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**From:** Paul Cassell [mailto:cassellp@law.utah.edu]  
**Sent:** Friday, November 16, 2018 11:55 AM  
**To:** Laura Menninger; 'Sigrid McCawley'; Scott J. Link; brad@epllc.com; Stan Pottinger; Meredith Schultz; 'Brittany Henderson (brittany@epllc.com)'; Jeff Pagliuca  
**Subject:** RE: Protective Order - Ransome proposed paragraph 3

Dear Laura,

We have received your proposed paragraph 3 in the protective order, which would include the following:

Information designated "CONFIDENTIAL" shall be information that is confidential and implicates common law and statutory privacy interests, including information reflecting medical or psychological conditions, medical or psychological treatment, prescriptions for controlled substances, non-public personal financial information, sexual activity or sexual contact, education records, email addresses, telephone numbers, home addresses, social security numbers and similarly personally identifying information for parties and third-party witnesses, any information subject to N.Y. Civil Rights Law § 50 or 51, or any other information deemed private by a Court of competent jurisdiction to include the tort of publication of private facts.

We propose a more precise paragraph 3 for the protective order, as follows:

Information designated "CONFIDENTIAL" shall be information that is confidential whose public release would violate common law and statutory privacy interests, including information describing medical or psychological conditions, details of medical or psychological treatment, prescriptions for controlled substances, non-public personal financial information, the details of sexual activity or sexual contact, education records, email addresses, telephone numbers, home addresses, social security numbers and similar personal identifying information for parties and third-party witnesses, and copyrighted or trademarked materials.

We believe that your proposed protective order would sweep in a considerable amount of material that should not be made confidential. For example, your protective order covers information "reflecting ... sexual activity or contact." Given that this case involves sexual trafficking, a great deal of material would be covered by this language.

Please let us know if our proposed alternative is acceptable to you. If not, it seems we should present our varying formulations to the judge.

Paul Cassell for Sarah Ransome

Paul G. Cassell

Ronald N. Boyce Presidential Professor of Criminal Law and University Distinguished Professor of Law  
S.J. Quinney College of Law at the University of Utah  
383 S. University St., Salt Lake City, UT 84112-0730  
(801) 585-5202 (phone) (801) 585-2750 (fax)  
[cassellp@law.utah.edu](mailto:cassellp@law.utah.edu)

You can access my publications on <http://ssrn.com/author=30160>

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**From:** Laura Menninger <[lmenninger@hmflaw.com](mailto:lmenninger@hmflaw.com)>

**Sent:** Thursday, November 15, 2018 8:43 AM

**To:** 'Sigrid McCawley' <[smccawley@bsfllp.com](mailto:smccawley@bsfllp.com)>; Scott J. Link <[Scott@linkrocklaw.com](mailto:Scott@linkrocklaw.com)>; [brad@epllc.com](mailto:brad@epllc.com); Paul Cassell <[cassellp@law.utah.edu](mailto:cassellp@law.utah.edu)>; Stan Pottinger <[Stan@epllc.com](mailto:Stan@epllc.com)>; Meredith Schultz <[mschultz@bsfllp.com](mailto:mschultz@bsfllp.com)>; 'Brittany Henderson (brittany@epllc.com)' <[brittany@epllc.com](mailto:brittany@epllc.com)>; Jeff Pagliuca <[jpagliuca@hmflaw.com](mailto:jpagliuca@hmflaw.com)>

**Subject:** RE: Protective Order

Hi Sigrid –

Attached please find a draft protective order.

Consistent with the judge's comments on the record, I have removed the language from the preamble, proposed at paragraph 3 a list of categories of confidential information, adopted your version of paragraph 8, and tried to capture her ruling regarding paragraphs 12-13. I did add one other small change to paragraph 8 for your consideration, to address the issue of a non-represented person being able to designate their information confidential.

Thank you,  
Laura

**Laura A. Menninger**  
**Haddon, Morgan and Foreman, P.C.**  
**150 East 10th Avenue**  
**Denver, Colorado 80203**  
**Main 303.831.7364 FX 303.832.2628**  
**[lmenninger@hmflaw.com](mailto:lmenninger@hmflaw.com)**  
**[www.hmflaw.com](http://www.hmflaw.com)**

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**From:** Sigrid McCawley [<mailto:smccawley@bsflp.com>]

**Sent:** Thursday, November 15, 2018 7:59 AM

**To:** Laura Menninger; Scott J. Link; [brad@epllc.com](mailto:brad@epllc.com); 'Paul Cassell ([cassellp@law.utah.edu](mailto:cassellp@law.utah.edu))'; Stan Pottinger; Meredith Schultz; 'Brittany Henderson ([brittany@epllc.com](mailto:brittany@epllc.com))'

**Subject:** Protective Order

Hello Laura – it is our understanding that the proposed protective order is due tomorrow. Can you please send us a copy of the categories you are proposing for paragraph 3 about the categories that will be considered as confidential information so that the parties can submit a revised proposed protective order per the court's ruling as set forth below.

**ORDER granting [163] Letter Motion for Discovery. In addition to the rulings made on the record during the November 7, 2018 conference, the Court adopts the Paragraph 8 from the Plaintiff's proposed Protective Order. (ECF No. 166-1). The parties shall file a revised proposed Protective Order no later than November 16, 2018.**

**Sigrid McCawley**

Partner

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**BOIES SCHILLER FLEXNER LLP**

401 E. Las Olas Blvd. Suite 1200

Fort Lauderdale, FL, 33301

(t) +1 954 377 4223

(m) +1 954 770 5377

[smccawley@bsflp.com](mailto:smccawley@bsflp.com)

[www.bsflp.com](http://www.bsflp.com)

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