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No Filing Fee Required
Government Code § 6103

6 Attorneys for Non-Party,
CALIFORNIA DEPARTMENT OF
7 CORRECTIONS & REHABILITATION

8 UNITED STATES DISTRICT COURT
9 SOUTHERN DISTRICT OF CALIFORNIA

11 THORNELL BROWN,

12 Plaintiff,

13 v.

14 B. STONE, et al.

15 Defendants.

CASE NO. 2:04-CV-01810-ODW (PJWx)

STIPULATED PROTECTIVE ORDER RE
RECORDS PRODUCED BY THE
CALIFORNIA DEPARTMENT OF
CORRECTIONS AND
REHABILITATION PURSUANT TO THE
SUBPOENA ISSUED PLAINTIFF
THORNELL BROWN

17 STIPULATION

18 Pursuant to the terms and conditions set out below, The Department of Corrections and
19 Rehabilitation (CDCR) will produce the records sought in the subpoena issued by counsel on
20 behalf of plaintiff Thornell Brown, dated March 7, 2008, as follows:

21 IT IS HEREBY STIPULATED AND AGREED by and between the CDCR and all parties
22 to this stipulation that:

23 1. The CDCR will release the documents requested by plaintiff Thornell Brown,
24 pursuant to the subpoena issued on his behalf by attorney Samantha K. Feld, of the Law Firm of
25 Esquiro, Snell & Wilner L.L.P. and dated March 7, 2008 (attached hereto as Exhibit "A"), subject
26 to the following restrictions:

27 a. The only documents and materials to be produced pursuant to the
28 defendants' subpoena dated March 7, 2008;

STIPULATED PROTECTIVE ORDER

07cv0409 JAL (NLS)

1 b. Neither the attorneys for the plaintiff or their staffs shall copy any portion of
2 the documents released, except where necessary to submit to the Court under seal, in connection
3 with court proceedings;

4 c. Other than as necessary in court proceedings, neither the documents nor any
5 portion of them shall be shown or provided to the plaintiff, but the attorneys of record for the
6 plaintiff and his or her staff shall be permitted to show the documents to the plaintiff and to
7 discuss the contents of the documents with the plaintiff; and

8 d. No materials containing the name, address, or other identifying
9 information, such as date of birth, social security (hereinafter collectively referred to as
10 "identifying information") about any employee of the CDCR, any victim of crime(s), or any third
11 party shall be shown to or provided to defendant or any counsel, without further order of the
12 Court. Further, no materials containing identifying information about any employee of the CDCR
13 from the file shall be made public without written notice to the CDCR with opportunity to object,
14 and notice to the Court.

15 2. Any documents produced pursuant to this Stipulated Protective Order shall be used
16 solely in connection with the case of *Thornell Brown v. B. Stone, et. al.*, Case No. 2:04-CV-01810-
17 ODW (PJWx), including any associated appellate proceedings, and collateral review, and not for
18 any other purpose, including any other litigation of the above captioned matter.

19 3. Each person to whom disclosure of the documents is made shall, prior to the time
20 of disclosure, is to be provided by the person furnishing such materials, a copy of this Stipulated
21 Protective Order, and shall agree in writing that he/she has read the Stipulated Protective Order,
22 and understands the provisions of the Stipulated Protective Order. The writing must also include
23 consent, by the person to whom the disclosure is made, to be subject to the jurisdiction of this
24 Court with respect to any proceeding related to enforcement of this Stipulated Protective Order,
25 including without limitation, any proceeding for contempt.

26 4. Any violation of this Order may be punishable as Contempt of Court.

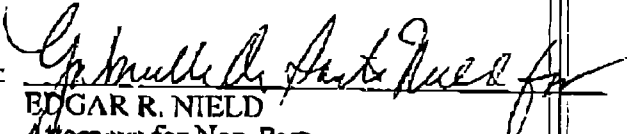
27 5. Nothing in this Stipulation and Protective Order is intended to prevent officials or
28 employees of the CDCR from having access to and use of materials to which they would have

1 access in the normal course of their official duties.

2 6. At the conclusion of this matter, whether through trial, appeal, collateral review, or
3 other final dispositions, all materials produced pursuant to the subpoena, and pursuant to this
4 Stipulated Protective Order, and all copies, shall be destroyed or returned to the CDCR. If said
5 documents, or copies thereof, are destroyed, notification of their destruction is to be given to the
6 CDCR by counsel for plaintiff.

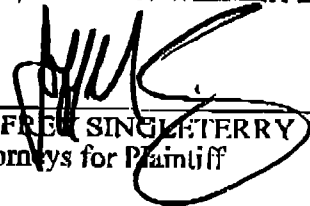
7
8 DATED: 12-18-08

Respectfully submitted,
LAW OFFICES OF EDGAR R. NIELD

9
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11 BY: 
12 EDGAR R. NIELD
13 Attorneys for Non-Party,
14 CALIFORNIA DEPARTMENT OF
15 CORRECTIONS & REHABILITATION

16
17 DATED: 12-18-08


Respectfully submitted,
ESQUIRE, SNELL & WILMER L.L.P.

18 BY: 
19 JEFFREY SINGLETERRY
20 Attorneys for Plaintiff

21 ORDER

22 IT IS SO ORDERED,
23 DATED: ~~DECEMBER~~ JANUARY 26 2009
24 , 2008

25 UNITED STATES DISTRICT COURT
26 CENTRAL DISTRICT OF CALIFORNIA

27 BY: 
28 OTIS D. WRIGHT, Judge