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 10 WATER COMPANY OF MERCED, INC.

11 UNITED STATES DISTRICT COURT
 12 EASTERN DISTRICT OF CALIFORNIA

13 RAUL VALENCIA ABARCA,, et)
 14 al.,)
 15 Plaintiffs,)
 16 vs.)
 17 MERCK & CO., INC., et al.,)
 18 Defendants.)

CASE NO. 1:07-CV-0388-OWW DLB

19 ORDER GRANTING MEADOWBROOK WATER COMPANY OF MERCED,
 20 INC.'S *EX PARTE* APPLICATION FOR AN ORDER TO FILE UNDER SEAL
 21 *DAUBERT* MOTION TO EXCLUDE TESTIMONY OF PLAINTIFFS' EXPERT
 22 R. DOUGLAS BARTLETT

23 Courtroom: Three
 24 Action Filed: March 8, 2007
 25 Trial Date: November 23, 2010

1 GOOD CAUSE THEREOF APPEARING:

2 The Court hereby orders Meadowbrook Water Company of Merced, Inc.'s
3 ("MEADOWBROOK") *Daubert* Motion to Exclude Testimony of Plaintiffs' Expert
4 R. Douglas Bartlett which contains information marked "Confidential Information"
5 pursuant to the Protective Order Regarding the Production and the Inspection of
6 Records in Possession of the Department of Water Resources (Document 530) and the
7 Protective Order Regarding the California Department of Public Health Records
8 (Document 130) be filed under seal.

9 The Protective Orders (Document 130 and Document 530) set forth the statutory
10 authority for sealing, the requested duration, and all other relevant information. In
11 pertinent part, the documents marked "Confidential Information" contain sensitive and
12 confidential public safety information under the Public Health Security and
13 Bioterrorism Preparedness and Response Act of 2002. The Protective Orders provide
14 that within thirty (30) days following the final conclusion of the Action, all Parties
15 shall either return to the producing party or destroy all Confidential Information.

16 The Court further authorizes these exhibits to be submitted on CDs - one for the
17 Clerk of Court and one courtesy copy for Chambers. No hard copies of the exhibits
18 are required to be filed or sent as courtesy copies to Chambers

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20 IT IS SO ORDERED.

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22 **Dated: May 26, 2010**

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/s/ Oliver W. Wanger
UNITED STATES DISTRICT JUDGE

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