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19 *Attorneys for Defendants*

20 UNITED STATES DISTRICT COURT
 21 FOR THE CENTRAL DISTRICT OF CALIFORNIA

22 **James Davis Bennett,**
 23 **Plaintiff,**
 24 **— v. —**
 25 **Jaspal Dhaliwal, MD; Richard Gross,**
MD; Annabel Rivera, MLP; Vincente
 26 **Tejada, MLP; E. Casino, MLP;**
Marsha Pinnell, RN; and Does 1–10,
 27 **Defendants.**
 28

No. 14-cv-4697 RGK (Ex)
~~Proposed~~ **Protective Order**
 Discovery Matter
 Honorable Charles F. Eick
 United States Magistrate Judge

1 **James Davis Bennett and Pamela**
2 **Bennett,**
3
4 Plaintiffs,
5
6 -- v. --
7 **United States of America,**
8
9 Defendant.

No. 15-cv-1923 RGK (Ex)
Honorable Charles F. Eick
United States Magistrate Judge

7 The Court, having read and considered the parties' joint stipulation for protective
8 order, and for the reasons stated in the joint stipulation and for good cause shown,

9 **It is hereby ordered** that the defendants are permitted to produce: (1) the
10 individual defendants' personal income tax returns; (2) information about the individual
11 defendants' income and assets; (3) Federal Bureau of Prisons reviews of the individual
12 defendants' job performance; and (4) Federal Bureau of Prisons logs of telephone calls
13 made by plaintiff James Davis Bennett while incarcerated in federal prison (hereinafter
14 referred to as Protected Material).

15 Protected Material will be redacted before disclosure to remove nonparties'
16 personal identifiers such as social security numbers, birth dates, FBI numbers, financial
17 account numbers, and home addresses.

18 The parties and their counsel shall use Protected Material for purposes of these
19 cases only, and not for any other purpose.

20 Protected Material shall be disclosed only to:

- 21 a. Counsel of record for the parties in these cases; and
22 b. The plaintiffs, provided that they execute and file with the Court the
23 attached agreement to be bound by protective order in the form attached hereto as
24 Exhibit A.

25 No party shall file documents, pleadings, transcripts, or other materials in these
26 cases containing or disclosing Protected Material without seeking Court approval to file
27 the Protected Material under seal under Local Rule 79-5.1.

1 At the end of these cases, including any appeal, all originals and duplicates (as
2 defined by Federal Rule of Evidence 1001) of Protected Material shall be returned to the
3 defendants by plaintiffs' counsel within 30 days of the termination of the cases. This
4 shall not include documents filed with the Court or documents containing plaintiffs'
5 counsel's notations, which plaintiffs' counsel shall destroy within 30 days of the
6 termination of the cases.

7 At the end of these cases, including any appeal, plaintiffs' counsel shall certify to
8 this Court that they have irretrievably destroyed all originals and duplicates (as defined
9 by Federal Rule of Evidence 1001) of Protected Material.

10 This stipulated protective order is not intended to compromise the rights of any
11 party to object to discovery under the Federal Rules of Civil Procedure or any other
12 authority; nor is it intended to alter any burden of proof regarding any assertion of
13 privilege. This stipulated protective order permits, but does not require, the defendants to
14 produce Protected Material.

15 Nothing in this stipulated protective order shall prohibit a party from seeking
16 further protection against disclosure of Protected Material.

17 Nothing in this stipulated protective order constitutes a waiver of any party's right
18 to seek a Court order permitting the future use and/or production of unredacted copies of
19 the Protected Material.

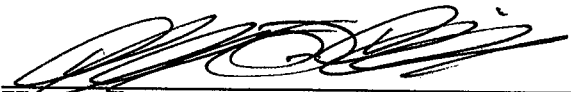
20 Nothing in this stipulated protective order constitutes a waiver of the defendants'
21 right to use, disclose, or disseminate the Protected Material in accordance with the
22 Privacy Act, any applicable statutes or regulations, or Federal Bureau of Prisons policies.

23 Neither the United States Department of Justice, including the Federal Bureau of
24 Prisons and the United States Attorney's Office, nor any of its officers, agents,
25 employees, or attorneys, shall bear any responsibility or liability for any disclosure of
26 any Protected Material obtained by the parties under this stipulated protective order, or
27 of any information contained in Protected Material.

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1 This stipulated protective order does not constitute a ruling on whether any
2 particular document or category of information is properly discoverable or admissible
3 and does not constitute a ruling on any potential objection. Other than the documents and
4 information explicitly set forth herein, this stipulated protective order does not apply to
5 any information or documents subject to a claim of privilege or other basis of exclusion,
6 and this stipulated protective order shall not be precedent for adopting any procedure
7 with respect to the disclosure of any other information.

8
9 Dated: 7/21, 2015



Honorable Charles F. Eick
United States Magistrate Judge

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11 Presented by:

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13 BEDNARSKI & LITT, LLP

14 /s/ David S. McLane

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UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA

James Davis Bennett,
Plaintiff,

– v. –

**Jaspal Dhaliwal, MD; Richard Gross,
MD; Annabel Rivera, MLP; Vincente
Tejada, MLP; E. Casino, MLP;
Marsha Pinnell, RN; and Does 1–10,**
Defendants.

No. 14-cv-4697 RGK (Ex)

**Agreement To Be Bound By
Protective Order**

Honorable R. Gary Klausner
United States District Judge

**James Davis Bennett and Pamela
Bennett,**
Plaintiffs,

– v. –

United States of America,
Defendant.

No. 15-cv-1923 RGK (Ex)

Honorable R. Gary Klausner
United States District Judge

The undersigned, having read and fully understood the terms of the protective order entered by the Court in the above-captioned cases, hereby agrees to be bound thereby. The undersigned agrees that Protected Material, as defined in the joint stipulation for protective order, may be used only in these cases and not for any other purpose. The undersigned agrees not to disseminate or disclose Protected Material or the contents thereof.

Dated: _____, 2015

Name

Signature