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11 Attorneys for Defendant
 12 EXPERIAN INFORMATION SOLUTIONS, INC.

13 UNITED STATES DISTRICT COURT
 14 CENTRAL DISTRICT OF CALIFORNIA

15 MARIA HERNANDEZ, an individual,
 16 Plaintiff,
 17 v.
 18 EXPERIAN INFORMATION SOLUTIONS,
 19 INC., a Corporation' ACC CAPITAL
 20 HOLDINGS CORPORATION, a Corporation
 21 and DOES 1-10, Inclusive,
 22 Defendants.

Case No. CV 12-10836 JFW(JCGx)

STIPULATED PROTECTIVE ORDER

NOTE CHANGES MADE BY THE COURT.

23 IT IS HEREBY STIPULATED by and between Plaintiff Maria Hernandez ("Plaintiff")
 24 and Experian Information Solutions, Inc. ("Experian"), (collectively, "the Parties") through their
 25 respective attorneys of record as follows:

26 WHEREAS, documents and information have been and may be sought, produced or
 27 exhibited by and among the parties to this action relating to trade secrets, confidential research,
 28 development, technology or other proprietary information belonging to the defendants and/or
 personal income, credit and other confidential information of Plaintiff.

THEREFORE, an Order of this Court protecting such confidential information shall be
 and hereby is made by this Court on the following terms:

STIPULATED PROTECTIVE ORDER
 CV 12-10836 JFW(JCGx)

1 1. This Order shall govern the use, handling and disclosure of all documents,
2 testimony or information produced or given in this action which are designated to be subject to
3 this Order in accordance with the terms hereof.

4 2. Any party or non-party producing or filing documents or other materials in this
5 action may designate such materials and the information contained therein subject to this Order
6 by typing or stamping on the front of the document, or on the portion(s) of the document for
7 which confidential treatment is designated, "Confidential."

8 3. To the extent any motions, briefs, pleadings, deposition transcripts, or other papers
9 to be filed with the Court incorporate documents or information subject to this Order, the party
10 who intends to file such papers shall give five court days' notice to the party who designated such
11 materials as "Confidential," so that the designating party has the opportunity to file the
12 application required pursuant to Central District Local Rule 79-5 for such papers to be filed under
13 seal. The filing party shall cooperate with the designating party to allow the application to be
14 filed along with the Confidential documents or information.

15 4. All documents, transcripts, or other materials subject to this Order, and all
16 information derived therefrom (including, but not limited to, all testimony, deposition, or
17 otherwise, that refers, reflects or otherwise discusses any information designated Confidential
18 hereunder), shall not be used, directly or indirectly, by any person, including Plaintiff for any
19 business, commercial or competitive purposes or for any purpose whatsoever other than solely for
20 the preparation and trial of this action in accordance with the provisions of this Order.

21 5. Except with the prior written consent of the individual or entity designating a
22 document or portions of a document as "Confidential," or pursuant to prior Order after notice, any
23 document, transcript or pleading given "Confidential" treatment under this Order, and any
24 information contained in, or derived from any such materials (including but not limited to, all
25 deposition testimony that refers, reflects or otherwise discusses any information designated
26 confidential hereunder) may not be disclosed other than in accordance with this Order and may
27 not be disclosed to any person other than: (a) the Court and its officers; (b) parties to this
28 litigation; (c) counsel for the parties, whether retained counsel or in-house counsel and employees

1 of counsel assigned to assist such counsel in the preparation of this litigation; (d) fact witnesses
2 subject to a proffer to the Court or a stipulation of the parties that such witnesses need to know
3 such information; (e) present or former employees of the producing party in connection with their
4 depositions in this action (provided that no former employees shall be shown documents prepared
5 after the date of his or her departure; and (f) experts specifically retained as consultants or expert
6 witnesses in connection with this litigation.

7 6. Documents produced pursuant to this Order shall not be made available to any
8 person designated in Subparagraph 5(f) unless he or she shall have first read this Order, agreed to
9 be bound by its terms, and signed the attached Declaration of Compliance.

10 7. All persons receiving any or all documents produced pursuant to this Order shall
11 be advised of their confidential nature. All persons to whom confidential information and/or
12 documents are disclosed are hereby enjoined from disclosing same to any person except as
13 provided herein, and are further enjoined from using same except in the preparation for and trial
14 of the above-captioned action between the named parties thereto. No person receiving or
15 reviewing such confidential documents, information or transcript shall disseminate or disclose
16 them to any person other than those described above in Paragraph 5 and for the purposes
17 specified, and in no event shall such person make any other use of such document or transcript.

18 8. Nothing in this Order shall prevent a party from using at trial any information or
19 materials designated "Confidential." *Confidentiality not, at all times, shall be*
~~In the event that any Confidential material is used in any~~
20 ~~court proceeding in this action, it shall not lose its confidential status through such use.~~
taken up of the presiding judicial

21 9. This Order has been agreed to by the parties to facilitate discovery and the
22 production of relevant evidence in this action. Neither the entry of this Order, nor the designation
23 of any information, document, or the like as "Confidential," nor the failure to make such
24 designation, shall constitute evidence with respect to any issue in this action.

25 10. Within sixty (60) days after the final termination of this litigation, all documents,
26 transcripts, or other materials afforded confidential treatment pursuant to this Order, including
27 any extracts, summaries or compilations taken therefrom, but excluding any materials which in
28 the good faith judgment of counsel are work product materials, shall be returned to the individual

1 or entity having produced or furnished same. In the alternative, upon final termination of this
2 litigation, any party who has received documents, transcripts, or other materials afforded
3 confidential treatment pursuant to this Order, including extracts, summaries or compilations taken
4 therefrom, but excluding any materials which in the good faith judgment of counsel are work
5 product materials from an individual or entity shall destroy these documents.

6 11. In the event that any party to this litigation disagrees at any point in these
7 proceedings with any designation made under this Protective Order, the parties shall first try to
8 resolve such dispute in good faith on an informal basis. If the dispute cannot be resolved, the
9 party objecting to the designation may seek appropriate relief from this Court. During the
10 pendency of any challenge to the designation of a document or information, the designated
11 document or information shall continue to be treated as "Confidential" subject to the provisions
12 of this Protective Order.

13 12. Nothing herein shall affect or restrict the rights of any party with respect to its own
14 documents or to the information obtained or developed independently of documents, transcripts
15 and materials afforded confidential treatment pursuant to this Order.

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1 13. The Court retains the right to allow disclosure of any subject covered by this
2 stipulation or to modify this stipulation at any time in the interest of justice.

3 IT IS SO STIPULATED.

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5 Dated: September 5, 2013

Respectfully submitted,

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7 By: /s/ Katherine A. Klimkowski

8 Katherine A. Klimkowski
JONES DAY

9 Attorney for Defendant
10 EXPERIAN INFORMATION SOLUTIONS,
INC.

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12 Dated: September 5, 2013

Respectfully submitted,

13
14 By: /s/ Robert F. Brennan

15 Robert F. Brennan
LAW OFFICES OF ROBERT F.
BRENNAN, APC

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17 Attorney for Plaintiff
MARIA HERNANDEZ

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20 **IT IS SO ORDERED.**

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22 Dated: 9.10.2013


23 MAGISTRATE JUDGE JAY C. GANDHI

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EXHIBIT A
DECLARATION OF COMPLIANCE

I, _____, declare as follows:

1. My address is _____.

2. My present employer is _____.

3. My present occupation or job description is _____.

4 I have received a copy of the Stipulated Protective Order entered in this action on _____, 2013.

5. I have carefully read and understand the provisions of this Stipulated Protective Order.

6. I will comply with all provisions of this Stipulated Protective Order.

7. I will hold in confidence, and will not disclose to anyone not qualified under the Stipulated Protective Order, any information, documents or other materials produced subject to this Stipulated Protective Order.

8. I will use such information, documents or other materials produced subject to this Stipulated Protective Order only for purposes of this present action.

9. Upon termination of this action, or upon request, I will return and deliver all information, documents or other materials produced subject to this Stipulated Protective Order, and all documents or things which I have prepared relating thereto, which documents are the subject of the Stipulated Protective order, to my counsel in this action, or to counsel for the party by whom I am employed or retained or from whom I received the documents.

10. I hereby submit to the jurisdiction of this Court for the purposes of enforcing the Stipulated Protective Order in this Action.

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I declare under penalty of perjury under the laws of the United States that the following is true and correct.

Executed this ____ day of _____, 2013 at _____.

QUALIFIED PERSON