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 SCHOOL DISTRICT, SEAN DAVIS,  
 MICHAEL COATS, BRIAN BERGERSON,  
 8 and MARLA MACK

9 UNITED STATES DISTRICT COURT  
 10 FOR THE EASTERN DISTRICT OF CALIFORNIA

12 SAMUEL MICHAEL ALFORD,  
 13 Plaintiff,  
 14 v.  
 15 MODESTO CITY SCHOOL DISTRICT,  
 SEAN DAVIS, MICHAEL COATS, BRIAN  
 16 BERGERSON, MARLA MACK and DOES 1  
 to 50, inclusive,  
 17 Defendants.  
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Case No. 1:20-cv-01767-KJM-KJN

**ORDER GRANTING JOINT  
 STIPULATION FOR PROTECTIVE  
 ORDER REGARDING CONFIDENTIAL  
 INFORMATION**

**PROTECTIVE ORDER**

20 The parties to this case agree that during the course of discovery, certain information  
 21 requested by the parties in the above-entitled action may contain information that may be  
 22 considered: (a) confidential, sensitive, or potentially invasive of an individuals' privacy interests;  
 23 (b) not generally known; or (c) in violation of HIPAA, and if disclosed to third parties, could require  
 24 such third parties to maintain the information in confidence, including documents that may consist  
 25 of or contain medical records, personnel information, identities of other care facility residents, or  
 26 other confidential.

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1 In order to protect confidential information obtained by the parties in connection with this  
2 case, the parties, by and through their respective counsel and subject to approval of the court agree  
3 as follows:

4 Documents produced by parties to this action, are subject to this Protective Order.

5 Protected Information under this Protective Order may only be Disclosed to the following  
6 persons:

- 7 a) Counsel for the parties;
- 8 b) Paralegal, clerical, and secretarial personnel regularly employed by counsel  
9 referred to in subpart (a) directly above, including stenographic deposition reporters or  
10 videographers retained in connection with this action;
- 11 c) The Court, Court personnel and the finder of fact engaged in proceedings as  
12 are necessarily incidental to the preparation for the trial, any motions thereto and the trial of the  
13 Action, subject to the Court's rulings on motions and objections of counsel;
- 14 d) Any expert or consultant retained in connection with this action but only to  
15 the extent reasonably necessary to assist or advise counsel for that party, or as necessary while  
16 testifying under oath in the Action;
- 17 e) Any third party administrator or insurance carrier for the defendants; and
- 18 f) The parties, to the extent reasonably necessary to assist their counsel in this  
19 litigation or for their counsel to advise them with respect to the litigation.

20 This Stipulation is not applicable to information that is received through other sources at any  
21 time.

22 After the conclusion of the Action, all disclosed information, in whatever form stored or  
23 reproduced, shall be destroyed to the extent allowed by law. However, counsel may retain the  
24 documents for archival purposes. The conclusion of the Action means the entry of a dismissal of the  
25 Action or a termination of the Action following applicable post-trial motions, appeal, and/or retrial.  
26 The parties will also take all reasonable and necessary steps to ensure that persons to whom they  
27 disclose another party's Protected Information destroy or return the Protected Information to the  
28 producing party.

