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FILED  
CLERK, U.S. DISTRICT COURT  
MAR 28 2007  
CENTRAL DISTRICT OF CALIFORNIA  
DEPUTY  
BY [Signature]  
NOTE CHANGES MADE BY THE COURT.

SCANNED

11 Attorneys for Plaintiff  
12 U.S. EQUAL EMPLOYMENT  
13 OPPORTUNITY COMMISSION

Priority \_\_\_\_\_  
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14 (Counsel Information Cont.)

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CLERK, U.S. DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA  
LOS ANGELES

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UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

15 U.S. EQUAL EMPLOYMENT  
16 OPPORTUNITY COMMISSION,

17 Plaintiff,

18 vs.

19 ROYALWOOD CARE CENTER,  
20 LLC; FOUNTAIN VIEW, INC.;  
21 FOUNTAIN VIEW SUBACUTE AND  
22 NURSING CENTER, LLC; SKILLED  
23 HEALTHCARE, LLC, FOUNTAIN  
24 VIEW HOLDINGS, INC.; FOUNTAIN  
25 VIEW MANAGEMENT, INC.;  
26 FOUNTAIN VIEW SUBACUTE  
27 NURSING CENTER, INC.;  
28 FOUNTAIN VIEW THERAPY  
SERVICES, INC.; THE  
ROYALWOOD CONVALESCENT  
HOSPITAL, INC.; SKILLED  
HEALTHCARE GROUP, INC.;

Case No.: CV05-6795-ABC-PLA<sup>x</sup>

~~PROPOSED~~ STIPULATED  
PROTECTIVE ORDER

DISCOVERY MATTER

DOCKETED ON CM  
MAR 30 2007  
BY [Signature] 053

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1 SUMMIT CARE CORP.; SUMMIT  
 2 CARE-CALIFORNIA, INC.; SUMMIT  
 3 CARE PHARMACY, INC.; SUMMIT  
 4 CARE TEXAS EQUITY, INC.;  
 5 SUMMIT HEALTH CARE, INC.;  
 6 AND SUMMIT CARE, INC. DOES 1-  
 7 10, Inclusive,,  
 8  
 9 Defendant(s).

8 Thomas G. Mackey (SBN 174572)  
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 11 725 South Figueroa Street, Suite 2500  
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17 Attorneys for Defendants  
 18 ROYALWOOD CARE CENTER, LLC, FOUNTAIN VIEW, INC., FOUNTAIN  
 19 VIEW SUBACUTE AND NURSING CENTER, LLC, SKILLED  
 20 HEALTHCARE, LLC, FOUNTAIN VIEW SUBACUTE AND NURSING  
 21 CENTER, INC., SKILLED HEALTHCARE GROUP, INC., SUMMIT CARE  
 22 CORPORATION, SUMMIT CARE – CALIFORNIA, INC DBA ROYALWOOD  
 23 CARE CENTER, and SUMMIT CARE PHARMACY, INC.

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1 TO THE HONORABLE COURT AND TO ALL PARTIES AND THEIR  
2 COUNSEL OF RECORD:

3 WHEREAS, on March 13, 2007, this Court issued an Order compelling  
4 Defendants ROYALWOOD CARE CENTER, LLC, FOUNTAIN VIEW, INC.,  
5 FOUNTAIN VIEW SUBACUTE AND NURSING CENTER, LLC, SKILLED  
6 HEALTHCARE, LLC, FOUNTAIN VIEW SUBACUTE AND NURSING  
7 CENTER, INC., SKILLED HEALTHCARE GROUP, INC., SUMMIT CARE  
8 CORPORATION, SUMMIT CARE – CALIFORNIA, INC DBA ROYALWOOD  
9 CARE CENTER, and SUMMIT CARE PHARMACY, INC. (hereinafter  
10 "Defendants") to produce documents to Plaintiff U.S. EQUAL EMPLOYMENT  
11 OPPORTUNITY COMMISSION ("Plaintiff"), including (1) documents that  
12 contain addresses, telephone numbers and dates of birth of Defendants' employees  
13 and former employees, and (2) non-public financial information; and

14 WHEREAS; this Court requested the parties to submit a proposed protective  
15 order on or before March 27, 2007 for this Court's consideration; and

16 WHEREAS good cause exists for a protective order as to addresses, dates of  
17 birth and telephone numbers of Defendants' former and current employees  
18 implicates their privacy concerns, as raised by Defendants; and

19 WHEREAS good cause exists for a protective order because the non-public  
20 financial information contained in the documents to be produced is not known to  
21 competitors of Defendants and, if made public, could be used by such competitors  
22 to Defendants' disadvantage;

23 Plaintiff and Defendants hereby stipulate that:

24 Entry into this stipulated protective order is not intended to, and does not in  
25 any way, prejudice the EEOC's ability to litigate this or any other matter.

26 Personnel Information

27 With regard to personnel information (*i.e.*, addresses, telephone numbers and  
28 dates of birth of Defendants' employees and former employees), Plaintiff and

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1 Defendants agree that, for any document or deposition transcript that either party  
2 files with the Court or otherwise discloses to any individual or entity that is not a  
3 party to this litigation (or agents or another governmental agency or an entity  
4 retained by a party to the litigation to update contact information), the filing or  
5 disclosing party shall redact the last name of the employee or former employee, as  
6 well as addresses, telephone numbers and dates of birth prior to filing.

7 Non-Public Financial Information

8 Designation

9 Defendants may designate non-public financial information ordered to be  
10 produced by the Court pursuant to its March 13, 2007 Order as confidential. Such  
11 designation shall be made in good faith.

12 Defendants shall designate a document as confidential by placing a legend  
13 on each page of any document that they wish to protect against disclosure or use  
14 for non-litigation purposes, or in the cases of computer disks or tape, on the cover  
15 or container of the disk or tape. Where only part of a document is confidential,  
16 Defendants shall so specify so that only the confidential portion is subject to this  
17 Order.

18 The EEOC shall have twenty (20) days in which to challenge the designation  
19 of any document or portion thereof as confidential. Any such challenge by the  
20 EEOC shall be made in writing to defense counsel, and shall be accompanied by a  
21 written request that Defendants provide the EEOC with a written explanation of  
22 their designation of information as confidential. Defendants shall have 5 days  
23 within which to provide the written explanation.

24 If the parties are unable to resolve such a challenge to a confidentiality  
25 designation informally, the party wishing to have the information treated as  
26 confidential shall petition the court for a protective order, and shall be required to  
27 show good cause why a protective order should be issued as to the challenged  
28 document(s).

*The procedures of Local Rule 37 must be utilized.*



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Treatment of Information Designated Confidential

Documents designated as confidential may only be disclosed by the receiving party to the following persons or entities:

- A. The Court, including Court personnel and the jury, in the manner set forth in this Protective Order;
- B. Counsel for the receiving party, its agents or experts;
- C. Court reporters for depositions taken in this case;
- D. Any other individual whose review the receiving party deems necessary to the presentation of claims in this litigation, provided that such individuals shall, prior to disclosure of the Confidential information, be made aware of the terms of this Protective Order.

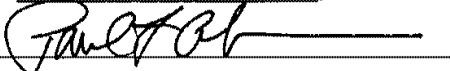
If confidential information is included in any papers to be filed with the Court, such papers shall be accompanied by an application to file the papers – or the confidential portion thereof – under seal. Pending the ruling on the application, the papers or portions thereof subject to the sealing application shall be lodged under seal.

Upon termination of this litigation, all Confidential Information produced to the EEOC shall be archived and destroyed by the EEOC in accordance with laws and regulations governing the EEOC’s retention and destruction of documents.

The parties agree that violations of this Protective Order may be subject to relief as this Court deems appropriate.

IT IS SO ORDERED.

Dated: MARCH 28, 2007

By: 

United States Magistrate Judge


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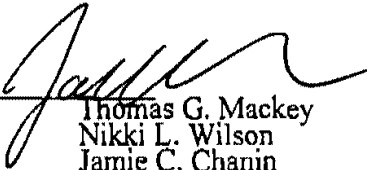
Dated: March 27, 2007

U.S. EQUAL EMPLOYMENT  
OPPORTUNITY COMMISSION

By:   
\_\_\_\_\_  
Anna Y. Park  
Dana Johnson  
Attorneys for Plaintiff

Dated: March 27, 2007

JACKSON LEWIS LLP

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Nikki L. Wilson  
Jamie C. Chanin  
Attorneys for Defendants