

IN THE CIRCUIT COURT FOR SUMNER COUNTY, TENNESSEE

PLAINTIFFS,)
)
 Plaintiffs,)
)
 vs.) No. 25916-C
) JURY DEMANDED
 DEFENDANTS,) Notice of Entry Requested
)
 Defendants.)

AGREED PROTECTIVE ORDER

Pursuant to Tennessee Rule of Civil Procedure 26.03, by agreement of the parties hereto as evidenced by the signatures of counsel below, and for good cause shown, it is hereby ORDERED:

1. All medical and psychological records, reports, evaluations, and related billing, pertaining to Plaintiffs shall be deemed to be confidential documents and to contain confidential information no matter from whom they are obtained or by whom they are obtained. All information regarding or relating to the physical, mental, or emotional condition or ability of any of the Plaintiffs shall be deemed confidential information.

2. All confidential documents and information shall be used by defense counsel solely for the prosecution and/or defense of this action and shall be copied only as necessary for these purposes.

3. Except with the prior written consent of counsel for the Plaintiff, no confidential information or document and no information contained therein, may be disclosed to any person other than the following:

- (a) Parties to this action;

- (b) Counsel for the parties and secretaries, legal assistants, and other employees of such counsel who are actively engaged in assisting counsel in the preparation of this action;
- (c) Consultants and experts retained by the parties or their counsel for the purpose of assisting in the preparation of the trial of this action; or
- (d) Insurance carriers with an interest in the litigation.

4. Upon termination of this litigation, the originals and all copies of any documents containing confidential information shall be returned to counsel for the Plaintiffs or destroyed, with their destruction being certified in writing to counsel for the Plaintiffs.

This Order shall be binding on the parties to this litigation, their attorneys, and the employees, consultants and other persons employed or retained by the parties or their attorneys.

IT IS SO ORDERED.

ENTER this _____ day of _____, 2005.

CIRCUIT COURT JUDGE

Approved for Entry,

John A. Day, # 9416
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