



1 this Protective Order as follows.

2         2. Each person receiving any of the Protected Documents shall not disclose  
3 to any person or entity, in any manner, including orally, any of the Protected  
4 Documents or any of the information contained therein, except when used for  
5 purposes of this litigation pursuant to this protective order.

6         3. The Protected Documents and all information contained therein, may  
7 only be disclosed to the following “qualified” persons:

8             (a) Counsel of record for the parties to this civil litigation;

9             (b) Paralegal, stenographic, clerical and secretarial personnel regularly  
10 employed by counsel referred to in subparagraph (a); and, investigators, expert  
11 witnesses and other persons legitimately involved in litigation-related activities for  
12 the counsel of record; and

13             (c) Court personnel, including stenographic reporters engaged in such  
14 proceedings as are necessarily incidental to preparation for the trial of this action.

15             (d) With the exception of the Court and court personnel (who are subject  
16 only to the Court’s internal procedures regarding the handling of material filed or  
17 lodged, including material filed or lodged under seal), all persons receiving a copy  
18 of the Protected Documents shall, before receiving such protected information, be  
19 given a copy of this Protective Order and a compliance agreement (in the form  
20 attached hereto as Exhibit “A”) and shall execute the compliance agreement, and  
21 return the original of the compliance agreement to the attorney who gives him/her  
22 the protected information. It shall be the responsibility of the respective attorneys  
23 to distribute compliance agreements, and then collect and maintain custody of the  
24 executed originals of the compliance agreements.

25         4. The confidential information may be disclosed to the Court and court  
26 personnel, in connection with this litigation. Protected Documents that a party  
27 intends to use in support of or in opposition to a pre-trial filing with the Court  
28 must be filed in accordance with the Central District of California Local Rules

1 relating to under seal filings, including Local Rule 79-5. Counsel intending to use  
2 information from Protected Documents must both (a) apply to submit unredacted  
3 documents containing information from Protected Documents under seal and (b)  
4 file public versions of the same documents with the information from Protected  
5 Documents redacted.

6           5. In the event this matter proceeds to trial, to the extent that any of the  
7 Protected Documents are offered into evidence, those Protected Documents will  
8 become public, unless sufficient cause is shown in advance of trial to proceed  
9 otherwise.

10           6. The court reporter, videographer, and audiographer, if any, who record  
11 all or part of any deposition in this matter, which include Protected Documents or  
12 descriptions thereof shall be subject to this Order and precluded from providing  
13 any portions of the original deposition videotape, audiotape, or exhibits which  
14 relate to the Protected Documents or information to any persons other than  
15 counsel of record, absent order of the court.

16           7. Those attending any future deposition(s) shall be bound by this Order  
17 and, therefore, shall not disclose to any person or entity, in any manner, including  
18 orally, any reference to the Protected Documents or content thereof made by such  
19 person during the course of said depositions.

20           8. At any future deposition(s), should there be persons in attendance who  
21 are not authorized to access to the Protected Documents or information, such  
22 persons shall be removed from the deposition room at any time information  
23 relating to the Protected Documents or protected information is disclosed or  
24 discussed.

25           9. The Protected Documents shall be used solely in connection with the  
26 preparation and trial of this action, entitled Damion Ramirez v. City of La Palma,  
27 et al. bearing case number SACV14-302 MMM (RNBx), or any related appellate  
28 proceeding, and not for any other purpose, including, without limitation, any other

1 litigation or administrative proceedings or any investigation related thereto.

2 10. This Order may not be modified unless by written consent of the parties  
3 and approval of the Court. Any party may move for a modification of this Order at  
4 any time. Upon receipt and review of the documents produced pursuant to this  
5 protective order, any party may move to remove the confidential designation of  
6 any document after meeting and conferring with opposing counsel and pursuant to  
7 the procedures governing discovery motions set forth in Local Rule 37.

8 11. This Order is made for the purpose of ensuring that the Protected  
9 Documents will remain confidential, unless otherwise ordered by the Court or in  
10 response to a successful motion by a party made pursuant to Paragraph 10.

11 12. At the conclusion of this litigation, upon request of defense counsel,  
12 plaintiff's counsel shall return the Protected Documents to Mark D. Rutter, Esq.,  
13 Carpenter, Rothans & Dumont, 888 S. Figueora Street, Suite 1960, Los Angeles,  
14 California 90017. Alternatively, the receiving parties and every other person  
15 and/or entity who received originals or copies of the protected information may  
16 destroy all such material and material derived therefrom within thirty (30) calendar  
17 days after the conclusion of this case. Additionally, within thirty (30) calendar  
18 days after the conclusion of this case, counsel for the receiving parties shall send a  
19 signed declaration stating that such material has been destroyed pursuant to this  
20 Protective Order.

21 13. Nothing in this Order shall be construed as authorizing a party to  
22 disobey a lawful subpoena issued in another action.

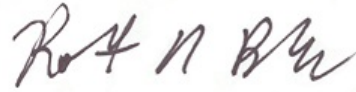
23  
24 **GOOD CAUSE**

25 The parties submit that GOOD CAUSE exists to enter the proposed  
26 protective order to balance the defendants' concerns that the documents consist of  
27 statements from confidential police personnel records and private information  
28 concerning a party to this litigation, as well as individuals who are not parties to

1 this litigation, as protected by the official information privilege, law enforcement  
2 privilege and the right to privacy, as protected by the California and United States  
3 Constitution, with plaintiff's right to discovery in this litigation. The parties agree  
4 that all documents marked confidential and produced pursuant to this protective  
5 order are subject to the terms of this protective unless otherwise ordered by the  
6 Court.

7 IT IS SO ORDERED.

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9 DATED: February 3, 2015



10 \_\_\_\_\_  
11 Honorable Robert N. Block  
12 U.S. District Judge

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18 Dated: December 26, 2013

CARPENTER, ROTHANS &  
DUMONT

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20  
21 By: \_\_\_\_\_

22 MARK D. RUTTER  
23 Attorney for defendants,  
24 City of La Palma, Officer Won

25 Koh, and

26 Chief Eric Nunez  
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