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**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

MIGUEL VAZQUEZ,
Plaintiff,
v.
CITY OF LONG BEACH, DAVID M. FARIS, MICHAEL G. HYNES, ROBERT KNIGHT, and DOES 1-10, inclusive.
Defendants.

Case No. CV 12-9923 PJW
c/w CV 13-3227 PJW

~~PROPOSED~~ PROTECTIVE ORDER

MIGUEL CONTRERAS,
Plaintiff,
v.
CITY OF LONG BEACH, Sgt. DAVID M. FARIS #5500. individually and as a peace officer, MICHAEL G. HYNES #6290 individually and as a peace officer, DOES 1-10, inclusive.
Defendants.

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1 **GOOD CAUSE STATEMENT FRCP 26(c)(1)**

2 It appearing that discovery requested by Plaintiffs from the files of the Long
3 Beach Police Department in this matter is arguably protected by the individual police
4 officer's right of privacy, the Parties nevertheless wish to cooperate with discovery
5 while protecting the interests of the police officers names as defendants herein, the
6 parties hereby stipulate to a Protective Order which shall apply to protected
7 information released by the Long Beach Police Department to the Plaintiffs in this
8 action.

- 9
- 10 1. Attorneys for the parties shall receive from the Long Beach Police
11 Department Custodian of Records copies of portions of the personnel
12 files of defendant officers DAVID M. FARIS, MICHAEL G. HYNES,
13 and ROBERT KNIGHT, including relevant Internal Affairs history of
14 Defendants, personnel complaints and records of discipline.
 - 15 2. Attorneys for the parties shall personally secure and maintain said
16 copies in their possession to the end that said copies are to be used only
17 for the purposes set forth below and for no other purpose.
 - 18 3. Copies of the records shall only be used for preparing for and
19 prosecuting or defending this case pending the completion of the
20 judicial process including appeal, if any.
 - 21 4. Copies of the records may be used at the time of trial only if so ordered
22 by the court. Additionally, reference to the content of any records, or
23 the existence of any such record shall only be made after so ordered by
24 the Court.
 - 25 5. If necessary in the judgment of the attorneys for the parties in this case,
26 they may show or reveal the contents of the copies to their employees
27 or agents, if the same may actively assist in the prosecution or defense
28 of this case.

- 1 6. Plaintiff's attorney may show or reveal contents of documents to their
2 client, only in the event the documents describe or refer to incidents
3 involving Plaintiff, and in no other instance.
- 4 7. Any depositions, during which the contents of copies of the records are
5 part of the testimony or copies of the records are attached as exhibits,
6 shall be sealed as to any confidential portions.
- 7 8. After completion of the judicial process in this case, attorneys for the
8 parties shall return the above-referenced records to the Office of the
9 City Attorney as attorney for the Custodian of Records for the Long
10 Beach Police Department and shall retain no copy of such material in
11 any form.
- 12 9. Attorneys for the parties shall cause the substance of this Order to be
13 communicated to each person to whom the information is revealed in
14 accordance with this Order.
- 15 10. The attorneys for the parties shall not cause or knowingly permit
16 disclosure of the contents of the copies beyond the disclosure permitted
17 under the terms and conditions of this Order, including but not limited
18 to any news media which is inclusive of film or video, television, radio
19 or print.
- 20 11. This order may be signed in counterparts. A faxed signature shall serve
21 with the same force and effect of an original signature.

22
23 The Court retains jurisdiction to modify this Protective Order and to make
24 further Orders with respect to control and use of the information delivered to the
25 attorneys for the parties pursuant to this Order, including Orders as to the ultimate

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1 disposition of said copies while the judicial process is pending.

2 In the event, any document the parties have identified as protected by this
3 stipulation and order are to be filed with the court, the offering party must adhere to
4 Central District Local Rule 79-5 et. seq. Confidential Court Records.

5
6 Dated: October 1, 2013.

ROBERT E. SHANNON, City Attorney

7
8 By /s/ Howard D. Russell
9 HOWARD D. RUSSELL,
10 Deputy City Attorney
11 Attorneys for Defendants
12 CITY OF LONG BEACH, DAVID M.
FARIS, MICHAEL G. HYNES,
and ROBERT KNIGHT

13 Dated: October 1, 2013.

THE BECK LAW FIRM

14
15 By /s/ Thomas E. Beck
16 Thomas E. Beck, Esq.
17 Attorneys for Plaintiff
18 Miguel Contreras

19 Dated: October 1, 2013.

KAYE, McLANE & BEDNARSKI

20
21 By /s/ Caitlin S. Weisberg
22 Caitlin S. Weisberg
23 Attorneys for Plaintiff
Miguel Vazquez

24 IT IS SO ORDERED.

25 DATED: 10/2, 2013

26 Patrick J. Walsh
27 Honorable Patrick J. Walsh
28 United State District Court Magistrate