

Mansour v DB Structured Prods., Inc.

2026 NY Slip Op 31751(U)

April 17, 2026

Supreme Court, New York County

Docket Number: Index No. 656237/2025

Judge: Joel M. Cohen

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This opinion is uncorrected and not selected for official publication.

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK: COMMERCIAL DIVISION PART 03M

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JOHN A. MANSOUR	INDEX NO.	<u>656237/2025</u>
Plaintiff,		01/31/2026,
		01/31/2026,
- v -		01/31/2026,
		01/31/2026,
DB STRUCTURED PRODUCTS, INC.,	MOTION DATE	<u>01/31/2026</u>
Defendant.		001 001 001
	MOTION SEQ. NO.	<u>001 001</u>

**DECISION + ORDER ON
MOTION**

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HON. JOEL M. COHEN:

The following e-filed documents, listed by NYSCEF document number (Motion 001) 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 54, 55, 56, 58, 68, 69, 70, 71 were read on this motion to SEAL.

The following e-filed documents, listed by NYSCEF document number (Motion 001) 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 54, 55, 56, 58, 68, 69, 70, 71 were read on this motion to SEAL.

The following e-filed documents, listed by NYSCEF document number (Motion 001) 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 54, 55, 56, 58, 68, 69, 70, 71 were read on this motion to SEAL.

The following e-filed documents, listed by NYSCEF document number (Motion 001) 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 54, 55, 56, 58, 68, 69, 70, 71 were read on this motion to SEAL.

The following e-filed documents, listed by NYSCEF document number (Motion 001) 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 54, 55, 56, 58, 68, 69, 70, 71 were read on this motion to SEAL.

Defendant DB Structured Products, Inc. (“Defendant”) moves for an order sealing and/or redacting portions of NYSCEF Doc Nos. 24, 25, 26, 27, 28, 29, 30, and 33 filed in connection

with this action. No parties oppose this motion. For the following reasons, Defendant's motion is granted.

Pursuant to § 216.1(a) of the Uniform Rules for Trial Courts, this Court may seal a filing “upon a written finding of good cause, which shall specify the grounds thereof. In determining whether good cause has been shown, the court shall consider the interests of the public as well as of the parties” (22 NYCRR § 216.1[a]).

The Appellate Division has emphasized that “there is a broad presumption that the public is entitled to access to judicial proceedings and court records” (*Mosallem v Berenson*, 76 AD3d 345, 348 [1st Dept 2010]). “Since the right [of public access to court proceedings] is of constitutional dimension, any order denying access must be *narrowly tailored to serve compelling objectives*, such as a need for secrecy that outweighs the public's right to access” (*Danco Labs., Ltd. v Chemical Works of Gedeon Richter, Ltd.*, 274 AD2d 1, 6 [1st Dept 2000] [emphasis added]; see also, e.g. *Gryphon Dom. VI, LLC v APP Intern. Fin. Co., B.V.*, 28 AD3d 322, 324 [1st Dept 2006]). “Furthermore, because confidentiality is the exception and not the rule, ‘the party seeking to seal court records has the burden to demonstrate compelling circumstances to justify restricting public access’” (*Maxim, Inc. v Feifer*, 145 AD3d 516, 517 [1st Dept 2016] [citations omitted]). Good cause must “rest on a sound basis or legitimate need to take judicial action” (*Danco Labs.*, 274 AD2d at 9). Agreements to seal are insufficient as such agreements do not establish “good cause” (*MBIA Ins. Corp. v Countrywide Home Loans, Inc.*, 2012 NY Slip Op 33147[U], * 9 [Sup Ct, NY County 2012]).

The Court has reviewed the proposed redactions as provided in NYSCEF Doc Nos. 24, 25, 26, 27, 28, 29, 30, and 33 and finds that they comport with the applicable sealing standards as laid out in *Mosallem*, 76 AD3d at 348-50, and its progeny, in that they contain confidential

personal information (“CPI”) which is properly redacted pursuant to 22 NYCRR 202.5 (e), as well as confidential financial information, including account holder names, account numbers, and descriptions of transactions for multiple non-parties. The account statements (NYSCEF 28 and 30) are appropriately filed under seal, and Defendant has proposed and justified targeted redactions for NYSCEF 24, 25, 26, 27, 29, and 33 that satisfy the requirements of 22 NYCRR § 216.1 (a) (redactions filed at NYSCEF 39, 40, 42, 44, 48, 52; sealed versions also filed at NYSCEF 41, 43, 45, 47, 49, and 51).

Accordingly, it is:

ORDERED that Defendant’s Motion is **GRANTED**; it is further

ORDERED that the County Clerk shall maintain NYSCEF Document Number(s) 24, 25, 26, 27, 29, 33, 39, 40, 42, 44, 48, and 52 in their current, redacted form; it is further

ORDERED that the County Clerk shall maintain NYSCEF Document Numbers 28, 30, 41, 43, 45, 47, 49, and 51 under seal, so that the documents may only be accessible by the parties, their counsel, and authorized court personnel; it is further

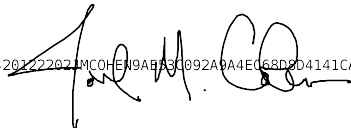
ORDERED that Defendant shall serve a copy of this order upon the Clerk’s Office within five (5) days of the date of this Order, and such service shall be made in accordance with the procedures set forth in the *Protocol on Courthouse and County Clerk Procedures for Electronically Filed Cases* (accessible at the “E-Filing” page on the court’s website); it is further

ORDERED as it related to future submissions, the Court will not entertain successive motions to seal documents/information that the court previously permitted to be redacted or sealed; instead, the parties shall submit a proposed sealing order to the Court identifying by the new NYSCEF number(s) only that the parties wish to seal or redact. The proposed order shall include a chart with the original NYSCEF number(s) corresponding to the new NYSCEF

number(s) that the parties wish to seal or redact. Any sealing order MUST be followed by a Notification for Sealing in Electronically Filed Case to give the County Clerk notice; and it is further

ORDERED that nothing in this Order shall be construed as authorizing the sealing or redactions of any documents or evidence to be offered at trial.

This constitutes the Decision and Order of the Court.

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JOEL M. COHEN, J.S.C.

4/17/2026
DATE

CHECK ONE:

CASE DISPOSED
 GRANTED DENIED

NON-FINAL DISPOSITION

GRANTED IN PART OTHER

APPLICATION:

SETTLE ORDER

SUBMIT ORDER

CHECK IF APPROPRIATE:

INCLUDES TRANSFER/REASSIGN

FIDUCIARY APPOINTMENT

REFERENCE