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

Frankie Ramirez,

Plaintiff,

v.

County of Orange, Deputy Issac Felter,
and Does 10-10, inclusive,

Defendants.

) Case No. SACV 09-282 DOC (ANx)

) ~~PROPOSED~~ PROTECTIVE ORDER
) REGARDING PRODUCTION OF
) RECORDS FROM ORANGE
) COUNTY DISTRICT ATTORNEY
) PURSUANT TO THIRD-PARTY
) SUBPOENA

Having reviewed the Stipulation by and between Plaintiff, Frankie Ramirez, and third-party witness and custodian of records, Orange County District Attorney’s Office (“OCDA”), and their attorneys of record, and GOOD CAUSE APPEARING, the Court ORDERS the following:

OCDA shall produce all responsive records to the subpoena; provided all records produced, (“Responsive records”) be subject to the following ORDER:

1. The attorneys of record for Plaintiff and their staff, and any other attorney who receives said Responsive Records shall not copy nor reproduce any portion of said Records,

1 except where necessary to submit to the Court. If any Responsive Record or
2 Transcript is required to be submitted to the court, it shall be done so under seal, in
3 connection with court proceedings;

4 2. No part of the Responsive Records disclosed pursuant to this Protective
5 Order shall be given to any party to the present action without first agreeing to be bound
6 by the protective order. The Responsive Records produced by OCDA pursuant to this
7 Stipulated Protective Order shall be used solely in connection with the case of *Ramirez*
8 *v. County of Orange, Deputy Issac Felter*, Case No: SACV 09-282 DOC (ANx)
9 including any associated appellate proceedings and collateral review, and not for any
10 other purpose;

11 3. The Responsive Records produced to Plaintiff's counsel and any other
12 attorneys of record in the present matter shall not be provided to any other third party
13 not specifically identified within the present order;

14 4. If any other party to this civil litigation requests copies of the Responsive
15 Records produced by the OCDA, counsel for OCDA shall first provide a copy of the
16 Stipulated Protective Order to the requesting party. The requesting party shall confirm
17 in writing that both the party and their attorney(s) of record shall be bound by the terms
18 of the Stipulated Protective Order prior to disclosure of the requested records. The
19 writing must also include consent by the party to whom disclosure is going to be made,
20 to be subject to the jurisdiction of this Court with respect to any proceeding related to
21 the enforcement of this Stipulated Protective Order, including but not limited to a
22 proceeding for contempt;

23 5. Upon receipt of the acknowledgement, OCDA will produce to the
24 requesting party's attorney a full set of the Responsive Records,

25 6. At the conclusion of this matter, whether through trial, appeal, collateral
26 review, or other final disposition, all Responsive Records produced pursuant to the

1 Subpoena and this Stipulated Protective Order, and all copies shall be destroyed or
2 returned to OCSD at the option of the attorneys of record for Plaintiffs and any other
3 attorney of record for a party to the present action who received the Responsive
4 Records;

5 7. The production of Responsive Records and Testimony by OCDA pursuant
6 to this Order shall not be deemed a waiver of the federal investigation privilege for any
7 future purpose;


8 8. Attorneys, the parties and their respective employees, agents and other
9 representatives, including investigators, are ordered not to disclose to any person or
10 entity information obtained from the records without prior order of this Court;

11 9. This Order prohibiting any dissemination and disclosure of information
12 from the documents and depositions applies in any further discovery proceedings; and

13 10. If Plaintiff, Plaintiff's counsel or any other person or entity seeks relief
14 from this Order, an appropriate noticed motion is to be served on the Orange County
15 District Attorney, through his attorney of record, and all other parties.

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17 **IT IS SO ORDERED.**

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20 DATED: February 11, 2010

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24 ARTHUR NAKAZATO
25 UNITED STATES MAGISTRATE JUDGE