

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO

Civil Action No. 18-cv-03112-RBJ-STV

SEAN SLATTON,

Plaintiff

v.

CITY OF FORT COLLINS, A MUNICIPALITY,

Defendant.

UNOPPOSED MOTION FOR ENTRY OF A PROTECTIVE ORDER

Mark S. Ratner, counsel for Defendant CITY OF FORT COLLINS, a municipality, (“Defendant”), in the above-captioned matter, submits the following as their Unopposed Motion for Entry of a Protective Order:

1. According to the allegations of the Complaint, this matter arises out of the arrest of the Plaintiff, on December 3, 2016 (ECF No. 1 at ¶ 1).
2. Generally, Plaintiff alleges a violation of his civil rights when Fort Collins Police Officers used a baton and OC-Spray to effectuate his arrest. Plaintiff claims as a the City of Fort Collins’ purportedly established policies, customs, and/or practices with respect to the excessive force, which in-turn violated his constitutional rights.
3. Certain documentation from the City has been or may be requested and subsequently produced as a result of discovery in this matter. The documentation may

contain personal and confidential information protected under constitutional, statutory or common law privacy interests, such as personnel information pertaining to third-parties, medical and financial information pertaining to Plaintiff, and personal information with respect to Fort Collins Police Officers and employees.

4. In addition, certain materials which may contain information proprietary to the City and/or information which is not generally disseminated to the public or outside the lawsuit.

5. Nothing contained in this Motion should be construed as an acknowledgment by the parties that any specific information that could fall into any of the categories outlined above is properly discoverable pursuant to the applicable Federal Rules of Civil Procedure and federal and Colorado law.

6. The parties respectfully request the accompanying Protective Order be entered by this Court to govern the handling of confidential information produced in this litigation.

7. Undersigned Counsel conferred with Counsel for the Plaintiff, through email correspondence. The proposed Protective Order attached as **Exhibit A** is a compromise reached through discussions among Counsel. The plaintiff does not oppose entry of the proposed Protective Order.

WHEREFORE, for all of the foregoing reasons, the Defendant respectfully requests this Court enter the attached Protective Order as an attached Order of this Court.

Respectfully submitted this 25th day of March 2021.

/s/ Mark S. Ratner

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**ATTORNEYS FOR DEFENDANT
THE CITY OF FORT COLLINS**

CERTIFICATE OF SERVICE (CM/ECF)

I HEREBY CERTIFY that on the 25th day of March, 2021, I electronically filed the foregoing **UNOPPOSED MOTION FOR ENTRY OF A PROTECTIVE ORDER** with the Clerk of Court using the CM/ECF system and mailed a copy to the following:

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