

**IN THE CIRCUIT COURT OF THE SECOND JUDICIAL CIRCUIT
IN AND FOR LEON COUNTY, FLORIDA**

**THE LEAGUE OF WOMEN VOTERS
OF FLORIDA, et al.,**

Plaintiff,

vs.

CASE NO.: 2012 CA 2842

KENNETH W. DETZNER, et al.,

Defendants.

ORDER ON BAINTER GROUP AND HEFFLEY GROUP'S MOTIONS TO QUASH

THIS CAUSE came before the Court following a hearing that took place on Thursday, June 18, 2015, regarding Richard Heffley, Richard Johnston, Marc Reichelderfer, Jim Rimes, Joel Springer, Frank Terraferma, and Andrew Wiggin's (hereinafter the "Heffley Group") Motion to Quash Subpoenas or Protective Order (filed 5/4/15), and Patrick Bainter, Michael Sheehan, Matthew Mitchell, Christie Jones, Stafford Jones, Barbara Martin, Delena May, and Henry Russell, III's (hereinafter the "Bainter Group" Motion to Quash Subpoenas or Protective Order (filed 5/22/15).

The Court, having heard from the parties and counsel present at the hearing and having considered their constitutional rights under both the United States Constitution and the Constitution of the State of Florida and otherwise being fully informed in the premises, it is hereby,

ORDERED AND ADJUDGED, that in attempting to balance the Defendants claims of an unconstitutional infringement of their right to privacy, their right of association, and their right to participate in the legislative process of this State with the Plaintiff's right to relevant information, the following Order, unless later modified, shall control the discovery proceedings in this case:

1. The discovery of non-parties in this case shall be governed by the decision in *Perry v. Schwarzenegger*, 591 F.3d 1147, 1160-1161 (9th Cir. 2010). To the extent that this Order grants discovery objected to by the Defendants, the Court finds that the information sought is highly relevant to the claims or defenses in the litigation; the request is carefully tailored to avoid unnecessary interference with protected activities; and the information is otherwise unavailable.
2. To the extent practicable, matters that were previously addressed and documents that have already been provided do not have to be provided a second time.
3. Documents requested in a *subpoena duces tecum* for the time period of January 1, 2010, through May 31, 2012, are required to be produced with the following exceptions:
 - a. Request for travel records are **DENIED** at this time subject to a specific request regarding specific times and specific individuals. Any travel records sought by the Plaintiffs must be deemed by this Court as highly relevant. If specific travel records are subsequently deemed highly relevant and they are required to be produced, they will still be protected by the "general

confidentiality agreement” and by such other confidentiality restrictions the court determines to be appropriate.

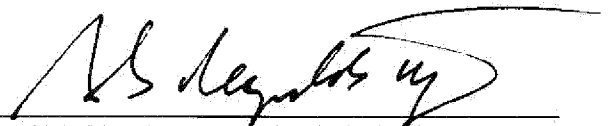
- b. Request for **compensation records** are **DENIED** at this time subject to a specific request regarding specific times and specific individuals. If specific compensation records are subsequently deemed highly relevant and they are required to be produced, they will still be protected by the “general confidentiality agreement” and by such other confidentiality restrictions the court determines to be appropriate.
- c. Request for **telephone records** are **DENIED** at this time subject to a specific request regarding specific times and specific individuals. Any telephone records sought by the Plaintiff must be deemed highly relevant by this Court. If specific telephone records are subsequently deemed highly relevant and they are required to be produced they will still be protected by the “general confidentiality agreement” and by such other confidentiality restrictions the court determines to be appropriate.

5. This limitation on the scope of the requested documents is without prejudice to the Plaintiffs to seek, at a later time, the production of additional documents as information about the case is further developed. The parties are encouraged to meet and discuss any other limitations that may narrow the scope of the document requests, and reduce the costs associated with responding thereto.

6. In all other respects the Motions to Quash filed by the individual persons listed as either a member of the Heffley Group or a member of the the Bainter Group are denied and those individuals are ordered to comply with the terms of this Order within fifteen (15) days.

DONE AND ORDERED in Chambers, Tallahassee, Leon County, Florida, this

26 day of June, 2015.



GEORGE S. REYNOLDS, III.
Circuit Judge

Copies furnished to all counsel through e-portal.