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A NEVADA LAW FIRM

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11 UNITED STATES DISTRICT COURT
12 DISTRICT OF NEVADA
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14 ALLSTATE INSURANCE COMPANY,
15 ALLSTATE PROPERTY & CASUALTY
INSURANCE COMPANY, ALLSTATE
16 INDEMNITY COMPANY, and ALLSTATE
FIRE & CASUALTY INSURANCE
17 COMPANY,

18 Plaintiffs,

19 v.

20 PETER MARIO BALLE, D.C., SEBASTIAN
P. BALLE, M.D., ARTHUR ROSSI, D.C.,
21 RICHARD CHARETTE, ELITE ATL, LLC.,
ACCIDENT INJURY MEDICAL CENTER,
22 INC., ACCIDENT TRIAL LAWYERS, LLC.,
ACCIDENT TRIAL LAWYERS, INC.,
23 REAL TIME MARKETING, INC., EXPERT
MANAGEMENT, INC., ANDREW TAYLOR,
24 RAMSEY AND ASSOCIATES, INC., and
DENNIS RAMSEY,

25 Defendants.

CASE NO.: 2:10-cv-02205-APG-NJK

**ORDER ON PLAINTIFFS' EMERGENCY
MOTION FOR PROTECTIVE ORDER
REGARDING DEFENDANTS' 30(b)(6)
DEPOSITION NOTICES**

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27 The matter of Plaintiffs' Emergency Motion for Protective Order Regarding Defendants'
28 30(b)(6) Deposition Notices (#239) came on regularly for hearing on July 12, 2013 before

1 Magistrate Judge Nancy J. Koppe in Courtroom 3D. After reviewing the moving and responsive
2 papers on file as well as entertaining oral argument thereon, the Court made the following
3 rulings:

4 1. Plaintiffs' Motion for Protective Order is denied so long as the Defendants modify
5 all topics to ask generally about the practices, policies and procedures of Allstate as a Company.
6 This would include any policies and procedures that are used in the State of Nevada whether they
7 are Nevada specific or nationwide policies.

8 2. The relevant time frame for the Defendants' inquiry will be from 2004 through
9 2010.

10 3. Defendants are entitled to ask general policy and procedure questions but specific
11 factual questions that would elicit percipient witness testimony are not appropriate.

12 4. If it is determined that Defendants are seeking policies or procedures that no
13 longer remain in effect or are not relevant to the State of Nevada or the type of claims which are
14 the subject of this litigation, Plaintiffs need not produce any information as to those categories
15 but must so inform the Defendants.

16 5. To the extent that Defendants seek policies and procedures and/or training
17 materials used by claims professionals in Nevada to handle the types of claims involved in the
18 subject litigation, Plaintiffs' Motion for Protective Order is denied to the extent that Defendants
19 narrowly tailor these requests consistent with this Order.

20 6. Plaintiffs' request for protective order of Plaintiffs' financial information sought
21 by Defendants is granted.

22 7. Plaintiffs' request for protective order as to any information contained within
23 Plaintiffs' employees' personnel files or evaluations is also granted

24 8. The Court has determined that any objections to attorney-client privilege and
25 attorney work product privilege with regard to Allstate's investigation in this case are moot as
26 Defendants are only allowed to ask about policies and procedures not what specifically occurred
27 in this case.

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1 9. Defendants shall be limited to a seven (7) hour time period for each 30(b)(6)
2 witness identified by Plaintiffs.

3 Based on the foregoing, and good cause appearing therefore,

4 **IT IS HEREBY ORDERED.**

5 DATED this 25 of July 2013.


NANCY J. KOPPE
United States Magistrate Judge

7 Submitted by:

8 ATKIN WINNER & SHERROD

9
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