

1 RANDALL W. EDWARDS (S.B. #179053)
redwards@omm.com
2 O'MELVENY & MYERS LLP
Two Embarcadero Center, 28th Floor
3 San Francisco, CA 94111-3823
Telephone: (415) 984-8700
4 Facsimile: (415) 984-8701

5 BRIAN C. ANDERSON (S.B. #126539)
banderson@omm.com
6 SCOTT M. HAMMACK (pro hac vice)
shammack@omm.com
7 DAVID R. DOREY (S.B. #286843)
ddorey@omm.com
8 O'MELVENY & MYERS LLP
1625 Eye Street, NW
9 Washington, D.C. 20006-4001
Telephone: (202) 383-5300
10 Facsimile: (202) 383-5414

11 Attorneys for Defendant
12 FORD MOTOR COMPANY

13 **UNITED STATES DISTRICT COURT**
14 **NORTHERN DISTRICT OF CALIFORNIA**
15 **SAN FRANCISCO DIVISION**

17 In re:
18 MYFORD TOUCH CONSUMER
19 LITIGATION

Case No. 3:13-CV-3072-EMC

**STIPULATION AND ~~PROPOSED~~ ORDER
REGARDING PRODUCTION OF
PERSONALLY IDENTIFYING
INFORMATION**

[N.D. CAL. L.R. 7-11]

Judge: Hon. Edward M. Chen

24
25
26
27
28

1 WHEREAS, Ford will be producing supplemental records from its FMC360 database
2 (customer contacts) and GCQIS database (technical contacts with dealers) (“Documents”);

3 WHEREAS, to the extent those Documents have fields containing names, addresses and
4 telephone numbers for Ford customers, those fields have been redacted by Ford;

5 WHEREAS, Personally Identifying Information (“PII”) of Ford customers, which may
6 include name, mailing address, telephone numbers, email addresses and social media account
7 information, may also be contained in the “Comments” sections of such Documents;

8 WHEREAS, Ford has advised Plaintiffs’ counsel that the process of manually reviewing
9 and redacting such PII from the “Comments” section of each Document will be time consuming
10 and burdensome;

11 WHEREAS, this Stipulation is made in an effort to facilitate expedited production of
12 these Documents, and any other similar documents that may contain PII;

13 WHEREAS, execution of this Stipulation is not a waiver of any claims or defenses
14 Plaintiffs or Ford otherwise may have;

15 WHEREAS, Local Rule 7-11 permits a party to seek miscellaneous administrative relief
16 pursuant to a stipulation by the parties;

17 THEREFORE, IT IS HEREBY STIPULATED by Plaintiffs and Ford, through their
18 counsel of record, subject to the approval of the Court, as follows:

19 Any PII contained in documents produced by Ford shall be treated as “Confidential”
20 pursuant to the Stipulated Protective Order entered in this matter (ECF No. 96.);

21 Absent an Order of this Court, neither Plaintiffs nor their counsel shall use PII obtained
22 solely from documents produced by Ford to communicate with any Ford customer, except to the
23 extent that Plaintiffs or their counsel have a pre-existing relationship with any such customer or
24 come into communication independently of the PII produced by Ford;

25 Ford shall produce the Documents mentioned herein within 3 business days of the entry of
26 this Order;

27 Nothing in this Order shall be construed as a waiver by Ford of its position that Ford is
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

entitled to redact PII, or as a waiver by Plaintiffs to contest Ford’s redaction of PII.

Dated: August 31, 2015

O’MELVENY & MYERS LLP

By: /s/ Randall W. Edwards
Randall W. Edwards

Randall W. Edwards (S.B. #179053)
redwards@omm.com
O’MELVENY & MYERS LLP
Two Embarcadero Center, 28th Floor
San Francisco, CA 94111-3823
Telephone: (415) 984-8700
Facsimile: (415) 984-8701

Brian C. Anderson (S.B. #126539)
banderson@omm.com
Scott M. Hammack (pro hac vice)
shammack@omm.com
David R. Dorey (S.B. #286843)
ddorey@omm.com
O’MELVENY & MYERS LLP
1625 Eye Street, NW
Washington, D.C. 20006-4001
Telephone: (202) 383-5300
Facsimile: (202) 383-5414

Attorneys for Defendant Ford Motor Company

1 Dated: August 31, 2015

**HAGENS BERMAN SOBOL SHAPIRO
LLP**

2
3
4 By: /s/ Steve W. Berman
Steve W. Berman

5 Steve W. Berman
6 HAGENS BERMAN SOBOL SHAPIRO LLP
7 1918 8th Avenue, Suite 3300
8 Seattle, Washington 98101
9 Tel: (206) 623-7292
10 Fax: (206) 623-0594
11 steve@hbsslaw.com

12 Adam J. Levitt
13 GRANT & EISENHOFER P.A.
14 30 North LaSalle Street, Suite 1200
15 Chicago, Illinois 60602
16 Tel: (312) 214-0000
17 Fax: (312) 214-0001
18 alevitt@gelaw.com

19 Roland Tellis (186269)
20 Mark Pifko (228412)
21 BARON & BUDD, P.C.
22 15910 Ventura Boulevard, Suite 1600
23 Encino, California 91436
24 Tel: (818) 839-2320
25 Fax: (818) 986-9698
26 rtellis@baronbudd.com
27 mpifko@baronbudd.com

28 Joseph G. Sauder (*pro hac vice*)
Matthew D. Schelkopf (*pro hac vice*)
CHIMICLES & TIKELLIS LLP
One Haverford Centre
361 West Lancaster Avenue
Haverford, Pennsylvania 19041
Tel: (610) 642-8500
Fax: (610) 649-3633
JGS@chimicles.com
MDS@chimicles.com

Plaintiffs' Interim Co-Lead Counsel

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

FILER'S ATTESTATION

Pursuant to Local Rule 5-1(i)(3), I hereby attest that the other signatory listed, on whose behalf the filing is submitted, concurs in the filing's content and has authorized the filing.

Dated: August 31, 2015

Randall W. Edwards
O'MELVENY & MYERS LLP

By: /s/ Randall W. Edwards
Randall W. Edwards
Attorney for Defendant Ford Motor Company

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

ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: September 1, 2015

