

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF MISSOURI**

**E.R., A MINOR BY AND THROUGH)
HER NEXT FRIEND, D.R.,)**

Plaintiff,)

v.)

Case No. 11-03228-CV-S-ODS

**REPUBLIC R-III SCHOOL DISTRICT,)
et al.,)**

Defendants.)

JOINT MOTION FOR PROTECTIVE ORDER

COME NOW Plaintiff, E.R. a minor by and through her next friend, D.R., and Defendants Republic R-III School District, Patricia Mithelavage, Joni Ragain, and Robert Duncan (collectively, “the parties”), by and through their respective counsel, and in accordance with Rule 26(c) of the Federal Rules of Civil Procedure, hereby submit their Joint Motion for a Protective Order.

The parties request this Protective Order because the parties, through disclosures made pursuant to Fed. R. Civ. P. 26, as well as through written interrogatories and/or requests for production of documents, may produce and/or seek confidential information, including student records and other documents regarding certain current or former students of Defendant Republic R-III School District, as well as personnel records of current and former employees of Defendant Republic R-III School District. These records are not public records and are maintained as confidential records of the School District. Additionally, the parties may produce and/or seek records from the Missouri Division of Youth Services, Children’s Division, or juvenile or other law enforcement authorities, which are also maintained as confidential records. Disclosure of

these types of records without an appropriate Protective Order may subject the School District and/or the person who made the claims to annoyance, embarrassment, and/or oppression.

WHEREFORE, the parties respectfully request that this Court enter a Protective Order in accordance with the attached proposed Protective Order

Respectfully Submitted,

TUETH, KEENEY, COOPER,
MOHAN & JACKSTADT, P.C.

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CERTIFICATE OF SERVICE

I hereby certify that on this 18th day of August 2011, the foregoing was filed electronically with the Clerk of the Court to be served by operation of the Court's electronic filing system upon:

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