

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

In re:

MODIVCARE INC., *et al.*

Debtors.¹

Chapter 11

Case No. 25-90309 (ARP)

(Jointly Administered)

MOTION TO SEAL THE DECEMBER 2, 2025, LETTER TO THE COURT
(Relates to Docket Nos. 886, 887)

Daniel B. Silvers (the “Investigating Director”) hereby files this Motion to Seal the December 2, 2025, letter to the Court (the “Motion”) and states as follows:

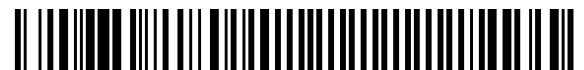
I. JURISDICTION AND VENUE

1. The Court has jurisdiction over the Motion pursuant to 28 U.S.C. § 1334. This is a core proceeding under 28 U.S.C. § 157(b). Venue is proper in this Court pursuant to 28 U.S.C. §§ 1408 and 1409.

II. RELIEF REQUESTED

2. The Investigating Director seeks an order authorizing the sealing of the December 2, 2025, Letter to the Court (the “Letter”), and directing that the Letter remain under seal and not be made publicly available.

¹ A complete list of each of the Debtors in these chapter 11 cases (the “Chapter 11 Cases”) and the last four digits of each Debtor’s taxpayer identification number (if applicable) may be obtained on the website of the Debtors’ claims and noticing agent at <https://www.veritaglobal.net/ModivCare>. Debtor ModivCare Inc.’s principal place of business and the Debtors’ service address in these Chapter 11 Cases is 6900 E. Layton Avenue, Suite 1100 & 1200, Denver, Colorado 80237.



III. BASIS FOR RELIEF

3. Pursuant to section 107(b) of the Bankruptcy Code, the Court is authorized to issue orders to protect entities with respect to certain confidential information. *See* 11 U.S.C. § 107(b). Additionally, section 105(a) of the Bankruptcy Code, which codifies the Bankruptcy Court’s inherent equitable powers, empowers the Court to “issue any order, process, or judgment that is necessary or appropriate to carry out the provisions of this title.” 11 U.S.C. § 105(a).

4. Bankruptcy Rule 9018 implements section 107(b) of the Bankruptcy Code and provides in pertinent part: “On motion or on its own initiative, with or without notice, the court may make any order which justice requires (1) to protect the estate or any entity in respect of a trade secret or other confidential research, development, or commercial information” Fed. R. Bankr. P. 9018.

5. There is a strong presumption in favor of public access to court records. *See Nixon v. Warner Commc’ns, Inc.*, 435 U.S. 589, 598, 602 (1978). However, sections 105(a) and 107(b) of the Bankruptcy Code and Bankruptcy Rule 9018 authorize this Court to limit public access under certain circumstances. *Accord Jones v. RealPage, Inc.*, 2021 WL 268824, at *2 (N.D. Tex. Jan. 27, 2021) (quoting *Rodriguez v. United Rentals (N. Am.), Inc.*, 2018 WL 4184321, at *1 (S.D. Miss. Aug. 31, 2018)) (“Federal courts routinely limit the public’s access to commercially sensitive and proprietary information.”).

6. Exhibit A to the Letter contains the Debtors’ confidential information, including references to and the contents of documents that were produced by the Debtors and marked “Confidential.” Thus, the Investigating Director seeks an order authorizing the filing of the Letter and related exhibits under seal. A public version of the Letter is filed on the docket for viewing. *See* Docket No. 886.

V. CONCLUSION

WHEREFORE, the Investigating Director respectfully requests that this Court enter an order that (a) grants the Motion; and (b) grants all other relief that this Court deems just and proper.

Respectfully submitted this 2nd day of December, 2025.

QUINN EMANUEL URQUHART &
SULLIVAN, LLP

/s/ Patricia B. Tomasco

Patricia B. Tomasco (SBN 01797600)
700 Louisiana, Suite 3900
Houston, Texas 77002
Telephone: 713-221-7000
Facsimile: 713-221-7100
Email: pattytomasco@quinnemanuel.com

- and -

Susheel Kirpalani
Deborah J. Newman
295 5th Avenue, 9th Floor
New York, New York 10016
Telephone: 212-849-7000
Facsimile: 212-849-7100
Email: susheelkirpalani@quinnemanuel.com
Email: deborahnewman@quinnemanuel.com

Counsel to the Investigating Director

CERTIFICATE OF SERVICE

I, Patricia B. Tomasco, hereby certify that on the 2nd day of December, 2025, a copy of the foregoing Motion was served via the Clerk of the Court to all parties registered to receive notice by CM/ECF.

/s/ Patricia B. Tomasco

Patricia B. Tomasco

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

In re:

MODIVCARE INC., *et al.*

Debtors.¹

Chapter 11

Case No. 25-90309 (ARP)

(Jointly Administered)

**ORDER GRANTING THE
MOTION TO SEAL THE LETTER TO THE COURT**
(Relates to Docket No. ____)

Upon consideration of the Motion to Seal the December 2, 2025 Letter to the Court (the “Motion”), the Court having jurisdiction to consider this matter and relief requested therein pursuant to 28 U.S.C. § 1334; consideration of this Motion being a core proceeding pursuant to 28 U.S.C. § 157; notice of the Motion having been adequate and appropriate under the circumstances; and after due deliberation and sufficient cause appearing; it is hereby:

1. ORDERED that the Investigating Director is authorized to file under seal a version of the Letter to the Court; it is further
2. ORDERED that the Investigating Director is authorized to take all actions necessary to effectuate the relief granted pursuant to this Order in accordance with the Motion; it is further

¹ A complete list of each of the Debtors in these chapter 11 cases (the “Chapter 11 Cases”) and the last four digits of each Debtor’s taxpayer identification number (if applicable) may be obtained on the website of the Debtors’ claims and noticing agent at <https://www.veritaglobal.net/ModivCare>. Debtor ModivCare Inc.’s principal place of business and the Debtors’ service address in these Chapter 11 Cases is 6900 E. Layton Avenue, Suite 1100 & 1200, Denver, Colorado 80237.

3. ORDERED that the Court retains jurisdiction with respect to all matters arising from or related to the implementation of this order.

DATED:

ALFREDO R. PEREZ
UNITED STATES BANKRUPTCY JUDGE