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16 IN THE UNITED STATES DISTRICT COURT  
17 FOR THE EASTERN DISTRICT OF CALIFORNIA  
18 FRESNO DIVISION

19 **YVONNE ARCURE, KEVIN COOK, &**  
**JOSEPH FESSENDEN,**  
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21 Plaintiffs,  
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23 **v.**  
24 **CALIFORNIA DEPARTMENT OF**  
**DEVELOPMENTAL SERVICES,**  
25 **DEBORAH MEEKER, JEFFREY**  
**BRADLEY, DOUGLAS LOEHNER,**  
**DAVID CORRAL, & MICHAEL FLORES,**  
26  
27 Defendants.  
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1:13-cv-00541-LJO-BAM

**STIPULATED ORDER TO RESOLVE  
DISCOVERY DISPUTE REGARDING  
PLAINTIFF COOK'S MEDICAL  
RECORDS (SEE DOC. 141); ORDER**

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**STIPULATION**

Plaintiff and Defendant California Department of Developmental Services (“DDS”) have reached an agreement that resolves their discovery dispute regarding three of DDS’s subpoenas for Plaintiff Cook’s medical and mental health records that are the subject of a motion for a protective order (Doc. 141). The terms of the stipulation are as follows:

1. All of Plaintiff Cook’s medical and mental health records that have been subpoenaed by DDS shall be produced to Matthew Besmer, Deputy Attorney General, but may only be used for purposes of this litigation and may only be shared with the following, without further stipulation of the parties or order of the Court:

- Members of the California Attorney General’s Office working on this case;
- Hiren Patel;
- Kate Jeffries;
- A medical expert of defense counsel’s choice.

2. Information obtained from Cook’s medical records may be used for appropriate personnel actions only with prior approval from the Court.

**SO STIPULATED**

Dated: February 6, 2015

Respectfully submitted,  
KAMALA D. HARRIS  
Attorney General of California  
JUDITH A. RECCHIO  
Supervising Deputy Attorney General

*//s// Matthew T. Besmer*

MATTHEW T. BESMER  
Deputy Attorney General  
*Attorneys for Defendants*

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Dated: February , 2015

LAW OFFICES OF LAWRENCE J. KING

/s/ Lawrence J. King  
Lawrence J. King  
Attorney for Plaintiff Cook

**ORDER ON STIPULATION**

Having considered the stipulated order to resolve the discovery dispute regarding Plaintiff Cook’s medical records and the motion for a protective order concerning those records production (Doc. 146), the Court adopts the stipulation in its entirety. This Order terminates plaintiffs’ motion for protective order. (Doc. 141.)

IT IS SO ORDERED.

Dated: February 9, 2015

/s/ Barbara A. McAuliffe  
UNITED STATES MAGISTRATE JUDGE