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NINETEENTH JUDICIAL DISTRICT COURT

PARISH OF EAST BATON ROUGE

STATE OF LOUISIANA

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19TH JUDICIAL COURT

COREY DELAHOUSAYE

* NUMBER: 646,126

VERSUS

* DIVISION: "II"

STATE OF LOUISIANA, THROUGH
THE OFFICE OF INSPECTOR
GENERAL, ET AL

* SECTION: 24

STATE
FILED

JOINT MOTION FOR STIPULATED PROTECTIVE ORDER

Defendants, Stephen Street, in his official capacity as State Inspector General and the Louisiana Office of Inspector General, Jessica McCrary Webb, and Greg Phares (collectively referred to as "OIG Defendants" or "OIG"), and Plaintiff, Corey Delahoussaye ("Plaintiff"), through undersigned counsel, represent that:

1.

Plaintiff has made discovery requests which require production of records and things related to the OIG's investigation of Corey Delahoussaye and C-Del, Inc., the vast majority of which are protected by privilege under Louisiana law, including but not limited to the OIG's investigative confidentiality under La. R.S. 49:220.25,¹ the deliberative process privilege and/or the work product privilege. The referenced records and things include, but are not limited to:

1. The OIG's investigative notes, internal action plans and/or other documents or materials generated (or obtained) by the OIG in furtherance of the investigation;
2. Search reports from restricted law enforcement and/or confidential databases;
3. Interview notes and/or recordings;
4. Subpoenaed records (from URS Corporation, Anytime Fitness, Spectrum Fitness, Greystone Golf & Country Club, Aesthetic Medicine and Anti-Aging Clinics of Louisiana);
5. OIG's findings submitted to the 21st J.D.C. District Attorney's Office;
6. Communications between the OIG and C-Del, Inc. employees/contractors and related documents and things;
7. Communications between the OIG and companies subject to subpoena and/or (informal) records requests, including Anytime Fitness, Spectrum Fitness, Greystone Golf & Country

¹ "Records prepared or obtained by the inspector general in connection with an investigation conducted by the inspector general shall be deemed confidential and protected from disclosure." La. R.S. 49:220.25 (emphasis added).

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Club, Aesthetic Medicine and Anti-Aging Clinics of Louisiana, URS Corporation, and Wholesale Signs and related documents and things; 11

8. Communications between the OIG and Stephen Soli (FBI) and related documents and things;
9. Communications between the OIG and Steven "Chilli" Monachello (OIG DHS) and related documents and things;
10. Communications between the OIG and the Governor's Office of Homeland Security & Emergency Preparedness (GOHSEP) and related documents and things;
11. Communications between the OIG and Federal Emergency Management Agency (FEMA) and related documents and things;
12. Communications between the OIG and Livingston Parish Council and related documents and things;
13. Communications between the OIG and the Louisiana Department of Environmental Quality (LDEQ) and related documents and things;
14. Internal OIG communications;
15. Communications between the OIG and Brian Wilson and/or other representatives of the Forensics Division of the A.G.'s office and related documents and things.

2.

Importantly, the parties are not intending, through this Motion, to disclose or seek disclosure of attorney-client communications and/or the work product of the OIG's lawyers and any other lawyers involved in the investigation or lawsuit. Those records are privileged and will not be disclosed.

3.

Given the volume of records requested by the Plaintiff and in furtherance of the litigation, the OIG Defendants are willing to produce the otherwise privileged and/or confidential records requested by Plaintiff, subject to this Stipulated Protective Order.

4.

Nothing in this Motion shall be construed as a waiver or attempt to waive any objections as to the admissibility of any evidence, including objections as to privileged or confidential records at trial.

5.

The OIG Defendants desire to cooperate with respect to the legitimate discovery interests of all parties to this litigation, but desire protection, within the context of this litigation, from

disclosure of privileged and confidential information to those outside the parameters of this litigation. The produced documents and things are intended to be used solely in furtherance of this litigation and for no other purpose; and the parties further agree to protect the confidentiality of those documents and things and the information contained therein from disclosure beyond this specific lawsuit.

6.

The parties agree that the protective order and the prohibitions contained therein shall be mutually binding on both parties. This Order, however, shall not apply to any documented information that can be documented as either: (a) being in the public domain at, or subsequent to, the time such portion was released to the public domain; (b) was rightfully in the possession of Plaintiff, or his assigns, free of any obligation of confidence at, or subsequent to, the time this order was entered.

7.

The personal information of third parties, including social security numbers, appearing on any records produced by the OIG Defendants shall be redacted prior to disclosure.

8.

Accordingly, because of the above representations, the parties move for the entry of the attached Stipulated Protective Order prohibiting the unauthorized disclosure of the documents and things produced in discovery by the OIG Defendants, as well as information contained therein, to non-litigants, subject to the terms outlined herein.

9.

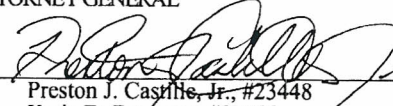
The OIG Defendants and Plaintiff show that counsel for the OIG Defendants and Plaintiff have consented to the entry of this Order, that the Order is necessary to protect the confidentiality of documents, things and information being produced in this matter, and that the entry of the Order will expedite discovery in this action.

10.

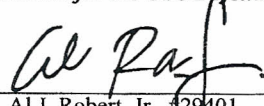
The parties reserve the right to seek a mutually agreeable amendment to the protective order during the course of this litigation, should the need for such an amendment arise.

Respectfully submitted,

JEFF LANDRY
ATTORNEY GENERAL

By 
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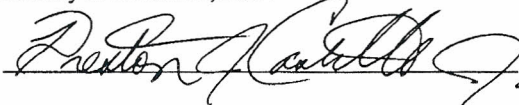
Counsel for Corey Delahoussaye

-CERTIFICATE-

I certify that a copy of the foregoing was this day either faxed, emailed, or mailed, postage prepaid, to the following:

Al J. Robert, Jr.
Law Office of Al J. Robert, Jr., LLC
757 St. Charles Avenue, Suite 301
New Orleans, LA 70130
Facsimile: 877-765-2529
Email: ajr@ajrobert.com

Baton Rouge, Louisiana, this ²⁹~~28~~th day of November, 2017.



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NINETEENTH JUDICIAL DISTRICT COURT

PARISH OF EAST BATON ROUGE

STATE OF LOUISIANA

COREY DELAHOUSAYE

* NUMBER: 646,126

VERSUS

* DIVISION: "II"

STATE OF LOUISIANA, THROUGH
THE OFFICE OF INSPECTOR
GENERAL, ET AL

* SECTION: 24

ORDER

The foregoing Joint Motion for Stipulated Protective Order considered:

IT IS ORDERED that evidence produced by the Defendants in response to Plaintiff, Corey Delahoussaye's discovery requests in the captioned case shall be subject to a protective order as follows:

- 1) The discovery materials subject to this Order, as outlined in the associated motion filed herewith, are to be used only as necessary to prepare, or assist, Plaintiff in prosecuting this case and for no other purpose and in connection with no other proceeding.
- 2) All information contained in those documents shall be disclosed only to the following:
 - Parties to this action, counsel of record for such parties, including their associates, clerks, secretarial, and stenographic personnel;
 - Qualified persons taking testimony involving such information and necessary stenographic and clerical personnel thereof;
 - Experts retained by any party, as well as their staffs who must be consulted by counsel for any party hereto;
 - Witnesses who may be called by either party.
- 3) The discovery materials and their contents, and any notes or other record of such materials or their contents should not be disclosed either directly or indirectly to any person or entity other than members of Plaintiff's legal team.
- 4) Such discovery materials should not be copied or reproduced except as necessary to provide copies of the material for use by an authorized member of Plaintiff's legal team to prepare or assist in his prima facie case, and all such copies and reproductions will be treated in the same manner as the original matter.
- 5) Plaintiff's counsel should inform Plaintiff and other members of Plaintiff's legal team of the provisions of the Protective Order, and direct them not to disclose or use any

information contained in the OIG Defendants' discovery materials in violation of the Protective Order.

- 6) If any of the documents subject to this order are filed in the record as evidence, they shall be filed under seal.
- 7) At the conclusion of this proceeding, all discovery material that includes any individually identifiable personal information shall be returned to the source from which it was originally obtained upon the request of the disclosing party.
- 8) All parties to this litigation will be bound by this Protective Order.
- 9) The parties may move for a mutually agreeable amendment to this protective order, should the need to do so arise.

THUS DONE AND SIGNED at Baton Rouge, Louisiana, this 5th day of December, 2017.

R. Michael Caldwell
JUDGE, 19TH JUDICIAL DISTRICT COURT

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Lynne Wood

I HEREBY CERTIFY THAT ON THIS DAY A COPY OF
THE WRITTEN REASONS FOR JUDGMENT/DISMISSAL/
JUDGMENT/ORDER WAS MAILED BY ME, WITH
SUFFICIENT POSTAGE AFFIXED TO: Preston Castille
DONE AND SIGNED ON 12-6-17 Al J. Roberts
Brenda Laik
DEPUTY CLERK OF COURT