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9 UNITED STATES DISTRICT COURT
 10 CENTRAL DISTRICT OF CALIFORNIA - EASTERN DIVISION

11 PETER HOLM,
 12
 13 Plaintiff,
 14
 15 v.
 16 CITY OF BARSTOW, et al.,
 17 Defendants.

Case No. ED CV 08-00420 VAP (JCx)

**ORDER RE STIPULATION
 GOVERNING THE DESIGNATION
 AND HANDLING OF
 CONFIDENTIAL MATERIALS
 [CHANGES MADE BY COURT]**

18
 19 The Court has reviewed the Stipulation Governing the Designation and
 20 Handling of Confidential Materials between all parties that has been filed
 21 concurrently with this proposed order. Based upon a review of the record, and
 22 good cause appearing,

23 IT IS HEREBY ORDERED, ADJUDGED AND DECREED AS
 24 FOLLOWS:

- 25 1. All documents produced in discovery which relate to a third-party's
 26 private, confidential, and/or medical information, including, but not limited to,
 27 discovery responses, initial disclosures, and supplemental disclosures which relate
 28

1 to a third-party's private, confidential, and/or medical information are subject to
2 this Stipulation (the "Subject Documents");

3 2. Absent further order of the Court, and subject to paragraph 3 below,
4 the Subject Documents shall be kept strictly confidential and may only be examined
5 by the attorneys for the parties, their agents, employees, consultants, witnesses,
6 court reporters, deponents, the parties themselves, and/or the Court (and its
7 personnel), and only in connection with this subject litigation, and shall not be
8 published to any third-parties or used in connection with any other litigation;

9 3. In the event that a party wishes to lodge, file or otherwise submit
10 documents to the Court, such party must seek leave to submit the documents under
11 seal in accordance with Local Rule 79. See Kamakana v. City and County of
12 Honolulu, 447 F.3d 1172, 1178-80 (9th Cir. 2006) (discussing standards for sealing
13 documents attached to dispositive and non-dispositive motions). The City and
14 Individual Defendants do not waive any right to seek a protective order on the
15 grounds that the documents utilized by Plaintiff contain private or confidential
16 information;

17 4. In the event that the City or Individual Defendants decide to seek a
18 protective order because they believe that the documents disclose private or
19 confidential information, the parties shall meet and confer regarding the redaction
20 of potentially private or confidential information;

21 5. After the conclusion of this litigation, Plaintiff shall return or destroy
22 the Subject Documents in Plaintiff's possession, custody or control within 45
23 calendar days of Defendant's request.

24 IT IS SO ORDERED.

25 Dated: January 28, 2009

/s/

Jacqueline Chooljian
United States Magistrate Judge