

Gilden, Andrew

From: Worden, Katherine H.
Sent: Friday, January 25, 2008 3:01 PM
To: 'Muschenheim, Mark'; 'Ciappetta, Nicholas'
Cc: Vaccaro, Steve
Subject: 5BBC - Draft Confidentiality Order

Attachments: dpny-22646081-v2-Proposed Protective Order.DOC



dpny-22646081-v2-
Proposed Prot...

ark and Nick,

We have had an opportunity to review your proposed confidentiality order. While we are not opposed to a confidentiality order as a means of streamlining the process of designating certain documents as "confidential," we do not agree that such a designation should be a unilateral decision that puts the burden on the opposing party to challenge. This litigation touches on fundamental civil liberties and, as such, the public interest in freedom of information and transparency will outweigh the City's perceived need for confidentiality in many, likely most instances. We have put together a proposed order that we think better balances these competing interests. A draft is attached. We look forward to your comments.

Best regards,
Katherine

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