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April 1, 2013

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Re: *In the Matter of Trust for Grandchildren of Wilbert L. and
Genevieve W. Gore dated April 14, 1972*
C.A. No 1165-VCN

*In the Matter of Trust for Grandchildren of Wilbert L. and
Genevieve W. Gore dated April 14, 1972*

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Dear Counsel:

I have Mr. Ross's letter of March 29, 2013, in which he transmits a proposed form of order to address payment of attorneys' fees and expenses. I do not write about the form of order; instead, I write about the request that the order be entered under seal. I am assuming that the proposed modifications for the public form of order would involve redaction of the various fee amounts.

Although I can appreciate why counsel would prefer that the order be filed under seal and that the approved fees not be made public, I see no principled basis for not disclosing that information. The public is entitled to know what the Court does. The fees awarded provide an example—perhaps an extreme one—of the significant cost of litigation.

I do not, however, intend to enter the order as a public document until you have had a chance to explain why my initial reaction is wrong.

Accordingly, I will defer entry of an order to afford you the opportunity to explain why the order, when entered, does not belong fully in the public domain.

Very truly yours,

/s/ John W. Noble

JWN/cap

cc: Jason C. Powell, Esquire
Register in Chancery-K