

FILED
U.S. DISTRICT COURT

2013 AUG 28 2:20

IN THE UNITED STATES DISTRICT COURT
DISTRICT OF UTAH, NORTHERN DIVISION

CHRISTOPHER JOSEPH TUVELL, SHERRY
LYNN TUVELL, individually and as the heirs of
David Christopher Tuvell, and THE ESTATE OF
DAVID CHRISTOPHER TUVELL,

Plaintiffs,

vs.

BOY SCOUTS OF AMERICA, PROFESSIONAL
ASSOCIATION OF DIVE INSTRUCTORS,
BLUE WATER SCUBA, LOWELL HUBER,
CORBETT DOUGLAS, and GREAT SALT LAKE
COUNCIL, INC., BOY SCOUTS OF AMERICA,

Defendants,

vs.

KIM M. LaMOTTE-MALONE M.D., LaMOTTE
PEDIATRICS, LLP, doing business as Anthem
Hills Pediatrics, KIM LaMOTTE-MALONE
M.D. PROF CORP., M.P., a minor; MICHAEL
PERRY, and BRIAN K. SHRAWDER,

Third-Party Defendants.

BY: [Signature]
~~PROPOSED~~ PROTECTIVE
ORDER

No. 1:12CV00128 DB
Judge Dee Benson

Pursuant to Plaintiffs' and Defendant Professional Association of Dive Instructors'
Combined Joint Motion and Memorandum in Support of Joint Motion for Protective Order, and
for good cause appearing, now, therefore,

IT IS HEREBY ORDERED that Plaintiffs and Defendant Professional Association of
Dive Instructors ("PADI") produce the settlement agreement entered into between them and that
all parties to this action and their attorneys, officers, members, employees and insurers may use

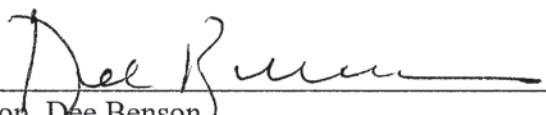
said settlement agreement and all information contained therein only as reasonably necessary in litigation arising from the incident of July 13, 2011, and the death of David Christopher Tuvell, including the civil action docketed as *Lexington Insurance Company v. The Catlin Syndicate at Lloyd's London*, No. 1:13-cv-00008-RJS (D. Utah), and for no other purpose and shall not permit the same to be disseminated to anyone not involved in such civil actions.

IT IS FURTHER ORDERED that Plaintiffs and PADI disclose the settlement agreement to the Court under seal and to the parties within 30 days of entry of this order.

IT IS FURTHER ORDERED that any document filed with the court that refers to the settlement agreement or the information contained therein be filed under seal.

DATED this 27th day of August, 2013.

United States District Court



Hon. Dee Benson
United States District Judge