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CLERK OF WISCONSIN
SUPREME COURT

**STATE OF WISCONSIN
SUPREME COURT**

Case No. 2024AP330-OA

PLANNED PARENTHOOD OF WISCONSIN, on behalf of itself, its employees, and its patients; KATHY KING, M.D. and ALLISON LINTON, M.D., M.P.H., on behalf of themselves and their patients; and MARIA L., JENNIFER S., LESLIE K., and ANAIS L.,

Petitioners,

v.

JOEL URMANSKI, in his official capacity as District Attorney for Sheboygan County, Wisconsin; ISMAEL R. OZANNE, in his official capacity as District Attorney for Dane County, Wisconsin; JOHN T. CHISHOLM, in his official capacity as District Attorney for Milwaukee County, Wisconsin,

Respondents.

**STIPULATION TO ENTER ORDER TO PROCEED USING
PSEUDONYMS AND PROTECTIVE ORDER**

The parties to this action, by and through their respective counsel, stipulate and agree that the Court should permit the four individual petitioners to proceed in this litigation using pseudonyms and also that the Court should enter a protective order incorporating the following terms pursuant to Wis. Stat. §§ 801.21 and 807.05. The parties are contemporaneously filing an “explanation setting forth in detail why the

parties' agreement complies with existing law" in accordance with the Court's July 2, 2024 order.

Stipulated Terms

NOW THEREFORE IT IS HEREBY STIPULATED AND AGREED by the parties through their respective counsel that:

1. These terms have the following meanings:
 - a. "Attorneys" means counsel of record;
 - b. "Women Petitioners" means Petitioners who have been designated with the pseudonyms Maria L., Jennifer S., Leslie K., and Anais L. in the Petition to the Wisconsin Supreme Court to Take Jurisdiction of an Original Action, filed on February 22, 2024.
 - c. "Attorneys' Eyes Only Information" means any information that, either on its own or in combination with information that has been disclosed in the Women Petitioners' redacted affidavits filed on February 22, 2024, could reasonably be expected to identify any of the Women Petitioners. Attorneys' Eyes Only Information includes but is not limited to the Women Petitioners':
 - i. names;
 - ii. addresses;
 - iii. workplaces;
 - iv. counties of residence or employment;
 - v. phone numbers;
 - vi. email addresses;
 - vii. birth dates;
 - viii. and places of education.

2. Planned Parenthood of Wisconsin, Dr. Kathy King, and Dr. Allison Linton are proceeding without the use of pseudonyms. The request to proceed using pseudonyms applies only to the four individual Women Petitioners.
3. Petitioners' Attorneys will initially share with Respondents' Attorneys the names, addresses, and workplaces of the Women Petitioners. Petitioners' Attorneys will also share any Attorneys' Eyes Only Information that is subject to disclosure under the applicable rules of discovery upon receipt of a valid discovery request for such information. Petitioners' Attorneys shall mark any documents or communications containing Attorneys' Eyes Only Information by placing or affixing on documents or communications, in a manner that will not interfere with their legibility, the words "CONTAINS PROTECTED INFORMATION FOR ATTORNEYS' EYES ONLY - SEALED IN ACCORDANCE WITH THE PROTECTIVE ORDER."
4. All Attorneys' Eyes Only Information shall be used solely for the purpose of this action, and no person receiving such information shall, directly or indirectly, transfer, disclose, or communicate in any way the contents of the documents to any person other than those specified in paragraph 3, except that Attorneys' Eyes Only Information may also be disclosed to other attorneys in Respondents' Attorneys' offices and Respondents' Attorneys' office staff to facilitate this litigation on a need-to-know basis if those other attorneys and personnel have first been informed by counsel of the obligations imposed by these Stipulated Terms and are operating under the direct supervision of counsel. Disclosure may also be

- made to any staff or contractors of Respondents' Attorneys (such as IT personnel) who facilitate day-to-day operations of Respondents' Attorneys' offices. Disclosures of Attorneys' Eyes Only Information may also be made to any expert witness retained by Respondents' counsel under the conditions set forth in Paragraph 8 and to the Court under the conditions set forth in Paragraph 7.
5. Attorneys' Eyes Only Information shall not be disclosed to the individual Respondents.
 6. The parties' Attorneys agree to store, maintain, and transmit Attorneys' Eyes Only Information, whether in electronic, printed, or verbal form, in such a way as to minimize the possibility of unauthorized dissemination and use. If any Attorney has reason to believe that Attorneys' Eyes Only Information has been disclosed in a manner not authorized herein, the Attorney shall notify the Petitioners' Attorneys promptly of all pertinent facts relating to such disclosure and shall make every effort to prevent further disclosure.
 7. No Attorneys' Eyes Only Information shall be included in any document that is publicly filed in this litigation. All Attorneys' Eyes Only Information that is filed with the Court, and any pleadings, motions or other documents filed with the Court disclosing any Attorneys' Eyes Only Information, shall be filed and kept under seal until further order of the Court. Where possible, only the portions of filings containing Attorneys' Eyes Only Information shall be filed with the Court under seal or redacted as necessary.
 8. If the Court allows for discovery in this matter and if counsel for the Respondent(s) retains an expert witness and wishes to share Attorneys' Eyes Only Information with the expert witness, counsel

for the Respondent(s) will inform Petitioners' Attorneys in writing of their desire to share Attorneys' Eyes Only Information with the expert witness and shall provide Petitioners' Attorneys with a signed acknowledgement by the expert incorporating these stipulated terms.

- a. If Petitioners' Attorneys do not object in writing to counsel for the Respondent(s) within five business days after receiving such notice, counsel for the Respondent(s) may then share Attorneys Eyes Only Information with the expert witness. Such expert witnesses will be bound by the same terms as this agreement and the acknowledgment incorporating the terms of this agreement.
 - b. If Petitioners' Attorneys object to such disclosure, the parties shall meet and confer in good faith to resolve the dispute. If unable to resolve the dispute, counsel for the Respondent(s) may present the dispute to the Court for resolution. During the pendency of any such dispute, the Attorneys' Eyes Only Information shall not be shared with the expert.
9. Within 30 days of the termination of this action, Respondents' Attorneys shall either destroy or return to Petitioner's Attorneys all documents containing Attorneys' Eyes Only Information.

For the reasons set forth above and in the contemporaneously filed "explanation setting forth in detail why the parties' agreement complies with existing law", the parties seek the Court's approval of this Order incorporating these terms.

Dated this 16th day of July, 2024.

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