## 1 2 3 4 5 6 7 8 UNITED STATES DISTRICT COURT 9 EASTERN DISTRICT OF CALIFORNIA 10 11 HARTFORD FIRE INSURANCE Case No. 1:19-cv-00800-DAD-EPG COMPANY, 12 ORDER REJECTING STIPULATED Plaintiff. PROTECTIVE ORDER 13 v. (ECF No. 12) 14 DOMETIC CORPORATION, 15 Defendant. 16 On October 9, 2019, the parties filed a Stipulated Protective Order. (ECF No. 12.) As 17 discussed below, the Stipulated Protective Order is rejected because it fails to comply with Local 18 Rule 141.1(c)(1). However, the parties are granted leave to re-submit a compliant stipulated 19 protective order for Court approval. 20 "In the federal judicial system trial and pretrial proceedings are ordinarily to be conducted 21 in public." Olympic Ref. Co. v. Carter, 332 F.2d 260, 264 (9th Cir. 1964) ("The purpose of the 22 federal discovery rules, as pointed out in *Hickman v. Taylor*, 329 U.S. 495, 501, 67 S.Ct. 385, 91 23 L.Ed. 451, is to force a full disclosure.") Thus, "[a]s a general rule, the public is permitted 24 'access to litigation documents and information produced during discovery.'" In re Roman 25 Catholic Archbishop of Portland in Oregon, 661 F.3d 417, 424 (9th Cir. 2011) (quoting Phillips 26 v. Gen. Motors Corp., 307 F.3d 1206, 1210 (9th Cir.2002) and citing San Jose Mercury News, 27 Inc. v. U.S. Dist. Court, 187 F.3d 1096, 1103 (9th Cir.1999) ("It is well-established that the fruits 28

1	of pretrial discovery are, in the absence of a court order to the contrary, presumptively public.")).
2	However, "[t]he court may, for good cause, issue an order to protect a party or person from
3	annoyance, embarrassment, oppression, or undue burden or expense." Fed. R. Civ. P. 26(c).
4	Eastern District of California Local Rule 141.1 governs the entry of orders protecting
5	confidential information in this District and provides that "All information provided to the Court
6	in a specific action is presumptively public Confidential information exchanged through
7	discovery, contained in documents to be filed in an action, or presented at a hearing or trial
8	otherwise may be protected by seeking a protective order as described herein." Local Rule
9	141.1(a)(1). Part (c) contains the requirements for a proposed protective order:
10	(c) Requirements of a Proposed Protective Order. All stipulations and motions
11	seeking the entry of a protective order shall be accompanied by a proposed form of order. Every proposed protective order shall contain the following provisions:
12	(1) A description of the types of information eligible for protection under the order, with the description provided in general terms sufficient to reveal
13	the nature of the information (e.g., customer list, formula for soda, diary of
14	a troubled child); (2) A showing of particularized need for protection as to each category of
15	information proposed to be covered by the order; and
16 17	(3) A showing as to why the need for protection should be addressed by a court order, as opposed to a private agreement between or among the parties.
18	Local Rule 141.1(c).
19	The Stipulated Protective Order submitted by the parties for Court approval (ECF No. 12
20	is rejected because it fails to comply with Local Rule 141.1(c)(1). However, the parties are
21	granted leave to re-submit a compliant stipulated protective order for Court approval.
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23	IT IS SO ORDERED.
24	Dated: October 9, 2019 /s/ Encir P. Story
25	UNITED STATES MAGISTRATE JUDGE
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