

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY

CIVIL ACTION NO.: 06-CV-688 (DMC)

DEBORAH FELLNER,

Plaintiff,

v.

TRI-UNION SEAFOODS, L.L.C.,
d/b/a CHICKEN OF THE SEA,

Defendant.

ORDER

Upon consideration of the papers submitted by Tri-Union in support of the instant Motion for a Protective Order, and having received no opposition from plaintiff, Tri-Union's motion seeking a Protective Order is hereby **GRANTED**; and it is further:

1. ORDERED that Tri-Union has represented to this Court that it has in its possession, custody, and control three (3) documents of unknown origin that it obtained during the course of the Proposition 65 Litigation a/k/a Ex rel. Lockyer v. Tri-Union Seafoods, LLC, Nos. CGC-01-402975, CGC-04-432394, then-pending in California State Court for the limited purpose of use in that case under the terms of a Stipulated Protective Order entered in that litigation ; and it is further
2. ORDERED that the Court in the Proposition 65 case was a Court of competent jurisdiction to enter the Stipulated Protective Order; and it is further
3. ORDERED that this Court will honor and enforce the Stipulated Protective Order in the Proposition 65 Litigation with regard to the 3 subject documents referred in Tri-Union's Motion for Protective Order; and it is further
4. ORDERED that such documents will retain the confidentiality afforded them under the terms of the Stipulated Protective Order from the Proposition 65 Litigation, and will not be discoverable by the Plaintiff in this case.

SO ORDERED

Dated: _____

Joseph A. Dickson, U.S.M.J.