

than as specified below. The Corporate Defendants shall notify the Plaintiffs in writing when information and/or documents will be deemed confidential by so stating in responses to discovery requests as necessary and by stamping "Confidential" or words to that effect on such documents being produced to the Plaintiffs.

3. The parties do hereby stipulate and consider the information and documents described in paragraphs 1 and 2 above to be confidential, and have agreed that the production of such information and documents will be made in accordance with the terms specified below. The production of such information and documents does not constitute a waiver of any objection to the admissibility of such information or documents at trial. Any party who believes that materials marked "Confidential" by opposing party should not be treated as confidential, may apply to the Court for an amendment to this Stipulated Protective Order.

4. Persons entitled to inspect such information and documents shall be limited to those persons whose review of the documents is necessary for the adequate preparation of each party's case, including: the parties; counsel and counsel's support and administrative staff; experts retained by any of the parties to assist in the preparation of this action for trial and/or to testify at trial; witnesses needed to assist the parties' counsel in the preparation of this action for trial; court reporting personnel as necessary; court personnel as necessary; and the jury, as permitted by the court. All persons entitled to inspect such information and documents under this paragraph must be informed of the confidentiality of such information and documents prior to their inspection. No other persons will be permitted to inspect such information and documents without a court order. With respect to Defendants, Defendants may disclose confidential information to those management employees who are participating in the preparation of this litigation.

5. When materials marked as Confidential are used at a deposition, or other pretrial proceeding, the confidential materials, along with the transcript containing any reference to confidential material, shall be marked "Confidential" and filed under seal if filed with the Court. When materials marked as Confidential are filed with the Court, the confidential materials shall

be marked "Confidential" and filed under seal provided the Court approves the filing of these materials under seal.

6. Information and documents produced pursuant to this Stipulated Protective Order shall not be used in any other legal action or administrative proceeding or for any other purpose outside this lawsuit, without prior specific written consent of the party producing the information or documents, or by court order. Information and documents produced pursuant to this Stipulated Protective Order shall not be disclosed, other than for use in this Lawsuit in accordance with the terms of this Stipulated Protective Order.

7. This Stipulated Protective Order does not restrict the use of such information and documents at trial.

8. Nothing in this Stipulated Protective Order shall be construed as a waiver or agreement to produce documents or to provide information to which a party has otherwise objected in their responses to interrogatories, requests for production, requests for admissions or other discovery.

9. Within ninety (90) days of the conclusion of the instant litigation, including any appeals, all documents described above shall be destroyed and the parties shall mutual notification in writing of such destruction.

10. All parties acknowledge that this Order is entered pursuant to Rule 26(f) of the Federal Rules of Civil Procedure. The parties further acknowledge that potential sanctions for violations of this order shall include any and all sanctions provided for in Rule 37(b) of the Federal Rules of Civil Procedure as deemed appropriate by the court.

11. The obligations of confidentiality and non-disclosure shall survive the conclusion of this action.

12. This Stipulated Protective Order may be modified by agreement of the parties or order of the Court.



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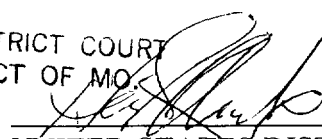
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FILED

AUG 26 2003

U. S. DISTRICT COURT
E. DISTRICT OF MO.

DATED: 


UNITED STATES DISTRICT JUDGE

AN ORDER, JUDGMENT OR ENDORSEMENT WAS SCANNED, FAXED AND/OR MAILED TO THE
FOLLOWING INDIVIDUALS ON 08/27/03 by mmosley

4:03cv107 EEOC vs MidAmerica Hotels

42:2000e Job Discrimination (Employment)

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SCANNED & FAXED BY:

AUG 27 2003

G.A.J.