

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF KANSAS**

SPRINT COMMUNICATIONS COMPANY L.P.,)
)
Plaintiff,)
)
v.)
)
COMCAST CABLE COMMUNICATIONS, LLC,)
et al.,)
)
Defendant.)
_____)

CONSOLIDATED CASES

Case No. 11-2684-JWL

SPRINT COMMUNICATIONS COMPANY L.P.,)
)
Plaintiff,)
)
v.)
)
CABLE ONE, INC., et al.,)
)
Defendant.)
_____)

Case No. 11-2685-JWL

SPRINT COMMUNICATIONS COMPANY L.P.,)
)
Plaintiff,)
)
v.)
)
TIME WARNER CABLE INC., et al.,)
)
Defendant.)
_____)

Case No. 11-2686-JWL

ORDER APPROVING STIPULATION
PURSUANT TO FED. R. EVID. 502(e)

Pursuant to Fed. R. Evid. 502(e), the Court approves the stipulation of the Time Warner Cable Defendants (“TWC”) and Sprint related to Sprint’s deposition of attorney Seth Ostrow in the Comcast (11-2684) case. The stipulation between Sprint and TWC is as follows:

1. TWC does not waive any privilege by virtue of its failure to instruct Mr. Ostrow not to answer a question.
2. To whatever extent Sprint intends to use any information Mr. Ostrow provides against TWC for any purpose, Sprint will first identify to TWC the information it intends to use and the manner in which Sprint intends to use it, and will provide TWC with a reasonable opportunity to assert privilege in order to prevent its use. If TWC asserts privilege, Sprint will not use any Ostrow- provided information as to which privilege is asserted against TWC for any purpose in the absence of a Court ruling that no such privilege exists.
3. Mr. Ostrow’s deposition will be designated highly confidential, outside counsel eyes only pursuant to the protective order.

The stipulation is approved.

IT IS SO ORDERED.

Dated June 21, 2017, at Kansas City, Kansas.

s/ James P. O’Hara
Hon. James P. O’Hara
United States Magistrate Judge

Prepared and submitted by:

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