

1 MARK E. MERIN, ESQ. (SBN 043849)
LAW OFFICE OF MARK E. MERIN
2 2001 P Street, Suite 100
Sacramento, CA 95814
3 Telephone: (916) 443-6911
Facsimile: (916) 447-8336

4 Attorneys for Plaintiffs

5 GREGORY J. ROCKWELL, ESQ. (SBN 67305)
6 BOORNAZIAN, JENSEN & GARTHE
A Professional Corporation
7 555 12th Street, Suite 1800
P. O. Box 12925
8 Oakland, CA 94604-2925
Telephone: (510) 834-4350
9 Facsimile: (510) 839-1897

10 Attorneys for Defendants
COUNTY OF ALAMEDA, ALAMEDA
11 COUNTY SHERIFF CHARLES C. PLUMMER

12 UNITED STATES DISTRICT COURT
13 NORTHERN DISTRICT OF CALIFORNIA

14 DANIEL SCHAFFER, on behalf of himself)
15 and all those similarly situated;)
16 Plaintiffs,)
17 vs.)
18 COUNTY OF ALAMEDA, ALAMEDA)
COUNTY SHERIFF CHARLES C.)
19 PLUMMER, IN HIS INDIVIDUAL AND)
OFFICIAL CAPACITIES, ALAMEDA)
20 COUNTY SHERIFF'S DEPUTIES DOES 1)
THROUGH 50, AND ROES 1 THROUGH)
21 20, INCLUSIVE,)
22 Defendants.)

Case No.: C 06 0310 MMC

**PROTECTIVE ORDER FOR
DISCLOSURE OF RECORDS AND
INFORMATION**

24 Based on the Stipulated Motion for Preliminary Approval of Provisional Settlement Class
25 and Settlement of Class Action and Order thereon, and good cause appearing therefore:

26 IT IS HEREBY ORDERED that personnel of the Alameda County Sheriff's Department
27 and the Information Technology Department of the County of Alameda who are authorized to
28 access records in the databases of criminal histories of individuals maintained by the Alameda

1 County Sheriff's Department, the Inmate Profile System (IPS) or in the Criminal Justice
2 Information System (CJIS) may access those records for the purposes of determining the identities
3 of the individual members of the Settlement Class, their last known addresses (including persons
4 incarcerated at facilities in the state of California), date of birth, social security number, dates of
5 booking, charges and information reflecting whether the Settlement Class Member was on
6 searchable probation at the time of booking of all Settlement Class Members arrested during the
7 Class Periods.

8 IT IS FURTHER ORDERED that personnel of the Alameda County Sheriff's Department
9 and the Information Technology Department of the County of Alameda are hereby authorized to
10 disclose to Class Counsel, to counsel for defendant COUNTY OF ALAMEDA and to the duly
11 appointed Claims Administrator in the above action all information set forth in the preceding
12 paragraph in order to provide notice to Settlement Class Members, to assist with efforts to update
13 and verify addresses, including but not limited to addresses of Settlement Class Members who are
14 incarcerated, and to apply the reduction categories set forth in the Stipulation of Settlement and
15 Order for preliminary approval of settlement of class action. The Claims Administrator shall not
16 disclose that information to any third party save and except to assist with efforts to update and
17 verify addresses to provide notice to Settlement Class Members.

18 IT IS FURTHER ORDERED that any access by personnel of the Alameda County
19 Sheriff's Department and the Information Technology Department of the County of Alameda of
20 the records in databases of criminal histories of individuals maintained by the Alameda County
21 Sheriff's Department, the Inmate Profile System (IPS) or in the Criminal Justice Information
22 System (CJIS) and the provision of information acquired from such access to the Claims
23 Administrator, Class Counsel or counsel for defendant COUNTY OF ALAMEDA pursuant to this
24 order shall not be a violation of California Penal Code section 11105, et seq., the constitutional or
25 statutory right to privacy of Settlement Class Members or any other provision of law which would
26 otherwise deem that information privileged and confidential.


27 \\\

28 \\\

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

IT IS SO ORDERED.

Dated: June 20, 2007



HON. MAXINE M. CHESNEY
Judge, United States District Judge
Northern District of California