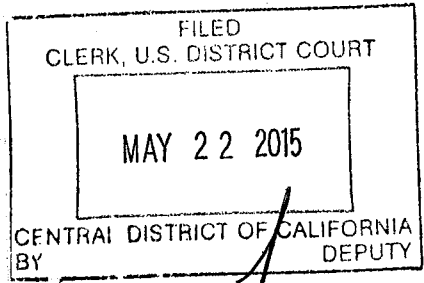


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**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

Q.D.R., a Minor, By and Through
Her Guardian Ad Litem Kianna Lee

Plaintiff,

v.

CITY OF LOS ANGELES; CHARLES L.
BECK, AKA CHARLIE BECK, CHIEF
OF THE LOS ANGELES POLICE
DEPARTMENT; LOS ANGELES
POLICE DEPARTMENT (LAPD);
OSWALDO PEDEMENTE; ROBERT
VILLALOBOS; DOES "1" THROUGH
"10"

Defendants

Case No.: CV14-7926-JFW (Ex)

**DEFENDANT CITY OF LOS
ANGELES, et al. AND
PLAINTIFF'S STIPULATED
PROTECTIVE ORDER RE USE
OF FORCE INVESTIGATION
REPORT**

PROTECTIVE ORDER FORCE INVESTIGATION DIVISION REPORTS

After the Plaintiffs DAMION RUSSELL, an incapacitated adult, by and Through
his Guardian, JO ANN PRICE, JO ANN PRICE, in her individual capacity & Q.D.R., a

1 Minor, By and Through Her Guardian Ad Litem KIANNA LEE, (hereinafter referred to
2 as "Plaintiffs"), by and through their attorneys of record, Humberto Guizar, Esq. of
3 Guizar Henderson & Carrasco L.L.P. (Counsel for Russell) & A. George Glasco, Esq. of
4 the LAW OFFICES OF A. GEORGE GLASCO, P.C. (Counsel for Q.D.R.) and
5 Defendants CITY OF LOS ANGELES, a local public entity, CHARLES L. BECK, AKA
6 CHARLIE BECK, CHIEF OF THE LOS ANGELES POLICE DEPARTMENT;
7 OSWALDO PEDEMENTE; ROBERT VILLALOBOS (hereinafter referred to as
8 "Defendants"), by and through their attorneys of record, Michael N. Feuer, City
9 Attorney, Cory M. Brente, Supervising Assistant City Attorney and Christian R.
10 Bojorquez conferred regarding the Production of the Force Investigation Report and any
11 Complaints of Excessive Force and Discipline for Excessive Force (5 Years), IT IS
12 HEREBY ORDERED, pursuant to the stipulation of the parties that the following
13 Protective Order, and its terms shall govern documents and things in this matter:
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20 For purposes of this Order, Confidential Materials include, but are not limited to:

- 21 1. Force Investigation Division Investigation Records;
- 22 2. Any and all documents, interviews, Officer Statements and/or writings
23
24

25 created during the Investigation, which include, but are not limited to, the following:

26 A. Force Investigation Division Records- No. F-019-13

- 27 ● Interviews;
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- Officer Statements, whether written or recorded;
- Legend w/diagram;
- Pictures - Which coincide with an Officer(s) compelled statement which were intended to reflect the Officer's stated or perception of events;
- Investigative Narrative;
- All addenda

3. Complaints of Excessive Force for the past Five (5) Years; and
4. Disciplinary Issues Dealing with Excessive Force for the Past Five (5) Years
5. Any and all documents, summaries, Officer Statements and/or writings created during the above-listed Complaints.

II. TERMS OF THE PROTECTIVE ORDER

1. The Confidential Documentation being provided pursuant to this Protective Order will be accomplished by affixing to such document or writing a legend, such as "Confidential," "Confidential Documents," "Confidential Material Subject to Protective Order" or words of similar effect. The documents and writings so designated, and all information derived therefrom (hereinafter, collectively, "Confidential Information"), shall be treated in accordance with the terms of this stipulation/protective order. The "Confidential" Watermark shall not obscure the writings on the document's legibility and shall not be repeated more than once per page.

2. Confidential Information may be used by the persons receiving such information only for the purpose of this above-captioned litigation.

1 3. Subject to the further conditions imposed by this stipulation/protective order,
2
3 Confidential Information may be disclosed only to the following persons:

- 4 a. Counsel for the parties and to experts, investigators, paralegal assistants,
5 office clerks, secretaries and other such personnel working under their
6 supervision;
7 b. Such other parties as may be agreed by written stipulation among the parties
8 hereto, or by Court Order.

9 4. Prior to the disclosure of any Confidential Information to any person
10 described in paragraph 3(a), or 3(b), counsel for the party that has received and seeks to
11 use or disclose such Confidential Information shall first provide any such person with a
12 copy of this protective order, and shall cause him or her to execute the following
13 acknowledgment:
14

15 “I understand that I am being given access to Confidential Information
16 pursuant to the foregoing protective order. I have read the stipulation/protective order
17 and agree to be bound by its terms with respect to the handling, use and disclosure of
18 such Confidential Information.
19
20

21 Dated: _____ /s/ _____ ”

22 Once this is completed, Counsel for Plaintiffs will serve a copy of the acknowledgment
23 upon Defendants.
24

25 5. Upon the final termination of this federal litigation, including any appeal
26 pertaining thereto, including but not limited to any event wherein the case is ever
27 remanded to State Court or dismissed and refiled in State Court, all Complaints,
28

1 Investigations, Reports, materials, as well as any other Court Ordered Documents
2 provided pursuant to this Protective Order and all copies thereof shall be returned to the
3 Offices of the Los Angeles City Attorney's Office, 6th Floor, City Hall East, Los
4 Angeles, California 90012 for destruction/shredding. All Confidential documentation
5 provided to any person or party, pursuant to any provision hereof, also shall be returned
6 to the City Attorney's Office.
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10 6. If any party who receives Confidential Information receives a subpoena
11 and/or public record request seeking Confidential Information, he, she or it shall
12 immediately give written notice to counsel for defendants, identifying the Confidential
13 Information sought and the time in which production or other disclosure is required, and
14 shall object to the request or subpoena on the grounds of this stipulation/protective order
15 so as to afford defendants an opportunity to obtain an order barring production or other
16 disclosure, or to otherwise respond to the subpoena or other request for production or
17 disclosure of Confidential Material. However, in no event should production or
18 disclosure be made without written approval by defendants' counsel unless required by
19 Court Order arising from a motion to compel production or disclosure of Confidential
20 Information. Nothing in this Protective Order should be construed as authorizing a party
21 in this action to disobey a lawful directive from another court.
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24 7. Any pleadings, motions, briefs, declarations, stipulations, exhibits or other
25 written submissions to the Court in this litigation which contain, reflect, incorporate or
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1 refer to Confidential Information, it shall be the party seeking to use such information
2
3 burden to first request the sealing of such documents pursuant to Local Rule 79-5.1.

4 8. Counsel for the parties hereto agree to request that in the event any motions,
5 applications or other pre-trial proceedings which could entail the discussion or disclosure
6 of Confidential Information, that such a Party will first seek special permission from the
7 Court to hear such information outside the presence of the jury. Counsel for the parties
8 further agree that, during any portion of the trial of this action which could entail the
9 discussion or disclosure of Confidential Information, that Defendants will have an
10 opportunity to make a special request to the Court that access to the courtroom be limited
11 to parties, their counsel and other designated representative, experts or consultants who
12 agreed to be bound by this stipulation/protective order, and court personnel.
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DATED: May , 2015 ALDERLAW, P.C.

By _____
LAURA SEDRISH
Attorneys for Plaintiffs Damion Russell and
Jo Ann Price

IT IS SO ORDERED

Dated:

By: _____
Magistrate Charles F. Eick
UNITED STATES MAGISTRATE JUDGE

1 9. Nothing herein shall prejudice any party's rights to object to the introduction
2 of any Confidential Information into evidence, on grounds including but not limited to
3 relevance and privilege.
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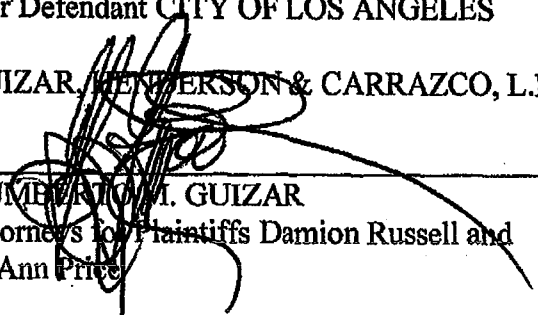
5 10. This Protective Order survives settlement, trial and/or appeal.
6

7 **IT IS SO STIPULATED**

8 DATED: May 12, 2015 MICHAEL N. FEUER, City Attorney
9

10 By: IS/ - Christian R. Bojorquez
11 CHRISTIAN R. BOJORQUEZ Deputy City Attorney
12 Attorneys for Defendant CITY OF LOS ANGELES


13 DATED: May , 2015 GUIZAR, HENDERSON & CARRAZCO, L.L.P.

14 By 
15 HUMBERTO M. GUIZAR
16 Attorneys for Plaintiffs Damion Russell and
17 Jo Ann Price

18
19 DATED: May , 2015 LAW OFFICES OF A. GEORGE GLASCO, P.C.

20 By _____
21 A. GEORGE GLASCO
22 Attorneys for Q.D.R., a Minor, By and Through
23 Her Guardian Ad Litem Kianna Lee, Plaintiff

24 DATED: May 15, 2015 ALDERLAW, P.C.

25 By 
26 e. MICHAEL ALDER
27 Attorneys for Plaintiffs Damion Russell and
28 Jo Ann Price

1 9. Nothing herein shall prejudice any party's rights to object to the introduction
2 of any Confidential Information into evidence, on grounds including but not limited to
3 relevance and privilege.
4

5 10. This Protective Order survives settlement, trial and/or appeal.
6

7 **IT IS SO STIPULATED**

8 DATED: May 12, 2015 MICHAEL N. FEUER, City Attorney
9

10 By: ISI - Christian R. Bojorquez
11 CHRISTIAN R. BOJORQUEZ Deputy City Attorney
12 Attorneys for Defendant CITY OF LOS ANGELES

13 DATED: May , 2015 GUIZAR, HENDERSON & CARRAZCO, L.L.P.
14

15 By _____
16 HUMBERTO M. GUIZAR
17 Attorneys for Plaintiffs Damion Russell and
18 Jo Ann Price

19 DATED: May 20, 2015 LAW OFFICES OF A. GEORGE GLASCO, P.C.
20

21 By A. George Glasco
22 A. GEORGE GLASCO
23 Attorneys for Q.D.R., a Minor, By and Through
Her Guardian Ad Litem Kianna Lee, Plaintiff

24 DATED: May , 2015 ALDERLAW, P.C.
25

26 By _____
27 C. MICHAEL ALDER
28 Attorneys for Plaintiffs Damion Russell and
Jo Ann Price

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DATED: May 15, 2015

ALDERLAW, P.C.

By



Laura Sedrish

Attorneys for Plaintiffs Damion Russell and
Jo Ann Price

IT IS SO ORDERED

Dated: 5/22/15

By



Magistrate Charles F. Eick

UNITED STATES MAGISTRATE JUDGE