

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF INDIANA
INDIANAPOLIS DIVISION

DWAYNE RANSOM DAVIS and)
MELISA DAVIS, on behalf of themselves)
and all others similarly situated,)

Plaintiffs,)

v.)

Civil Action No. 1:10-cv-1303-JMS-DML

COUNTRYWIDE HOME LOANS, INC.;)
BANK OF AMERICA, N.A.;)
BAC GP, LLC; and BAC HOME LOANS)
SERVICING, LP,)

Defendants.)

**JOINT MOTION FOR ENTRY OF
STIPULATED PROTECTIVE ORDER**

Plaintiffs Dwayne Ransom Davis and Melisa Davis (collectively, “Plaintiffs”), and Defendants Countrywide Home Loans, Inc.; Bank of America, N.A.; BAC GP, LLC; and BAC Home Loans Servicing, LP (collectively, “Defendants”), by their respective counsel, and pursuant to Rule 26(c) of the Federal Rules of Civil Procedure, respectfully move the Court for the entry of a Stipulated Protective Order. In support of this Motion, the parties state as follows:

1. The purpose of this Motion is to limit the disclosure and use of trade secret or other confidential research, development, or commercial information in documents, electronic files, drawings, written discovery responses, and deposition testimony the parties have sought or will be seeking in this action.

2. It is anticipated that the parties will produce documents, or portions thereof, and any other form of evidence or discovery contemplated under Federal Rules of Civil

Procedure 26 through 37, that contain “trade secret or other confidential research, development, or commercial information” as defined in Rule 26(c)(1)(G).

3. A copy of the proposed Stipulated Protective Order is tendered herewith.

4. Counsel for both sides have worked together in crafting the Stipulated Protective Order and are in agreement with the proposed order.

WHEREFORE, Plaintiffs and Defendants respectfully move the Court to grant this Motion, to enter a protective order in a form substantially the same as the one tendered with this Motion, and to grant all other just and proper relief.

Respectfully submitted,

/s/ Eric S. Pavlack
Irwin B. Levin
Richard E. Shevitz
Eric S. Pavlack
Vess A. Miller
Gabriel A. Hawkins
COHEN AND MALAD, LLP
One Indiana Square, Suite 1400
Indianapolis, Indiana 46204
(317) 636-6481
FAX: (317) 636-2593
ilevin@cohenandmalad.com
rshevitz@cohenandmalad.com
epavlack@cohenandmalad.com
vmiller@cohenandmalad.com
ghawkins@cohenandmalad.com

Clifford T. Rubenstein
MAURER RIFKIN & HILL, P.C.
11550 North Meridian Street, Suite 115
Carmel, Indiana 46032
(317) 844-8372
FAX: (317) 573-5564
crubenstein@mrhlaw.com

Counsel for Plaintiffs

/s/ Libby Y. Goodknight
KRIEG DeVAULT LLP
One Indiana Square, Suite 2800
Indianapolis, Indiana 46204-2079
(317) 636-4341
FAX: (317) 636-1507
lgoodknight@kdlegal.com

Matthew R. Strzynski
KRIEG DeVAULT LLP
12800 North Meridian Street, Suite 300
Carmel, Indiana 46032-942
(317) 566-1110
FAX: (317) 636-1507
mstrzynski@kdlegal.com

Richard Cullen, *pro hac vice*
J. William Boland, *pro hac vice*
Bryan A. Fratkin, *pro hac vice*
Brian E. Pumphrey, *pro hac vice*
McGUIRE WOODS LLP
One James Center
901 East Cary Street
Richmond, Virginia 23219
(804) 775-1000
FAX: (804) 775-1061

rcullen@mcguirewoods.com
wboland@mcguirewoods.com
bfratkin@mcguirewoods.com
bpumphrey@mcguirewoods.com

Bradley Kutrow, *pro hac vice*
McGUIRE WOODS LLP
Bank of America Corporate Center
100 North Tryon Street, Suite 2900
Charlotte, North Carolina 28202-4011
(704) 343-2049
FAX: (704) 373-8935
bkutrow@mcguirewoods.com

Counsel for Defendants

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing Joint Motion for Entry of Stipulated Protective Order was filed electronically on this 28th day of February, 2011. Notice of this filing will be sent to the parties by operation of the Court's electronic filing system. Parties may access this filing through the Court's system.

Irwin B. Levin
ilevin@cohenandmalad.com
Richard E. Shevitz
rshevitz@cohenandmalad.com
Eric S. Pavlack
epavlack@cohenandmalad.com
Vess A. Miller
vmiller@cohenandmalad.com
Gabriel A. Hawkins
ghawkins@cohenandmalad.com

Clifford T. Rubenstein
crubenstein@mrhlaw.com

Richard Cullen
rcullen@mcguirewoods.com
J. William Boland
wboland@mcguirewoods.com
Bryan A. Fratkin
bfratkin@mcguirewoods.com
Brian E. Pumphrey
bpumphrey@mcguirewoods.com

Bradley Kutrow
bkutrow@mcguirewoods.com

Matthew R. Strzynski
mstrzynski@kdlegal.com

/s/ Libby Y. Goodknight _____
Libby Y. Goodknight