

Honorable Ronald B. Leighton

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

CYNTHIA FAJARDO,

Plaintiff,

vs.

PIERCE COUNTY, a political subdivision of  
the State of Washington; and PIERCE  
COUNTY SHERIFF'S DEPARTMENT, a  
department of Pierce County,

Defendants.

NO. C08-5136 RBL

STIPULATED PROTECTIVE ORDER  
CONCERNING IME RECORDS

THIS MATTER comes before the court upon the agreement of counsel. By their execution of this Stipulated Protective Order, the parties have agreed as follows:

1. All copyrighted material contained with the IME discovery shall be kept confidential by the discovering party, provided that the party may disclose the documents to experts, consultants, and witnesses, as necessary, in order to prepare for trial of this matter. The copyrighted material at issue is at pages 7546, 7547, and 7548 of the discovery. This material consists of: (1) a questionnaire with 21 groups of statements; and (2) a questionnaire concerning 21 common symptoms of anxiety.

1           2.       This order in no way affects the right of a party to use documents subject to  
2 this order at trial (including pretrial proceedings), or on appeal therefrom, provided that the  
3 appropriate evidentiary basis can be established.

4           3.       At the conclusion of this litigation and any appeals therefrom, any and all  
5 copies of the documents shall be destroyed.

6           4.       The parties agree that this order is entered without prejudice, and that at any  
7 time while this action is pending, any party may move the court for relief from this protective  
8 order and/or amendment of the terms of this order for good cause shown.

9           DATED this 26<sup>th</sup> day of May, 2009.

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12 GERALD A. HORNE  
13 Prosecuting Attorney

BRESKIN, JOHNSON & TOWNSEND

14 /s/ \_\_\_\_\_  
15 DONNA Y. MASUMOTO  
16 Deputy Prosecuting Attorney  
17 Attorney for Defendants  
18 WSBA #19700

14 /s/ \_\_\_\_\_  
15 DAVID E. BRESKIN  
16 Attorney for Plaintiff  
17 WSBA #10607

