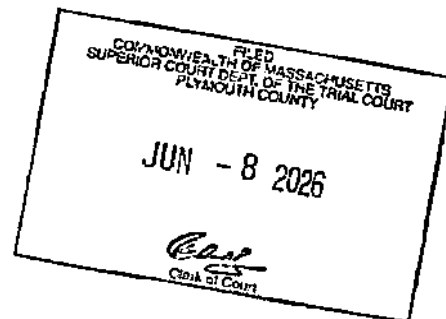
PLYMOUTH, ss

SUPERIOR COURT DEPARTMENT
CIVIL DOCKET NO.: 2483CV00692

PAUL O'KEEFE, Individually and as Personal
Representative of the Estate of John Joseph
O'Keefe, III; MARGARET O'KEEFE, Individually
and Grandparent/Guardian of KAYLEY FURBUSH,
and JOHN O'KEEFE, II,
Plaintiffs

v.

C&C HOSPITALITY, LLC d/b/a C.F. McCarthy's;
G&S HOSPITALITY, LLC d/b/a C.F. McCarthy's;
WATERFALL BAR & GRILL, LTD d/b/a
WATERFALL BAR & GRILL, and KAREN READ
Defendants.



**MOTION TO PROVISIONALLY IMPOUND ADDITIONAL MATERIALS SUBMITTED
IN SUPPORT OF MOTION FOR PROTECTIVE ORDER**

Non-party witness Michael Proctor ("Mr. Proctor") hereby moves to provisionally impound Exhibit A (Affidavit of Matthew J. Hamel) and Exhibit B (medical documentation), attached hereto under Rule 2 of the Uniform Rules on Impoundment Procedure.

I. Introduction

For purposes of brevity, Mr. Proctor will not restate the history of this dispute; and instead incorporates herein by reference Mr. Proctor's earlier filed Motion to Provisionally Impound his Affidavit and the Affidavit of his counsel, filed with the Court on June 7, 2026, and served on counsel the same date. This Motion is before the Court as related to Mr. Proctor's separate Emergency Motion for a Protective Order. Mr. Proctor hereby submits Exhibits A and B in furtherance of his Emergency Motion for a Protective Order, and hereby requests that Exhibits A and B be impounded.