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14 UNITED STATES DISTRICT COURT
15 EASTERN DISTRICT OF CALIFORNIA

16 ROWENA CUIEL,
17 Plaintiff,
18
19 v.
20 HENRY SCHEIN, INC.,
21 Defendant.

Case No. 1:08-CV-01580-AWI-GSA

**STIPULATION AND ORDER RE:
PROTECTIVE ORDER**

22
23 Subject to the approval of this Court, the parties hereby stipulate to the following
24 protective order:

25 1. In connection with discovery proceedings in this action, the parties may
26 designate any document, thing, material, testimony or other information derived therefrom, as
27 "Confidential" under the terms of this Stipulated Protective Order (hereinafter "Order").
28 Confidential information is information which has not been made public and which concerns or

(NO. 1:08-CV-01580-AWI-GSA)

1 relates to the processes, operations, type or work, or apparatus, or to the production, sales,
2 shipments, purchases, transfers, identification of customers, inventories, amount or source of any
3 income, profits, losses, or expenditures of any persons, firm, partnership, corporation, or other
4 organization, the disclosure of which information may have the effect of causing harm to the
5 competitive position of the person, firm, partnership, corporation, or to the organization from which
6 the information was obtained.

7 2. By designating a document, thing, material, testimony or other information
8 derived therefrom as “confidential,” under the terms of this order, the party making the designation
9 is certifying to the court that there is a good faith basis both in law and in fact for the designation
10 within the meaning of Federal Rule of Civil Procedure 26(g). Confidential documents shall be so
11 designated by stamping copies of the document produced to a party with the legend
12 “CONFIDENTIAL.” Stamping the legend “CONFIDENTIAL” on the cover of any multi-page
13 document shall designate all pages of the document as confidential, unless otherwise indicated by
14 the producing party.

15 3. Testimony taken at a deposition, conference, hearing or trial may be
16 designated as confidential by making a statement to that effect on the record at the deposition or
17 other proceeding. Arrangements shall be made with the court reporter taking and transcribing such
18 proceeding to separately bind such portions of the transcript containing information designated as
19 confidential, and to label such portions appropriately.

20 4. Material designated as confidential under this Order, the information
21 contained therein, and any summaries, copies, abstracts, or other documents derived in whole or in
22 part from material designated as confidential (hereinafter “Confidential Material”) shall be used only
23 for the purpose of the prosecution, defense, or settlement of this action, and for no other purpose.

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