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13 Attorneys for Defendant/Crossdefendant Chrysler Group LLC

14 **UNITED STATES DISTRICT COURT**  
 15 **DISTRICT OF NEVADA**

17 DAMION L. THOMAS,  
 18 Plaintiff,  
 19 vs.  
 20 CHRYSLER GROUP, LLC; CAROL M.  
 21 DOUGLASS; DOES I through X; and ROE  
 CORPORATIONS XI THROUGH XX, inclusive,  
 22 Defendants.  
 23 \_\_\_\_\_  
 24 CAROL M. DOUGLASS,  
 25 Crossclaimant,  
 26 vs.  
 27 CHRYSLER GROUP, LLC.  
 28 Crossdefendant.

CASE NO. 2:14-cv-671-JAD-GWF  
**PROTECTIVE ORDER GOVERNING  
 CONFIDENTIALITY OF  
 DOCUMENTS**

1 Defendant Chrysler Group LLC ("Chrysler Group"), by and through its attorneys of  
2 record, Curtis J. Busby, of Bowman and Brooke LLP, and Greg W. Marsh, of the Law  
3 Offices of Greg W. Marsh; Plaintiff Damion Thomas, by and through his attorney of record,  
4 George T. Bochanis, of George T. Bochanis, Ltd.; and Defendant/Crossclaimant Carol M.  
5 Douglass, by and through her attorney of record George M. Ranalli and Steven M.  
6 Goldstein, of Ranalli & Zaniel, hereby stipulate and agree as follows:

7 WHEREAS the Parties already have or anticipate that they will produce documents  
8 or provide information in the above-captioned matter that may contain personal,  
9 confidential, proprietary, trade secret, or competitively sensitive information ("Confidential  
10 Information");

11 WHEREAS the Parties hereby enter into the terms of this Protective Order Governing  
12 Confidentiality Of Documents pursuant to Fed. R. Civ. P. 26(c) limiting the dissemination of  
13 Confidential Information that may be produced or otherwise disclosed in the above captioned  
14 matter.

15 Based on the foregoing,

16 IT IS HEREBY STIPULATED AND AGREED as follows:

17 1. Whether by automatic disclosure or in response to written discovery, the  
18 parties may designate as "protected" or "subject to protective order" or with a similar  
19 designation any portion of its documents produced or discovery responses that contain  
20 Confidential Information, including personal, trade secret or other confidential research,  
21 development or commercial information or which is otherwise considered protected under  
22 applicable law. Testimony and other information based upon documents so designated  
23 shall be considered protected and subject to this Protective Order.

24 2. Information contained therein shall be disclosed only to counsel of record in  
25 this action or only to individuals certified by such counsel as employed by or assisting  
26 counsel in preparation for, or at the trial of, this action. Any person or firm to whom  
27 Confidential Information is to be disclosed shall first be advised by counsel making  
28

1 disclosure that, pursuant to this Protective Order, such person or firm may not divulge any  
2 such information to any other person.

3 3. Any such documents or information shall be used only for the purpose of  
4 prosecuting this action.

5 4. In the event that any party seeks to attach Confidential Information to any  
6 pleading, motion, deposition transcript or other paper filed with Clerk of the Court, the party  
7 filing the pleading, motion, deposition transcript or other paper must comply with the Ninth  
8 Circuit's directives in *Kamakana v. City and County of Honolulu*, 447 F.3d 1172 (9<sup>th</sup> Cir.  
9 2006), and the following:

10 a. The Confidential Information to be submitted with the pleading, motion,  
11 deposition transcript, or other paper must be submitted only for *in camera* inspection  
12 in accordance with L.R. 10-5(a); or

13 b. The Confidential Information to be submitted with the pleading, motion,  
14 deposition transcript, or other paper must be submitted under seal using the court's  
15 electronic filing procedures as stated in L.R. 10-5(b).

16 5. The production of such documents or information by any party shall not  
17 constitute a waiver of any privilege or other claim or right of withholding or confidentiality that  
18 it may have.

19 6. Should any party dispute the need for any particular document(s) or information  
20 to be entitled to protection pursuant to the Order, then within thirty (30) days following receipt  
21 of said document(s) the party disputing confidentiality shall notify the other parties, through  
22 their attorneys, of such dispute, following which the party producing the document or  
23 information shall have thirty (30) days to file a motion before the Court requesting a protective  
24 order. Information or documents that are disputed pursuant to this paragraph will remain  
25 protected pending the Court's review and decision regarding this matter.

26 7. Upon the termination of this action, copies of all documents and information  
27 furnished by Chrysler Group to Plaintiff or any other party to this action, together with all  
28 originals and copies of notes, sketches, data, compilations, extracts and reproductions

1 furnished by Chrysler Group, shall be returned to counsel for Chrysler Group, together with a  
2 letter from any counsel receiving documents pursuant to this Order stating that all documents  
3 and copies of such documents that were provided by Chrysler Group have been returned to  
4 Chrysler Group.

5 **IT IS SO ORDERED:**

6   
7 GEORGE FOLEY, JR.  
UNITED STATES MAGISTRATE JUDGE

8 DATED: September 24, 2014

9  
10 **DATED** this 23rd day of September, 2014.

11 **GEORGE T. BOCHANIS, LTD.**

12 By: /s/ George T. Bochanis (w/permission)  
13 GEORGE T. BOCHANIS, ESQ.  
14 Nevada Bar No. 2262  
631 South Ninth Street  
15 Las Vegas, NV 89101

16 Attorneys for Plaintiff

10 **DATED** this 23rd day of September, 2014.

11 **BOWMAN AND BROOKE LLP**

12 By: /s/ Curtis J. Busby  
13 CURTIS J. BUSBY, ESQ.  
14 Nevada Bar No. 6581  
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16 In conjunction with:

17 GREG W. MARSH, ESQ.  
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20 Attorneys for  
21 Defendant/Crossdefendant  
Chrysler Group LLC

22 **DATED** this 23rd day of September, 2014.

23 **RANALLI & ZANIEL**

24 By: /s/ George M. Ranalli (w/persmission)  
25 GEORGE M. RANALLI, ESQ.  
26 Nevada Bar No. 5748  
Steven M. Goldstein  
27 Nevada Bar No. 6318  
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Henderson, NV 89052

28 Attorneys for Defendant Carol M. Douglas