

BEFORE THE FAIR DISMISSAL APPEALS BOARD  
of the  
STATE OF OREGON

KRIS KIBBEE,	)	
	)	
Appellant	)	
	)	STIPULATED PROTECTIVE ORDER
V.	)	
	)	FDA-13-09
BETHEL SCHOOL DISTRICT	)	

The parties, through their respective attorneys, agree that discovery and hearing may require production of certain documents and testimony from both parties that may contain confidential information subject to protection against unrestricted disclosure and use.

**STIPULATION**

The parties stipulate and agree to the following Protective Order in order to prevent the inefficient use of judicial time and effort; in order to minimize the expense for all parties of producing, reviewing, and documenting the confidential juvenile documents, materials, and information requested by plaintiff and submitted to the Fair Dismissal Appeals Board ("Appeals Board") or Court of Appeals; and to protect the students and individuals mentioned or discussed during any legal proceedings.

IT IS HEREBY STIPULATED that all documents, data, testimony, and transcripts which will be produced or referenced as part of these proceedings or an appeal to the Court of Appeals are subject to the following Protective order:


1. As used in this Order, the term "confidential protected material" means "protected documents" and "protected information" defined as follows:

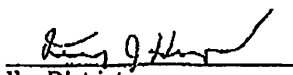
- a. The term "protected documents" shall mean any and all documents produced by Bethel School District in response to any formal or informal request for production made by petitioner's counsel upon Bethel School District.
  - b. The term "protected information" shall also mean all exhibits produced by either party at hearing.
2. The use of this identified "confidential protected material" by or on behalf of the parties and their counsel of record shall be restricted to the FDAB hearing and any appeal.
3. Absent further Order of this Court, the "confidential protected material" inspected by, produced to, or otherwise obtained by or on behalf of petitioner in discovery, shall be disclosed only to:
  - a. Kris Kibbee;
  - b. Bethel School District;
  - c. Counsel of record for each of the parties and the paralegals and other firm employees or representatives of the parties' attorneys;
  - d. The necessary court reporting company or companies;
  - e. The Office of the Oregon Attorney General;
  - f. The Fair Dismissal Appeals Board panelists;
  - g. The Court of Appeals if the Fair Dismissal Appeals Board's decision is appealed.

4. Nothing contained in this Stipulated Protective Order shall be construed to restrict either party from filing an appeal of the Fair Dismissal Appeals Board panel's decision to the Court of Appeals.
5. Any person to whom disclosure of "confidential protected material" is made shall be advised of the provisions of this Order, shall be given a copy of this Order, and shall become subject to this Order, requiring that all such "confidential protected material" be held in confidence and not used for any purpose other than this proceeding.
6. Upon termination of this action, including exhaustion of any and all appeals, any and all "confidential protected material" held by appellant and/or her legal representative(s) shall be returned to the counsel of record for Bethel School District and all documents, deposition transcripts, or other protected information held by the FDAB and Court of Appeals shall remain as protected herein. The obligations of nondisclosure of all that material imposed by this Order shall continue in full force and effect beyond and notwithstanding the termination of this action. However, this paragraph shall not apply to confidential protected material that becomes public record at any trial or judicial proceeding.
7. Violation of this Order will be subject to review by a Court of Law and such Court can issue further Protective Orders as well as exercise the general powers of the Court, including the power of contempt if necessary to enforce this Order.

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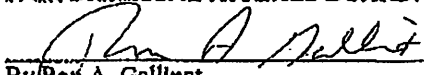
IT IS SO STIPULATED:

  
For Appellant,  
Date: April 22, 2014

  
For District  
Date: Apr. 24, 2014

IT IS SO ORDERED:

FAIR DISMISSAL APPEALS BOARD:

  
By Ron A. Gallinat  
Panel Chair  
Date: 4/25/14