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NOTE: CHANGES MADE BY THE COURT

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

J.M.M., by and through his Guardian	)	CASE NO. CV-14-6529 JAK (FFMx)
Ad Litem, ORLANDA CRUZ,	)	<i>[Assigned to the Hon. John A. Kronstadt,</i>
	)	<i>Courtroom 750]</i>
Plaintiff,	)	
	)	<b>[PROPOSED] PROTECTIVE ORDER</b>
vs.	)	
	)	
COUNTY OF LOS ANGELES;	)	
JERRY POWERS; OFFICER	)	<b>Complaint Filed: 9/26/14</b>
MARTINEZ; OFFICER WALKER;	)	
LEAH RUBKE; and DOES 1 to 10,	)	<b>Trial: None</b>
	)	
Defendants.	)	
	)	
	)	

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

After consideration of the written stipulation of counsel, the Court hereby makes the following order:

- This protective order will cover the juvenile court records and information of (1) **J.M.M.** (Juvenile Case No. PJ49150 / PDJ # P396149; D.O.B. 11/26/1997); (2) **R.S.M.** (Juvenile Case No. PDJ # P399056/ JAIN #02301145; D.O.B. 12/01/1995) and (3) any documents and information that may contain

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1 personnel matters and investigative files of County employees, including but not  
2 limited to LUCASE MARTINEZ, and CHRISTIAN WALKER otherwise protected by  
3 the privacy rights of these individuals and/or protected under the official information  
4 privilege and/or Cal. Evid. Code §§ 1040, 1043, and 1045 et seq., Cal. Penal Code §  
5 832.7, and the Peace Officers Bill of Rights;

6 2. All documents and/or information, including information derived  
7 therefrom (collectively “Confidential Information”) produced by any party or third  
8 party, including the County of Los Angeles Superior Court – Juvenile Division,  
9 pursuant to any discovery request, subpoena or other provision of the *Federal Rules of*  
10 *Civil Procedure* in the above-captioned litigation **that designated as “Confidential”**  
11 **pursuant to Paragraph 3 below** and any documents related to personnel or other  
12 employment related files of County employees will be covered by this Protective  
13 Order; (FFM)

14 3. All confidential materials produced shall be marked “CONFIDENTIAL –  
15 SUBJECT TO PROTECTIVE ORDER.” If the first page of any multi-page document  
16 bears this legend, then the entire document is deemed confidential, unless otherwise  
17 indicated by the producing party. The stamping of the legend “CONFIDENTIAL –  
18 SUBJECT TO PROTECTIVE ORDER” is for identification purposes only, and in the  
19 event that a document produced is inadvertently not stamped with this legend, such  
20 document is still subject to the provisions of this Protective Order.

21 4. At any time after receipt of documents identified as Confidential  
22 Information, any party may provide the written objections to the classification of  
23 specific documents as prohibited from disclosure under this Protective Order and the  
24 basis for the objection. Upon receipt of such a written objection, the disclosing Party  
25 shall provide a written response within five (5) business days. If the parties do not  
26 agree with the classification of certain documents as Confidential Information they  
27 may file a motion contesting the confidential nature of the disputed documents. The

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1 parties shall comply with the meet and confer requirements of the *Federal Rules of*  
2 *Civil Procedure* and Local Rules of this Court prior to the filing of any such motion.

3 5. All Confidential Information provided in accordance with this Order may  
4 be used for all proceedings in this matter only, including any law and motion, trial  
5 and/or appeal. However, without limiting the above use, the dissemination of all such  
6 Confidential Information will be limited to the same individuals entitled to use/review  
7 such Confidential Information as stated herein. The court will retain jurisdiction to  
8 determine whether any Confidential Information may be use before the court or in the  
9 court.

10 6. Testimony taken at any deposition, conference, hearing or trial may be  
11 designated as confidential by making a statement to that effect on the record at the  
12 deposition or proceeding. Arrangements shall be made by the taking party with the  
13 Court Reporter transcribing such proceedings to separately bind such portions of the  
14 transcript containing information designated as confidential and to label such portions  
15 accordingly. Any request to seal Confidential Information that becomes part of the  
16 record shall be made pursuant to court motion. In the event that the court rules that  
17 the Confidential Information is admissible; then the court and/or jury may review said  
18 Confidential Information in open court in order to determine issues before the court.

19 7. All Confidential Information produced in accordance with the Order shall  
20 not be used other than the instant case in any deposition, legal proceeding for media  
21 use/dissemination, or in any other forum, nor shall the Confidential Information be  
22 disseminated in any form, except by court order, or until such time as the  
23 “Confidential” designation is removed by agreement of counsel for the parties or by  
24 further order of this court.

25 8. Confidential Information shall be viewed only by: (1) the court and its  
26 staff; (2) counsel of record for the parties and their staff; (3) the parties to the action;  
27 (4) witnesses other than the parties, so long as the witness has agreed in writing in  
28 advance to be bound by this Protective Order; (5) experts and consultants retained by

1 the parties for this litigation and their respective staff so long as they have agreed in  
2 writing in advance to be bound by this Protective Order. The Court and its staff may  
3 review all matters, which pertain to the discussion of the Confidential Information,  
4 including law and motion matters, consistent with this confidentiality agreement in  
5 respect to the Confidential Information. In the event that the Court rules that the  
6 Confidential Information is admissible, then the Court and its staff, and/or jury may  
7 review said Confidential Information in open court in order to determine issues before  
8 the Court.

9 9. Confidential Information produced in connection with this Order shall  
10 not be disclosed, disseminated or in any manner provided to the media or any member  
11 of the public, unless the Court has ruled that the Confidential Information may be  
12 divulged to the media and the public.

13 10. Counsel for each party shall take reasonable precautions to prevent the  
14 unauthorized or inadvertent disclosure of Confidential Information.

15 11. In the event that the terms of this Protective Order are violated, the  
16 parties agree that the aggrieved party may immediately apply to this court to obtain  
17 injunctive relief and sanctions against any person violating any of the terms of this  
18 Protective Order. This court shall retain jurisdiction over the parties for the purpose of  
19 enforcing this Protective Order and the court shall have the power to modify this  
20 Protective Order at any time and to impose whatever penalties it deems appropriate for  
21 the violation of this Protective Order. Any such request for injunctive relief must be  
22 made by a properly noticed motion and pursuant to statute.

23 12. This Protective Order and the obligations of all persons thereunder  
24 including those relating to the disclosure and use of Confidential Information shall  
25 survive the final termination of this case, whether such termination is by settlement,  
26 judgment, dismissal, appeal or otherwise, until further order of this court.

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13. The parties will preserve all such Confidential Information and copies thereof, and will destroy them or return them to the producing party when this litigation is concluded.

**IT IS SO ORDERED.**

Dated: July 21, 2015

By: /S/ FREDERICK F. MUMM  
United States Magistrate Judge