

UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF
NEW YORK

Vinci Brands LLC v. Kate Spade

No. 23-cv-05138, United States District Court for the Southern District of New York (December 2, 2025)

SUMMARY

ACS Group Acquisitions LLC, through Lazare Potter Glazer & Moyle LLP, requests that the court seal the Declaration of Anna Pia D. Felix and its attached Exhibit A submitted in support of counsel’s motion to withdraw. The filing asserts that the materials contain confidential and attorney-client privileged information, and the court grants the motion to seal and directs the clerk to close the motion at ECF No. 977.

CASE DETAILS

COURT	United States District Court for the Southern District of New York
DECIDED	December 2, 2025
DOCKET	23-cv-05138
DISPOSITION	other
PROCEDURAL POSTURE	ACS Group Acquisitions LLC's counsel moved to seal the declaration of Anna Pia D. Felix and an attached exhibit submitted in support of counsel's motion to withdraw.
PRECEDENTIAL VALUE	nonprecedential

TOPICS

[civil procedure](#) [commercial litigation](#)

PRACTICE AREAS

[civil procedure](#) [commercial litigation](#)

QUESTIONS PRESENTED

- Whether the declaration and exhibit submitted in support of counsel's motion to withdraw should be sealed to protect confidential and attorney-client privileged information.

HOLDINGS

- The court granted the motion to seal the Declaration of Anna Pia D. Felix and Exhibit A attached thereto.

KEY QUOTATIONS

“It is appropriate for a Court considering a counsel’s motion to withdraw to consider in camera submissions in order to prevent a party from being prejudiced by the application of counsel to withdraw.” (at 1)

“[D]ocuments in support of motions to withdraw as counsel are routinely filed under seal where necessary to preserve the confidentiality of the attorney-client relationship between a party and its counsel...” (at 1)

FACTUAL BACKGROUND

Lazare Potter Glazer Glazer & Moyle LLP represented ACS Group Acquisitions LLC in this action and related actions. The firm sought to withdraw as counsel and submitted the Felix Declaration and an attached exhibit in support of that request. The submission allegedly contained confidential and attorney-client privileged information whose disclosure could prejudice ACS.

PROCEDURAL HISTORY

Lazare Potter Glazer & Moyle LLP submitted a letter motion requesting that the Felix Declaration and Exhibit A be filed under seal. The court granted the motion and directed the Clerk of Court to close the motion at ECF No. 977.

DISPOSITION

other

CASES CITED

- Weinberger v. Provident Life and Cas. Ins. Co., No. 97 Civ. 9262 (JIGK), 1998 WL 898309, at *1 (S.D.N.Y. Dec. 23, 1998)
- Team Obsolete Ltd. v. A.H.R.M.A. Ltd., 464 F. Supp. 2d 164, 165 (E.D.N.Y. 2006)
- Russo v. Costco Wholesale Corp., 22-cv-03130 (VR), 2025 WL 2393533, at *3 (S.D.N.Y. July 30, 2025)
- Vick ex rel. Vinco Ventures, Inc. v. Hudson Bay Master Fund Ltd., 240CV000446 (JGLC) (KHP), 2024 WL 967773, at * (S.D.N.Y. Mar. 4, 2024)

OPINION

| M LAZARE POTTER GLAZER & MOYLE LLP 747 THIRD AVE, FLOOR 16 NEW YORK, NEW YORK 10017 T: 212.758.9300 LPGMLAW.COM Dated: December 2, 2025 The Honorable Valerie Figueredo Daniel Patrick Moynihan Courthouse The motion to seal is GRANTED.

The United State District Court Clerk of the Court is respectfully 500 Pearl Street, Room 1660 directed to close the motion at ECF No. New York, New York 10007 977. Re: Vinci Brands LLC v. Kate Spade, No. 23-cv-05138: ACS Group Acquisitions LLC’s Letter Motion to Seal the Declaration of Anna Pia D. Felix, dated December 1, 2025, and Exhibit A Attached Thereto Dear Judge Figueredo: This firm, Lazare Potter Glazer & Moyle LLP (“LPGM” or the “Firm”) represents ACS Group Acquisitions LLC (“ACS”) in the above-referenced action.

We write, pursuant to Rule 1.2 of Your Honor's Individual Practices in Civil Cases, to respectfully request an order sealing the Declaration of Anna Pia D. Felix, dated December 1, 2025 (the "Felix Declaration") in support of the Firm's motion to withdraw as counsel for ACS and Exhibit A attached thereto. Based upon the authority cited below, LPGM respectfully requests the Court grant this letter motion to seal.

I. FACTUAL BACKGROUND The Firm is counsel to ACS in this action, as well as the actions styled *Kate Spade LLC, et al. v. Vinci Brands LLC, et al.*, Case No. 23-cv-05409 ("5409"), and *Coach IP Holdings, LLC, et al. v. ACS Group Acquisition LLC, et al.*, Case No. 23-cv-10612 ("Coach") (collectively, the "Related ACS Cases"). LPGM seeks to withdraw as counsel for ACS in this action and the Related ACS Cases.

In support of its motion to withdraw, LPGM submitted the Felix Declaration and Exhibit A attached thereto. The Felix Declaration contains confidential and attorney-client privileged information, the contents of which should be sealed. December 1, 2025 Page 2 of 2 **I. ARGUMENT** "It is appropriate for a Court considering a counsel's motion to withdraw to consider in camera submissions in order to prevent a party from being prejudiced by the application of counsel to withdraw." *Weinberger v. Provident Life and Cas.*

Ins. Co., No. 97 Civ. 9262 (JIGK), 1998 WL 898309, at *1 (S.D.N.Y. Dec. 23, 1998). "[D]ocuments in support of motions to withdraw as counsel are routinely filed under seal where necessary to preserve the confidentiality of the attorney-client relationship between a party and its counsel..." *Team Obsolete Ltd. v. A.H.R.M.A. Ltd.*, 464 F. Supp.2d 164, 165 (E.D.N.Y.

2006) (refusing to unseal affidavit in support of motion to withdraw as counsel that was properly submitted in camera, where the affidavit pertained to a fee dispute and opposing counsel would not be prejudiced by the court's in camera review of the affidavit); see also Committee Note to Local Civil Rule 1.4. Sealing motions to withdraw as counsel is permitted where "necessary to preserve the higher values of confidentiality of the attorney- client relationship between a party and its counsel." *Russo v. Costco Wholesale Corp.*, 22- cv-03130 (VR), 2025 WL 2393533, at *3 (S.D.N.Y.

July 30, 2025) (granting request to seal motion to withdraw as counsel); *Vick ex rel. Vinco Ventures, Inc. v. Hudson Bay Master Fund Ltd.*, 240CV000446 (JGLC) (KHP), 2024 WL 967773, at * (S.D.N.Y. Mar. 4, 2024) (declining to unseal motion to withdraw as counsel to protect "attorney-client confidences").

Here, the Felix Declaration and Exhibit A attached thereto reveal confidential and attorney-client privileged information, the revelation of which would prejudice ACS. The contents of the Felix Declaration include the same attorney-client confidences that this Court is permitted to protect

through a sealing order. Further, opposing counsel is not prejudiced by the Court's in camera review of LPGM's submission.

II. CONCLUSION For the foregoing reasons, Lazare Potter Glazer & Moyle LLP respectfully requests that the Court grant the motion to seal the Declaration of Anna Pia D. Felix and Exhibit A attached thereto. We thank the Court for its continued assistance in this matter. Respectfully Submitted, Anna Pia D. Felix cc: All Counsel