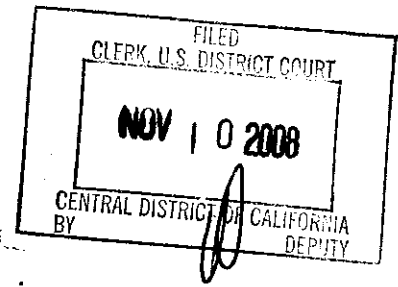


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7 IBEW-NECA Pension Plan, et al.

8 UNITED STATES DISTRICT COURT
9 CENTRAL DISTRICT OF CALIFORNIA

10 TRUSTEES OF THE SOUTHERN
11 CALIFORNIA IBEW-NECA PENSION
12 PLAN, et al.,

13 Plaintiffs,

14 vs.

15 EA BUILDERS, INC., a California
16 corporation previously known as EA
17 Environmental Construction, Inc.

18 Defendant.

CASE NO.: CV08-04387 JFW (SSx)

Discovery Assigned to Honorable
Magistrate Judge Suzanne H. Segal

PROTECTIVE ORDER

*SEE CHANGES
MADE BY COURT.
(JHS)*

18 On September 16, 2008, plaintiffs Trustees of the Southern California IBEW-NECA
19 Pension Plan, Trustees of the Southern California IBEW-NECA Health Trust Fund,
20 Trustees of the Los Angeles County Electrical Educational and Training Trust Fund,
21 Trustees of the National Electrical Benefit Fund, Trustees of the National Electrical
22 Industry Fund, Trustees of the Southern California IBEW-NECA Labor-Management
23 Cooperation Committee, Trustees of the National IBEW-NECA Labor-Management
24 Committee, Los Angeles Electrical Workers Credit Union, Contract Compliance Fund,
25 and Administrative Maintenance Fund ("Trustees") served on non-party witness Los
26 Angeles Unified School District ("LAUSD") a subpoena ("Subpoena") seeking
27 production of documents. Among other documents identified in the Subpoena, the
28 Trustees requested production of unredacted certified payroll records ("Unredacted

1 CPRs”) prepared by defendant EA Builders, Inc. (“EA Builders”). A copy of the
2 Subpoena is attached hereto as Exhibit 1 and is incorporated herein by this reference.

3 The Unredacted CPRs contain EA Builders’ employees’ names, addresses, and
4 social security numbers (“Identification Information”). Although this Identification
5 Information is confidential in nature, the Trustees require the information in order to
6 calculate the fringe benefit contributions owed by EA Builders, and to apply and
7 allocate the appropriate fringe benefits to EA Builders’ employees.

8
9 **IT IS HEREBY ORDERED**, pursuant to the “Stipulation for Protective Order” entered
10 into by and among the Trustees and the LAUSD, and good cause appearing therefore:

11 1. The LAUSD shall produce the Unredacted CPRs requested in the Subpoena
12 within 30 days of the issuance of this order.

13 2. The Trustees shall not furnish, show, disclose or otherwise disseminate the
14 Unredacted CPRs to any person except to: (a) the Trustees, their agents and employees;
15 (b) counsel for the Trustees and office personnel assisting counsel in the preparation and
16 trial of this action; and (c) experts and consultants who are assisting said counsel in
17 preparation and/or trial. The Trustees shall require any person(s) identified in
18 subparagraphs (a) through (c) to be bound to this order.

19 3. The Unredacted CPRs may only be used for the purpose of calculating,
20 collecting, allocating, and applying fringe benefit contributions allegedly owed by EA
21 Builders to the Trustees for work performed by employees of EA Builders. The
22 Unredacted CPRs may not be used for any other purpose by anyone, including those
23 persons identified in Paragraph 2 herein.

24 4. The Unredacted CPRs produced pursuant to the Subpoena shall be
25 maintained in the possession and control of the Trustees and the Trustees’ counsel in
26 such a manner that the information is not accessible to individuals not bound by this
27 order.

28

1 5. Unless the Court orders otherwise, the Trustees may only file the
2 Unredacted CPRs with the Court after obtaining an order to seal pursuant to Local Rules
3 79-5.1 – 79-5.4.

4 6. The Trustees may redact the Unredacted CPRs by blocking out the
5 Identification Information contained therein. The redacted CPRs, containing no
6 Identification Information, may be provided to all third parties and may be filed with the
7 Court without an order to seal.

8 7. In the event that the Trustees are ordered by a court or any state, federal or
9 governmental unit to produce the Unredacted CPRs, they shall provide reasonable notice
10 to the LAUSD, through their counsel, of that court order or command, so as to allow the
11 LAUSD to file an appropriate opposition to such order or command.

12 8. The terms of this Order shall remain in full force and effect and shall not
13 cease to be in effect because of the final adjudication of this litigation.

14 9. Upon resolution of this action in trial court, the Unredacted CPRs shall be
15 held by Trustees' counsel pending final resolution of this litigation by appeal or
16 otherwise. Within six (6) months after such final resolution, the Unredacted CPRs shall
17 be shredded by the Trustees' counsel. The Trustees' counsel shall give the LAUSD,
18 through its counsel, notice when the Unredacted CPRs have been shredded.

19 10. The Court finds good cause to protect 248
20 the information (the "Unredacted CPRs") because
21 the employees have a privacy interest in
22 such information.

22 DATED: 11/10/08

Suzanne H. Segal
MAGISTRATE JUDGE SUZANNE H. SEGAL

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