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Attorneys for Defendants
CITY AND COUNTY OF SAN FRANCISCO, ET AL.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

IVANA KIROLA, MICHAEL KWOK, and
ELIZABETH ELFTMAN, on behalf of
themselves and all others similarly situated,

Plaintiffs,

vs.

THE CITY AND COUNTY OF SAN
FRANCISCO ("the CITY"); GAVIN
NEWSOM, in his official capacity as Mayor;
AARON PESKIN, in his official capacity as
President of the Board of Supervisors; JAKE
MCGOLDRICK, MICHELA ALIOTO-
PIER, ED JEW, CHRIS DALY, SEAN
ELSBERND, BEVAN DUFTY, TOM
AMMIANO, SOPHIE MAXWELL, ROSS
MIRKARIMI, AND GERARDO
SANDOVAL, in their official capacities as
members of the Board of Supervisors,

Defendants.

Case No. C07-3685 SBA EMC

**STIPULATION TO ADDENDUM TO
JANUARY 29, 2010 ORDER
REGARDING INADVERTENT
DISCLOSURE OF PRIVILEGED OR
CONFIDENTIAL INFORMATION
AND DOCUMENTS; [PROPOSED]
ORDER THEREON**

Trial Date: July 12, 2010

1
2 **[PROPOSED] ORDER**

3 Through discovery, plaintiffs have requested production from defendant of substantial
4 amounts of information and documents in this case, including construction and project files
5 consisting of voluminous hard-copy files and electronic materials. These files contain materials that
6 are subject to the attorney-client privilege and to attorney work product protection, as well as
7 materials, such as certified payroll records, that contain the social security numbers of individuals
8 employed on these construction projects. Defendant represents that it has taken reasonable efforts to
9 review all responsive electronic and hard-copy documents for information protected by the attorney
10 client privilege, attorney work product doctrine or other applicable privileges prior to production.
11 Moreover, defendant represents that it also has taken reasonable efforts to review the produced files
12 for confidential "personal information," as that term is defined in California Civil Code Section
13 1798.3(a), including without limitation information regarding social security numbers. However, and
14 notwithstanding defendant's efforts to review for privilege and confidentiality, given the volume of
15 data and documents to be exchanged and the limited time to complete document productions under
16 the current pretrial schedule, it is possible that certain inadvertent disclosures may be made.

17 In recognition of these circumstances surrounding the production of the project and
18 construction files requested by plaintiffs, and for the purpose of enabling the document production to
19 proceed in an expeditious and economical manner, the Court hereby orders that defendant's
20 production of project files and construction files hereby are subject to the protections and provisions
21

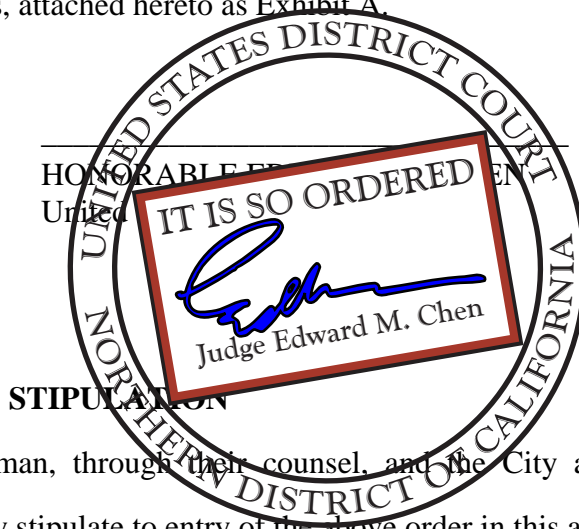
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1 of this Court's January 29, 2010 Order Regarding Inadvertent Disclosure Of Privileged Or
2 Confidential Information And Documents, attached hereto as Exhibit A.

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4 DATE: 4/9/10



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9 Ivana Kirola and Elizabeth Elftman, through their counsel, and the City and County of
10 San Francisco, through its counsel, hereby stipulate to entry of the above order in this action.

11
12 **APPROVED:**

13
14 DATED: April 7, 2010

SCHNEIDER WALLACE COTTRELL BRAYTON
KONECKY

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16
17 By: _____/s/
18 MARK T. JOHNSON
Attorneys for Plaintiffs

19
20 DATED: April 7, 2010

DENNIS J. HERRERA
City Attorney
DANNY CHOU
Chief of Complex and Special Litigation

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24 By: _____/s/
25 Elaine M. O'Neil
Deputy City Attorney
26 Attorneys for Defendants City and County of
27 San Francisco, et al.
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