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9 **UNITED STATES DISTRICT COURT**
 10 **EASTERN DISTRICT OF CALIFORNIA**

11 JANE DOE, an individual,
 12 Plaintiff,
 13 vs.

Case No. 1:16-cv-01469-DAD-JLT
**[PROPOSED] ORDER ON JOINT
 STIPULATION REGARDING
 DISCOVERY**

14 COUNTY OF KERN, a municipality,
 GEORGE ANDERSON, an individual,
 15 and DOES 1-10,
 16 Defendants.

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1 **STIPULATION**

2 The parties to this action jointly, through their respective attorneys of record,
3 stipulate as follows:

4 1. Defendant George Anderson is also a defendant in Jane Doe v. County
5 of Kern (Case No.: 1:15-CV-01641-DAD-JLT), which involves allegations of
6 sexual abuse by a different plaintiff who was a ward at Juvenile Hall. Both cases
7 involve similar municipal liability claims. The same counsel are involved in the two
8 cases. The parties represent that they have conducted extensive discovery in the
9 other case on both underlying liability and the municipal liability claims.

10 Importantly, the Kern County Probation Department investigated and documented
11 the claims of both plaintiffs together as part of one larger internal investigation.

12 2. In the other case involving Defendant Anderson, the parties represent
13 that a large volume of documents were discovered and produced subject to a
14 protective order. Much of this discovery was directed to municipal liability issues –
15 such as training and policy – that were not particular to that case. The parties wish to
16 simplify discovery in this case, saving time and expense for all parties, by seeking a
17 court order permitting the use of the documents produced in the other case against
18 Anderson – Jane Doe v. County of Kern (Case No.: 1:15-CV-01641-DAD-JLT) – in
19 this case. This issue was previously raised and discussed by the parties at the
20 scheduling conference. Further, the parties believe that this issue needs to be
21 resolved before depositions in this case can get underway, to prevent accusations
22 among counsel of violations of a protective order or Welfare & Institutions Code §
23 827.

24 3. Specifically, the parties have proposed (1) the entry of a protective
25 order in this case similar to the one in the other case involving Defendant Anderson,
26 and (2) a stipulation and order that all documents produced in that matter are
27 deemed produced in this matter subject to the protective order. The parties have
28 submitted a proposed protective order contemporaneously with this stipulation and

1 proposed order. The parties submit that no harm to the privacy rights of any party
2 would take place and no prejudice would result. Meanwhile, the parties represent
3 that it would dramatically reduce the volume, time, and expense of written discovery
4 that would need to be conducted in this case. The parties indicate that it would also
5 streamline this litigation and permit the parties to immediately proceed to begin
6 taking depositions. The depositions of Defendant Anderson and his supervisor are
7 scheduled for March 21 and 22, 2017.

8 4. The parties specifically propose that the order permit them to use the
9 materials obtained pursuant to Welfare & Institutions Code § 827 in the matter of
10 Jane Doe v. County of Kern (Case No.: 1:15-CV-01641-DAD-JLT) in this case.

11 5. The parties' agreement and proposed order covers all documents that
12 were produced in the in the matter of Jane Doe v. County of Kern (Case No.: 1:15-
13 CV-01641-DAD-JLT), whether in response to a request for production of
14 documents, at a deposition, or in any other manner. However, this agreement
15 specifically excludes deposition transcripts from the matter of Jane Doe v. County of
16 Kern (Case No.: 1:15-CV-01641-DAD-JLT), which remain subject to the protective
17 order in that case. Further, this is not an agreement that the cases are related or
18 should be consolidated.

19 6. In light of the above, the Court adopts the stipulation of the parties and
20 orders as follows:

21 A. All documents produced in the matter of Jane Doe v. County of
22 Kern (Case No.: 1:15-CV-01641-DAD-JLT) are deemed produced in this matter,
23 including material produced or discovered pursuant to Welfare & Institutions Code
24 § 827. Where such documents were produced subject to the protective order in that
25 matter, they are deemed produced subject to the protective order in this matter.

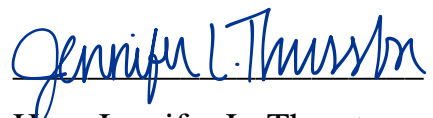
26 B. This order covers all documents that were discovered in the in
27 the matter of Jane Doe v. County of Kern (Case No.: 1:15-CV-01641-DAD-JLT),
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1 whether in response to a request for production of documents, at a deposition, or in
2 any other manner. Deposition transcripts are excluded.

3 C. As in the matter of Jane Doe v. County of Kern (Case No.: 1:15-
4 CV-01641-DAD-JLT) (Doc. No. 44), the parties are authorized to use the names of
5 juvenile wards at the depositions in this matter. Any depositions in which the names
6 of wards are used shall be designated as confidential subject to the protective order
7 in this matter.

8 SO ORDERED.

9 Dated: 3/8/17



Hon. Jennifer L. Thurston
United States Magistrate Judge

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