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UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

SUKHWINDER KAUR, et al.,  
Plaintiffs.

Case No. 2:14-cv-00828-GEB-AC

VS

CITY OF LODI, et al.,  
Defendants.

**STIPULATED PROTECTIVE ORDER  
REGARDING PRODUCTION OF  
CONFIDENTIAL RECORDS**

1 Following meet and confer discussions, and pursuant to the Plaintiffs' May 12, 2015  
2 correspondence, IT IS HEREBY AGREED AND STIPULATED between all parties that the  
3 following documents contained within Defendant SCOTT BRATTON's Manteca Police  
4 Department personnel file shall be governed by protective order:

5

- 6 • Bates #66 ("Background Investigation: Psychological Assessment; Memo from  
7 Detective Rall to Chief Weatherford");
- 8 • Bates #67 ("Law Enforcement Psychological Services, Inc. - Psychological  
9 Assessment Report"); and
- 10 • Bates #68 ("Manteca PD Memo from personnel to Chief Weatherford; re results of  
11 psych exam; schedule for physical exam").

12 It is understood that these documents contain private and personal information regarding  
13 SCOTT BRATTON's pre-employment psychological testing by a licensed professional.

14 The produced documents shall be used by the parties solely for the purpose of prosecuting  
15 and defending the above captioned case. The documents shall not be duplicated, reproduced,  
16 transmitted, or communicated to any person or entity for any reason whatsoever excepting  
17 Plaintiff's counsel; Plaintiffs; declared experts pursuant to the Plaintiffs' Rule 26 disclosure;  
18 deposition witnesses at the time of deposition; trial witnesses at the time of trial; mediator or  
19 third party neutral; or the court.

20 The copying of the documents is to be conducted in-house and shall not be done by  
21 outside third party vendors.

22 Even after the termination of this litigation, the confidentiality obligations imposed by  
23 this Order shall remain in effect until SCOTT BRATTON agrees otherwise in writing or a court  
24 order otherwise directs.

25 If any party learns that, by inadvertence or otherwise, it has disclosed documents  
26 protected pursuant to this protective order to any person or in any circumstance not authorized  
27 under this Stipulated Protective Order, that party must immediately (a) notify in writing SCOTT  
28 BRATTON of the unauthorized disclosures, (b) use its best efforts to retrieve all copies of the  
protected material, (c) inform the person or persons to whom unauthorized disclosures were

1 made of all the terms of this Order, and (d) request such person or persons to execute the  
2 "Acknowledgement and Agreement to Be Bound" that is attached hereto as Exhibit A.

3 This Order shall constitute a protective order pursuant to Federal Rules of Civil Procedure  
4 26(c) and shall be enforceable as set forth therein. Plaintiffs' counsel shall advise the Plaintiffs,  
5 experts and others of this Protective Order and its effect.

6 **STIPULATED AND AGREED:**

7  
8 DATED: May 26, 2015

**LAW OFFICE OF MARK E. MERIN**

9  
10 /s/ MARK E. MERIN  
11 (as authorized on May 26, 2015)

12 By: \_\_\_\_\_  
13 Mark E. Merin  
14 Paul H. Masuhara  
15 Attorneys for Plaintiffs

16 DATED: May 28, 2015

**MAYALL HURLEY, P.C.**

17 /s/ MARK E. BERRY

18 By: \_\_\_\_\_  
19 Mark E. Berry  
20 Derick E. Konz  
21 Attorneys for Defendants,  
22 SCOTT BRATTON and  
23 ADAM LOCKIE

24 DATED: May 28, 2015

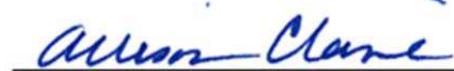
**ANGELO, KILDAY & KILDUFF**

25 /s/ AMIE MCTAVISH  
26 (as authorized on May 28, 2015)

27 By: \_\_\_\_\_  
28 Amie Mctavish  
29 Attorneys for Defendants, CITY OF  
30 LODI; CITY OF LODI POLICE  
31 DEPARTMENT and CHIEF MARK  
32 HELMS

1 PURSUANT TO STIPULATION, IT IS SO ORDERED.  
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5 DATED: June 4, 2015  
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ALLISON CLAIRE  
UNITED STATES MAGISTRATE JUDGE

**EXHIBIT A**

## ACKNOWLEDGEMENT AND AGREEMENT TO BE BOUND

I, \_\_\_\_\_ [print or type full name]  
of \_\_\_\_\_  
[print or type full address], declare under penalty of perjury that I have read in its entirety and  
understood the Stipulated Protective Order that was issued by the United States District Court for  
the Eastern District of California on \_\_\_\_\_ [date] in the case of KAUR, et al.  
v. CITY OF LODI, et al.. I agree to comply with and to be bound by all the terms of this  
Stipulated Protective Order and I understand and acknowledge that failure to so comply could  
expose me to sanctions and punishment in the nature of contempt. I solemnly promise that I will  
not disclose in any manner any information or item that is subject to this Stipulated Protective  
Order to any person or entity except in strict compliance with the provisions of this Order.

I further agree to submit to the jurisdiction of the United States District Court for the Eastern District of California for the purpose of enforcing the terms of this Stipulated Protective Order, even if such enforcement proceedings occur after termination of this action.

I hereby appoint \_\_\_\_\_ [print or type full name]  
of \_\_\_\_\_  
[print or type full address and telephone number] as my California agent for service of process in  
connection with this action or any proceedings related to enforcement of the Stipulated Protective  
Order.

Date: \_\_\_\_\_ City and State where sworn and signed: \_\_\_\_\_

Printed name:

Signature: