

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,

Plaintiff,

v.

CITY OF SEATTLE,

Defendant.

CASE NO. C12-1282JLR

ORDER PROVISIONALLY
ENTERING THE PARTIES’
STIPULATION AND LIMITED
PROTECTIVE ORDER

Before the court is the Parties’ stipulated motion and proposed limited protective order (Dkt. # 12). The Parties’ represent that the purpose of the stipulation and proposed order is to protect the integrity of the monitor selection process and confidential business and proprietary information submitted by potential monitor candidates pursuant to paragraph 208 of the Parties’ modified settlement agreement and stipulated order of resolution (*see* Dkt. ## 3-1 & 13). (Stip. (Dkt. # 12) at 1-2.) The court has been informed that a third-party may file a motion to intervene with respect to the parties’ stipulation and proposed order. The court wants to provide a meaningful opportunity for

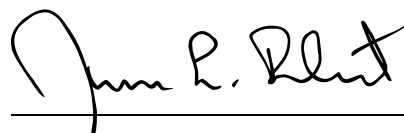
1 | this party to be heard, but is also concerned that the monitor selection process should
2 | move forward in a reasonably prompt and timely manner.

3 | In an effort, therefore, to avoid any delay in the monitor selection process, but also
4 | to accommodate any third-party with standing who may wish to be heard with respect to
5 | the Parties' stipulation and proposed order, the court provisionally approves and enters
6 | the limited protective order in the form found at docket number 12, except for one
7 | revision. Paragraph B.3 of the Parties' stipulation states that "[n]o person having access
8 | to Confidential Material shall release or disclose those materials to any person other than
9 | those specifically indentified in paragraph 2, above, without further order of the Court or
10 | stipulation of the parties." (Stip. at 5.) The list of persons, however, is contained within
11 | paragraph B.1, and not paragraph B.2. Accordingly, the court modifies paragraph B.3 to
12 | refer to "paragraph 1," rather than "paragraph 2."

13 | This order approving the Parties' stipulation and protective order (Dkt. # 12) is
14 | entered provisionally and shall remain in effect only until such time as the expected
15 | motion to intervene may be filed, heard, and decided. If no motion to intervene is filed
16 | by 5:00 p.m. on Friday, September 28, 2012, then this order provisionally entering and
17 | approving the Parties' stipulation and limited protective order shall become final.

18 | Dated this 24th day of September, 2012.

19 |
20 |
21 |
22 |



JAMES L. ROBART
United States District Judge