

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

---

VENTURE FORWARD, INC., et al.,

Court File No. 03-5307 RHK/AJB

Plaintiffs,

v.

**STIPULATED PROTECTIVE ORDER**

CAPELLA UNIVERSITY, INC., et al.,

Defendants.

---

This matter will come before the Honorable Richard H. Kyle for a decision following a settlement conference held Friday, January 23, 2004, between plaintiffs Venture Forward, Inc. ("VFI") and Jane C. Lenz ("Lenz") and defendants Capella University, Inc., Capella Education Company (hereafter collectively "Capella") and Stanley R. Trollip ("Trollip"), for the purpose of enforcing the terms of settlement to which the parties had agreed, or alternatively to vacate Judge Kyle's order for dismissal and to reopen the case.

Among the terms to which the parties agreed was that some portion of the Settlement Agreement would remain confidential and would not become a part of the public record.

Now the parties and their counsel are seeking to resolve remaining disputes as to the terms of the Settlement Agreement and of the Stipulation and Order of Dismissal. As part of their efforts to resolve these remaining disputes, the parties have submitted to Judge Kyle cross-motions to enforce the Settlement Agreement, or to vacate the dismissal. Plaintiff's counsel has submitted under seal a copy of the Transcript of Proceedings from January 23, 2004, as part of the evidence in support of Plaintiff's motion. The Transcript of Proceedings and the papers filed by both parties contain some information that the parties have agreed will remain confidential

and that Magistrate Judge Boylan ruled would remain confidential as part of the Settlement Agreement.

WHEREFORE, the parties hereby stipulate and agree that the Transcript of Proceedings of the hearing of January 23, 2004, and all materials submitted to the Court by any party on or after April 23, 2004, in connection with the parties' cross-motions shall be filed with the Clerk of Court with the designation "CONFIDENTIAL – FILED UNDER SEAL" and shall remain filed under seal with the Clerk of the Court, subject to further Order by the Court.

Dated: May 6, 2004

**BRIGGS AND MORGAN, P.A.**

By: Karna A. Berg

Karna A. Berg (#198432)

Lori J. Marco (#277794)

2200 IDS Center

80 South Eighth Street

Minneapolis, MN 55402-2157

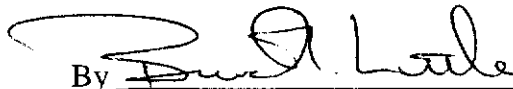
Telephone: (612) 977-8400

Fax: (612) 977-8450

*Attorneys for Plaintiffs Venture Forward,  
Inc., and Jane Lenz*

Dated: May 6, 2004

**LINDQUIST & VENNUM P.L.L.P.**

By 

Bruce H. Little (#17421X)

Sarah B. Stroebel (#314122)

4200 IDS Center

80 South Eighth Street

Minneapolis, MN 55402

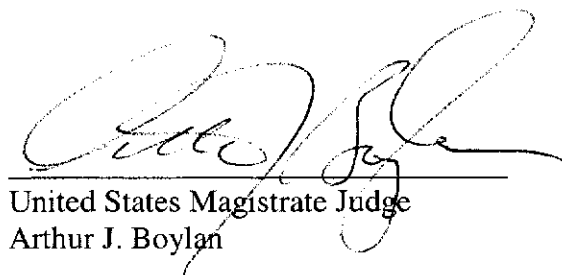
Telephone: (612) 371 3211

Fax: (612) 371 3207

*Attorneys for Defendants Capella University,  
Inc., Capella Education Company, and  
Stanley R. Trollip*

SO ORDERED.

Dated: May 7, 2004.

  
United States Magistrate Judge  
Arthur J. Boylan