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20 **IN THE UNITED STATES DISTRICT COURT**
21 **FOR THE DISTRICT OF ARIZONA**

22 Manuel de Jesus Ortega Melendres,) CV-07-2513-PHX-GMS
23 *et al.*,)
24)
25 Plaintiffs,)
26) **STIPULATION TO ENTRY OF**
27 v.) **PROTECTIVE ORDER**
28)
Joseph M. Arpaio, *et al.*,)
Defendants.)
)

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1 The parties have met and conferred regarding a process through which
2 Defendants will produce documents to Plaintiffs that they seek to maintain as
3 confidential and not subject to public disclosure. The parties therefore stipulate and
4 request that the Court approve and adopt the following Protective Order:

5 A. If Defendants believe that a document or portion of a document is non-
6 public and should be produced to Plaintiffs confidentially on the grounds that the
7 document contains privileged or personal information, including as described in
8 Paragraph 150 of this Court’s Supplemental Permanent Injunction/Judgment Order
9 dated October 2, 2013, Defendants shall produce the document to Plaintiffs’ counsel
10 with a cover letter identifying the document by Bates number and stating that the
11 identified documents or specific portions of the document are produced subject to
12 designation as “CONFIDENTIAL – ATTORNEYS’ EYES ONLY” under this
13 Stipulated Protective Order.

14 B. Defendants shall clearly designate documents disclosed pursuant to this
15 stipulation by affixing a Bates number and the words “CONFIDENTIAL –
16 ATTORNEYS’ EYES ONLY” to each page of documents produced in paper format
17 (or an electronic equivalent, such as an MS Word or PDF file). For documents
18 produced in other formats, including but not limited to video or audio recordings,
19 Defendants shall clearly label the relevant medium (e.g., a CD or DVD disc) with the
20 words “CONFIDENTIAL – ATTORNEYS’ EYES ONLY” and, where practicable,
21 shall append to the filenames a designation such as “CONFIDENTIAL – AEO.”

22 C. If Defendants so designate any document or portion of a document,
23 Plaintiffs’ counsel are prohibited from disclosing the document or the protected
24 portion of the document to anyone other than: (1) the Court, including court reporters
25 and the Monitor and his staff; (2) paralegals, experts or other consultants or support
26 staff employed by Plaintiffs’ counsel, who shall be subject to the same confidentiality
27 requirements required of Plaintiffs’ counsel under this Stipulated Protective Order;
28

1 (3) the individual who is the subject of the document, if it is a document designated as
2 confidential because it contains his/her private information; (4) third party individuals
3 or entities engaged in copying, storing or retrieving data; or (5) in processing claims
4 for compensation in this case, to the extent needed to render such services, but only if
5 they first sign the "Acknowledgement and Consent" form, attached as Exhibit A.

6 D. Defendants shall notify Plaintiffs in writing when any document or
7 portion of a document produced subject to the confidentiality designation is no longer
8 subject to the restriction. After such time, Plaintiffs shall not be under any obligation
9 to restrict disclosure of the document pursuant to this Stipulated Protective Order.

10 E. If any party would like to use a document designated as
11 CONFIDENTIAL-AEO that would result in disclosure to any person or entity other
12 than those listed in Paragraph C above, the party shall notify Defendants and (1) if
13 redaction would satisfactorily address the parties' concerns, Defendants shall provide a
14 redacted version of the document within 7 days or by an otherwise agreed upon date;
15 or (2) if limited disclosure to certain individuals on certain terms would satisfactorily
16 address the parties' concerns, Defendants shall in good faith consider agreeing to such
17 limited disclosure.

18 F. Plaintiffs shall be permitted to challenge any confidentiality designation
19 by seeking relief from this Court after meeting and conferring with Defendants, but
20 remain subject to the confidentiality obligation unless and until this Court orders the
21 confidentiality designation to be removed from the document. In any dispute
22 regarding a confidentiality designation, Defendants shall bear the burden of proving
23 that the designation is proper.

24 G. If any document produced by Defendants subject to the confidentiality
25 designation is submitted to this Court, the submitting party shall file the document
26 under seal.

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RESPECTFULLY SUBMITTED this 19th day of August, 2015.

Counsel for Plaintiffs

By: /s/ Andre Segura

Counsel for Defendants

By: /s/ Michele Iafrate

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CERTIFICATE OF SERVICE

I hereby certify that on August 19, 2015, I electronically transmitted the attached document to the Clerk’s office using the CM/ECF System for filing. Notice of this filing will be sent by e-mail to all parties by operation of the Court’s electronic filing system or by mail as indicated on the Notice of Electronic Filing.

Dated this 19th day of August, 2015.

/s/ Andre Segura