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 10 G. LOMBARDI, C. SMITH, P. DUMPA, WILLIAM BLAKE HATCHER

11 UNITED STATES DISTRICT COURT

12 NORTHERN DISTRICT OF CALIFORNIA

13 FREDERICK JACKSON;
 14 ASHLEY NICOLE JACKSON, a Minor;
 15 BRIANA FREDRANIQUE ANNETTE JACKSON,
 16 a Minor; SHAWNA YVETTE MARTIN,

17 Plaintiffs,

18 v.

19 CITY OF PITTSBURG; AARON L. BAKER,
 20 individually and in his Official Capacity as
 21 CHIEF OF POLICE OF THE CITY OF
 22 PITTSBURG POLICE DEPARTMENT;
 23 G. LOMBARDI, individually and as an Officer of
 24 the CITY OF PITTSBURG POLICE
 DEPARTMENT (BADGE #275); C. SMITH,
 individually and as an Officer of the CITY OF
 PITTSBURG POLICE DEPARTMENT (BADGE
 #285); P. DUMPA, individually and as an Officer of
 the CITY OF PITTSBURG POLICE
 DEPARTMENT (BADGE #291); WILLIAM
 BLAKE HATCHER, individually and as an Officer
 of the CITY OF PITTSBURG POLICE
 DEPARTMENT (BADGE #274); and
 DOES 1 - 100, inclusive,

25 Defendants.

Case No.: C 09-01016 WHA

**ORDER AFTER HEARING ON
 PLAINTIFFS' DISCOVERY
 DISPUTE**

1 On January 13, 2010 plaintiffs filed a letter brief in support of a discovery dispute.
2 Defendants filed their response on January 14, 2010. Pursuant to the Court's Order dated
3 January 13, 2010 counsel met and conferred on January 19, 2010 and a hearing followed.

4 The Court orders as follows:

5 1. Defendants Hatcher, Lombardi, Smith and Dumpa are ordered to provide further
6 responses to interrogatory no. 7.

7 2. Defendants Hatcher, Lombardi, Smith and Dumpa are not required to provide financial
8 information at this time responsive to interrogatory no. 14. Rather, defendants Hatcher,
9 Lombardi, Smith and Dumpa are ordered to have financial information in defense counsel's
10 possession at the time the jury returns with its verdict. If the verdict awards plaintiff(s) punitive
11 damages, counsel for the defense will then turn over to plaintiffs' counsel the financial
12 documentation and the jury will then determine the amount of punitive damages, if any, plaintiff
13 (s) are entitled to receive from defendants Hatcher, Lombardi, Smith and/or Dumpa. The Court
14 also suggested that the parties stipulate to the net worth and annual salaries of defendants
15 Hatcher, Lombardi, Smith and Dumpa.

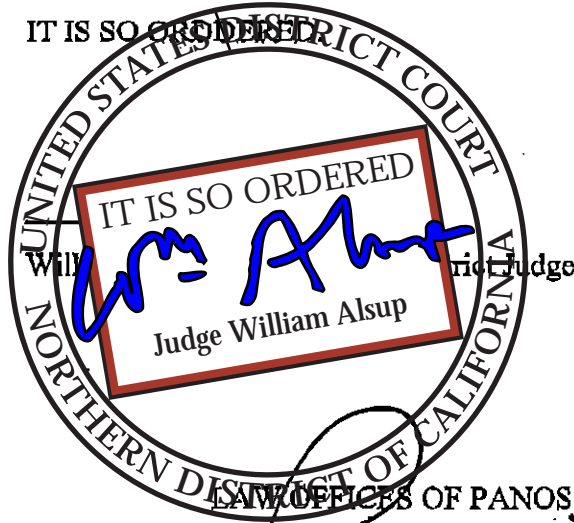
16 3. Defendants Hatcher, Lombardi, Smith and Dumpa are ordered to provide further
17 documents responsive to Request for Production no. 2 from their personnel file including their
18 date of hire and job duties and disciplinary records, if any, but this order is expressly limited to
19 disciplinary records regarding race discrimination, excessive force, false imprisonment and
20 improper report writing. These documents are provided subject to a confidentiality and
21 protective order.

22 4. Regarding interrogatory no. 22 to Chief Baker, the Court ruled that this interrogatory
23 contained too many subparts. However, the Court also ruled that Chief Baker must provide a
24 further response to subparagraph (a) and the further response is limited to section 1983 actions
25 only and only for a period of 7 ½ years before the filing of plaintiffs' complaint.

26 5. Regarding Request for Production no. 13 to the City of Pittsburg, the Court orders that
27 responsive documents, if any, are to be produced only for 7 ½ years before the subject incident
28 and through the filing of plaintiffs' complaint and the production is limited to citizen complaints

1 regarding race discrimination, excessive force and false imprisonment. These documents are
2 provided subject to a confidentiality and protective order.

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6
7 February 1, 2010.



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12 APPROVED AS TO FORM:

13 Dated: January 28, 2010

14 LAW OFFICES OF PANOS LAGOS
15 *Panos Lagos*
16 Panos Lagos, Esq.
17 Attorneys for Plaintiffs,
18 FREDERICK JACKSON, et al.