

1 Mark E. Merin (State Bar No. 043849)
 Paul H. Masuhara (State Bar No. 289805)
 2 LAW OFFICE OF MARK E. MERIN
 3 1010 F Street, Suite 300
 Sacramento, California 95814
 4 Telephone: (916) 443-6911
 Facsimile: (916) 447-8336
 5 E-Mail: mark@markmerin.com
 paul@markmerin.com

6
 7 Attorneys for Plaintiff
 ANTHONY CRAVOTTA II

8
 9 RIVERA HEWITT PAUL LLP
 11341 Gold Express Drive, Suite 160
 Gold River, CA 95670
 10 Tel: 916-922-1200 Fax: 916-922-1303
 Jonathan B. Paul, SBN 215884
 11 jpaul@rhplawyers.com
 12 Jill B. Nathan, SBN 186136
 jnathan@rhplawyers.com

13
 14 Attorneys for Defendants
 COUNTY OF SACRAMENTO, SACRAMENTO
 15 COUNTY SHERIFF'S DEPARTMENT,
 and SCOTT JONES

16
 17 UNITED STATES DISTRICT COURT
 18 EASTERN DISTRICT OF CALIFORNIA
 19 SACRAMENTO DIVISION

20 ANTHONY CRAVOTTA II,
 21 Plaintiff,
 22 vs.

23 COUNTY OF SACRAMENTO, SACRAMENTO
 24 COUNTY SHERIFF'S DEPARTMENT,
 SCOTT JONES, and DOE 1 to 20,
 25 Defendants.

Case No. 2:22-cv-00167-TLN-AC

**STIPULATED PROTECTIVE ORDER
 RE: PROTECTED HEALTH INFORMATION;
 [PROPOSED] ORDER**

1 **STIPULATION**

2 Pursuant to Fed. R. Civ. P. 26(c), E.D. Cal. L.R. 141.1, and 45 C.F.R. § 164.512(e)(1)(v), the
3 parties stipulate to the entry of a qualified protective order as follows:

4 1. The parties and their attorneys are authorized to receive, subpoena, and transmit
5 “protected health information” pertaining to Anthony Cravotta II, Lemar Burleson, and third-parties or
6 non-parties to this action, including but not limited to that which is contained in the records of the County
7 of Sacramento, Sacramento County Sheriff’s Department, Regents of the University of California d/b/a
8 U.C. Davis Health a/k/a Jail Psychiatric Services (“JPS”), and/or California Department of State
9 Hospitals (“DSH”), to the extent and subject to the conditions outlined herein.

10 2. For the purposes of this qualified protective order, “protected health information” shall
11 have the same scope and definition as set forth in 45 C.F.R. § 160.103 and 164.501. Protected health
12 information includes, but is not limited to, health information, including demographic information,
13 relating to either: (a) the past, present, or future physical or mental condition of an individual; (b) the
14 provision of care to an individual; or (c) the payment for care provided to an individual, which identifies
15 the individual or which reasonably could be expected to identify the individual.

16 3. All “covered entities” (as defined by 45 C.F.R. § 160.103) are hereby authorized to
17 disclose protected health information to attorneys representing Plaintiff and Defendants in the above-
18 captioned litigation.

19 4. The parties and their attorneys shall be permitted to use or disclose the protected health
20 information for purposes of prosecuting or defending this action including any appeals of this case. This
21 includes, but is not necessarily limited to, disclosure to their attorneys, experts, consultants, court
22 personnel, court reporters, copy services, trial consultants, and other entities or persons involved in the
23 litigation process. Nothing in this section shall be construed to prohibit counsel in this matter from
24 sharing information as permitted by law.

25 5. Prior to disclosing protected health information to persons involved in this litigation,
26 counsel shall inform each such person that the protected health information may not be used or disclosed
27 for any purpose other than this litigation. Counsel shall take all other reasonable steps to ensure that
28 persons receiving the protected health information do not use or disclose such information for any

1 purpose other than this litigation.

2 6. Within 45 days after the conclusion of the litigation including appeals, the parties, their
3 attorneys, and any person or entity in possession of protected health information received from counsel
4 pursuant to paragraph four of this Order, shall return the protected health information to the covered
5 entity or destroy any and all copies of protected health information, except that counsel are not required
6 to secure the return or destruction of protected health information submitted to the court.

7 7. This Order does not authorize either party to seal court filings or court proceedings. A
8 party may seek permission from the Court to file protected health information under seal pursuant to E.D.
9 Cal. L.R. 141.

10 IT IS SO STIPULATED.

11 Dated: July 29, 2022

Respectfully Submitted,
LAW OFFICE OF MARK E. MERIN

/s/ Mark E. Merin

14 By: _____
15 Mark E. Merin
16 Paul H. Masuhara
17 Attorneys for Plaintiff
ANTHONY CRAVOTTA II

18 Dated: July 29, 2022

Respectfully Submitted,
RIVERA HEWITT PAUL LLP

/s/ Jill B. Nathan
(as authorized on July 29, 2022)

21 By: _____
22 Jonathan B. Paul
23 Jill B. Nathan
24 Attorneys for Defendants
25 COUNTY OF SACRAMENTO, SACRAMENTO
26 COUNTY SHERIFF'S DEPARTMENT,
27 and SCOTT JONES
28

1 [PROPOSED] ORDER

2 The parties' stipulation is GRANTED.

3 IT IS SO ORDERED.

4 Dated: August 2, 2022

5 
6 ALLISON CLAIRE
7 UNITED STATES MAGISTRATE JUDGE