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THE ORIGINAL TALK RADIO NETWORK, INC.

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11 UNITED STATES DISTRICT COURT
12 NORTHERN DISTRICT OF CALIFORNIA
13 SAN FRANCISCO DIVISION
14

15 BRAVE NEW FILMS 501(c)(4),) Case No.: CV 08-4703 SI
16 Plaintiff,)
17 vs.) **[PROPOSED] ORDER GRANTING**
18 MICHAEL WEINER aka MICHAEL) **DEFENDANT THE ORIGINAL TALK**
SAVAGE and ORIGINAL TALK RADIO) **RADIO NETWORK, INC.'S MOTION**
19 NETWORK, INC.,) **FOR SUPPLEMENTAL PROTECTIVE**
20 Defendants) **ORDER**
Date: May 22, 2009
Time: 9:00 a.m.
Location: Courtroom 10

21 Honorable Susan Illston

22 The motion of defendant THE ORIGINAL TALK RADIO NETWORK, INC. for
23 issuance of a supplemental protective order in the above-captioned action came on regularly for
24 hearing in Courtroom 10 of the above-captioned Court on May 22, 2009, before the Honorable
25 Susan Illston, Judge presiding.
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1 The Court having duly considered all pleadings filed in support of, and in opposition to,
2 the Motion, and having duly considered the arguments of all counsel appearing on the record at
3 such hearing, and GOOD CAUSE APPEARING THEREFOR:

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5 IT IS HEREBY ORDERED that:

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- 7 1. The motion of defendant THE ORIGINAL TALK RADIO NETWORK, INC.
8 (“OTRN”) for issuance of a supplemental protective order in the above-captioned
9 action (this “**Action**”) shall be, and hereby is, granted.
 - 10
11 2. Discovery in this Action shall be restricted, and no defendant in this Action shall be
12 required to produce documents, with respect to any agreements, correspondence, other
13 communications, other information and/or other documents of any kind relating to any
14 aspect of the relationship between OTRN and MICHAEL WEINER, aka MICHAEL
15 SAVAGE (“**Savage**”), except: (i) following the determination of any dispositive motions
16 which may narrow or eliminate the number of relevant issues remaining for
17 determination in subsequent proceedings in this Action; and (ii) solely to the extent
18 identified by expressly specified relevant and material content categories determined to
19 be properly subject to disclosure in this Action.
 - 20
21 3. Those documents, if any, so identified as appropriately subject to disclosure in this
22 Action shall be submitted, in the first instance, both in unredacted and proposed redacted
23 form, to a third party magistrate judge designated by this Court for determination of
24 whether they contain relevant and material information of a nature which could be
25 construed by a trier of fact as contradicting any material factual assertions by or on behalf
26 of any defendant in this Action, and/or which otherwise contain material and relevant
27 information which is not simply consistent with and/or cumulative of evidence already
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1 submitted by or on behalf of any defendant in this Action, and which is identified by such
2 magistrate to be material and relevant evidence supportive of the then remaining claims
3 of the plaintiff in this Action (collectively, as to any such information, “**Significant**
4 **Information**”).

- 5
- 6 4. Any documents determined by such magistrate to contain Significant Information shall
7 be delivered, in a form redacting all information other than Significant Information, to
8 counsel for plaintiff BRAVE NEW FILMS 501 (c) (4), with each page marked
9 “HIGHLY CONFIDENTIAL - ATTORNEYS’ EYES ONLY” in accordance with, and
10 for confidential treatment pursuant to, the provisions of the existing protective order filed
11 on April 1, 2009 in this Action applicable to HIGHLY CONFIDENTIAL –
12 ATTORNEYS’ EYES ONLY documents.
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16 Dated: _____

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19 SUSAN ILLSTON
20 United States District Judge

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