

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

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

DCD PARTNERS, LLC, et al.,
Plaintiffs,
v.
TRANSAMERICA LIFE
INSURANCE COMPANY, a
corporation, et al.,
Defendants.

Case No. 2:15-cv-03238-CAS-(AJWx)

**PROTECTIVE ORDER
REGARDING DISCLOSURE OF
PRIVILEGED INFORMATION**

Pretrial Conference: August 14, 2017
Trial: August 29, 2017
Complaint Filed: March 18, 2015

1 By Order dated February 17, 2017, the Court ordered the Parties to engage in
2 certain discovery related to the Defendant’s litigation hold in this action (*see* Dkt.
3 Nos. 181, 192) (the “Litigation Hold Discovery”). The Litigation Hold Discovery
4 to date has included requests for production, interrogatories and a deposition notice
5 directed to Defendant Transamerica Life Insurance Company (“Transamerica”).
6 Some of the Litigation Hold Discovery may include information, testimony and/or
7 documents that are subject to Transamerica’s attorney-client privilege and/or other
8 privileges and/or the work product doctrine held by Transamerica and/or its outside
9 counsel, including Morrison & Foerster, LLP (collectively “Privileged
10 Information”). Accordingly, the parties have entered into a stipulation regarding
11 protections associated with the disclosure of Privileged Information in connection
12 with the Litigation Hold Discovery.

13 Finding good cause exists, the Court ORDERS the following:

14 1. No disclosure of any Privileged Information by Transamerica or its outside
15 counsel, including Morrison & Foerster, LLP, in connection with or response to any
16 Litigation Hold Discovery in this action shall constitute, be deemed or be argued to
17 be a waiver of the attorney-client or any other privileges, and/or the work product
18 doctrine, beyond what Transamerica intentionally discloses in the Litigation Hold
19 Discovery; and

20 2. No disclosure of any Privileged Information or any other internal
21 information, testimony or documents by Morrison & Foerster, LLP in connection
22 with or response to any Litigation Hold Discovery shall constitute, be deemed or be
23 argued to be a waiver of any Transamerica attorney client or other privileges,
24 and/or the work product doctrine, or of any privileges and/or the work product
25 doctrine held by Morrison & Foerster, LLP or its attorneys, beyond what Morrison
26 & Foerster, LLP intentionally discloses in the Litigation Hold Discovery; and

27 //

28

