

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

Bloomberg L.P.,
Dow Jones & Company, Inc.
The New York Times Company,
The Financial Times Ltd.,

Appellants,

v.

FTX Trading Ltd.,
Alameda Research LLC

Appellees.

Civil Action No. 1:23-cv-00682-CFC

Bankruptcy Case No. 22-11068 (JTD)
Bankruptcy BAP No. 23-00035

**APPELLANTS' DESIGNATION OF RECORD
AND STATEMENT OF ISSUES ON APPEAL**

Appellants-Media Intervenors Bloomberg L.P., Dow Jones & Company, Inc., The New York Times Company, and The Financial Times Ltd. (collectively, "Appellants") hereby submit this designation of the record on appeal and statement of issues pursuant to Rule 8009 of the Federal Rules of Bankruptcy Procedure in the above-captioned appeal from a June 15, 2023 order of the United States Bankruptcy Court for the District of Delaware, D.I. 1643.

I. DESIGNATION OF ITEMS TO BE INCLUDED IN THE RECORD ON APPEAL

In addition to the docket entries kept by the bankruptcy clerk in Case No. 22-11068-JTD, Appellants designate the following specific docket entries, pursuant to Rule 8009 of the Federal Rules of Bankruptcy Procedure and Local Rule 8009-1, which include all exhibits, addenda, or other attachments thereto, and all documents incorporated by reference therein:

Item No.	Dkt No.	Document
1	24	Declaration of John J. Ray III
2	45	Motion of Debtors for Entry of Interim and Final Orders (I)

		Authorizing the Debtors to Maintain a Consolidated List of Creditors in Lieu of Submitting a Separate Matrix for Each Debtor, (II) Authorizing the Debtors to Redact or Withhold Certain Confidential Information of Customers and Personal Information of Individuals and (iii) Granting Certain Related Relief
3	45-1	Exhibit A: Proposed Interim Order
4	45-2	Exhibit B: Proposed Final Order
5	51	Notice of Filing of Consolidated List of Top 50 Creditors
6	51-1	Exhibit A: Top 50 List
7	57	Declaration of Edgar W. Mosley II
8	142	Transcript of First Day Hearing, held November 22, 2022
9	196	Expedited Motion of Bloomberg L.P., Dow Jones & Company, Inc., The New York Times Company and the Financial Times LTD. To Intervene for the Limited Purpose of Objecting to the Motion of Debtors for Entry of a Final Order Authorizing the Debtors to Redact or Withhold Certain Confidential Information of Customers and Personal Information of Individuals
10	200	United States Trustee's Objection to the Motion of the Debtors for Entry of Interim and Final Orders
11	200-1	Exhibit A
12	255	Order Granting Certain Media Parties' Expedited Motion to Intervene
13	362	Supplement to United States Trustee's Objection to the Motion of the Debtors for Entry of Interim and Final Orders
14	407	Debtors' Reply in Support of Motion for Entry of an Order Authorizing Debtors to Redact or Withhold Certain Confidential Information
15	411	Declaration of Kevin M. Cofsky
16	489	Transcript of Hearing, held January 11, 2023
17	545	Final Order (I) Authorizing the Debtors to Maintain a Consolidated List of Creditors in Lieu of Submitting a Separate Matrix for Each Debtor, (II) Authorizing the Debtors to Redact or Withhold Certain Confidential

		Information of Customers and Personal Information of Individuals on a Final Basis and (III) Granting Certain Related Relief
18	997	Global Notes and Statements of Limitations, Methodology, and Disclaimers Regarding the Debtors' Schedules of Assets and Liabilities and Statements of Financial Affairs
19	1025	Global Notes and Statements of Limitations, Methodology, and Disclaimers Regarding the Debtors' Schedules of Assets and Liabilities and Statements of Financial Affairs
20	1226	Media Intervenors' Objections to (I) Motion of the Ad Hoc Committee of Non-US Customers to File Under Seal a Verified Statement and Declaration (D.I. 1137) and (II) Extension or Continuance of the Redaction Deadline
21	1324	Joint Motion of the Debtors and the Official Committee of Unsecured Creditors for an Order Authorizing the Movants to Redact or Withhold Certain Confidential Information of Customers and Personal Information of Individuals
22	1324-2	Exhibit A: Proposed Order
23	1325	Declaration of Jeremy A. Sheridan
24	1325-1	Exhibits
25	1406	Media Intervenors' Objections to the Joint Motion of the Debtors and the Official Committee of Unsecured Creditors for an Order Authorizing the Movants to Redact or Withhold Certain Confidential Information of Customers and Personal Information of Individuals
26	1467	United States Trustee's Omnibus Objection
27	1467-1	Exhibit A
28	1467-2	Exhibit B
29	1567	Reply of the Debtors and the Official Committee of Unsecured Creditors in Support of Motion for an Order Authorizing the Movants to Redact or Withhold Certain Confidential Information of Customers and Personal Information of Individuals
30	1611	Transcript of Hearing, held June 8, 2023
31	1612	Transcript of Hearing, held June 9, 2023

32	1643	Order Authorizing the Movants to Redact or Withhold Certain Confidential Information of Customers and Personal Information of Individuals
33	1688	Notice of Appeal and Statement of Election
34	1688-1	Exhibit A
35	1688-2	Exhibit B
36	1704-1	Exhibit A: Second Interim Report of John J. Ray III to the Independent Directors: The Commingling and Misuse of Customer Deposits at ftx.com

II. STATEMENT OF ISSUES TO BE PRESENTED ON APPEAL

1. Whether the Bankruptcy Court erred in authorizing the redaction and/or sealing of the names of all of Debtors' customers in filings in the above-captioned Chapter 11 proceedings for at least an additional 90 days pursuant to Bankruptcy Code Section 107(b)?

2. Whether the Bankruptcy Court erred in authorizing the permanent redaction and/or sealing of the names of Debtors' customers who are natural persons in filings in the above-captioned Chapter 11 proceedings pursuant to Bankruptcy Code Section 107(c)?

Dated: July 7, 2022

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