

FILED

AUG X 1 2012

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

1 GEOFFREY ROTWEIN (CA SBN 58176)
2 LAW OFFICES OF GEOFFREY ROTWEIN
3 400 Montgomery Street, Second Floor
4 San Francisco, CA 94104
5 Facsimile: (415) 397-0862
6 Telephone: (415) 397-0860

7 Attorney for Defendant
8 THOMAS F. WHITE

9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA

11 JOSE ROE I, *et al*,)
12 Plaintiffs,)
13 vs.)
14 THOMAS F. WHITE,)
15 Defendant.)

No. C-03-4035 CRB

ORDER PURSUANT TO NOTICE OF
SUBPOENAED COMPACT DISC AND
REQUEST FOR COURT ORDER
RELEASING IT TO DEFENSE
EXPERT JAMES NORRIS PURSUANT
TO DISCOVERY ORDER AND
PROTECTIVE ORDER

16 The motion by Defendant Thomas F. White to release the compact disc containing the
17 imaged copy of the hard drive in David Replogle's computer laptop, which was delivered
18 pursuant to defense subpoena to the Court by Christopher Pavan who prepared the disc, came on
19 for hearing on August 1, 2012, at 9:00 a.m., in Courtroom A of this Court, Hon. Nathanael M.
20 Cousins, Magistrate/Judge presiding. Geoffrey Rotwein appeared for Defendant and Maria
21 Radwich appeared for Plaintiffs and the guardian *ad litem*. No one else appeared to contest the
22 motion by Defendant.

23 The Court has reviewed the moving papers and is advised and satisfied that computer
24 forensic specialist James Norris, retained by the defense, has signed the "Acknowledgment and
25 Agreement to Be Bound" by the Protective Order, which is attached as Exhibit A thereto, efiled as
26 Docket No. 1042,

27 Based thereon, it is hereby ordered that the compact disc is to be released to the custody of
28 Mr. Rotwein for his delivery forthwith to Mr. Norris for his computer searches in accordance and

1 compliance with the terms and conditions of the Discovery Order, Docket No. 1043, and
2 specifically Paragraphs 2 and 3.

3 DATED: August 1, 2012



NATHANAEL M. COUSINS
MAGISTRATE/JUDGE
UNITED STATES DISTRICT COURT

4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28