

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

RENE ROMO, et al.,)
)
 Plaintiffs,)
)
 v.)
)
 KEN DETZNER and PAM BONDI,)
)
 Defendants.)
)
 THE LEAGUE OF WOMEN VOTERS)
 OF FLORIDA, et al.,)
)
 Plaintiffs,)
)
 v.)
)
 KEN DETZNER, et al.,)
)
 Defendants.)
)
 _____)

CASE NO. 2012-CA-00412

CASE NO. 2012-CA-00490

FILED
 2013 MAY 31 P 3:03
 C-04
 BOB INZER
 CLERK CIRCUIT COURT
 LEON COUNTY, FLORIDA

**ORDER ON COALITION PLAINTIFFS' MOTION FOR CONTEMPT AND
SANCTIONS AGAINST NON-PARTIES PAT BAINTER, MATT MITCHELL,
MICHAEL SHEEHAN, AND DATA TARGETING, INC., AND ON NON-PARTIES'
MOTION FOR ORDER REQUIRING CONFIDENTIALITY OF PRODUCTION AND
REQUIRING PLAINTIFFS TO SUBMIT MONETARY DEPOSIT FOR COSTS OF
PRODUCTION TO REGISTRY OF COURT**

THIS CAUSE came before the Court on the Coalition Plaintiffs' Motion for Contempt and Sanctions Against Non-Parties Pat Bainter, Matt Mitchell, Michael Sheehan, and Data Targeting, Inc., and on the Non-Parties' Motion for Order Requiring Confidentiality of Production and Requiring Plaintiffs to Submit Monetary Deposit for Costs of Production to Registry of Court. Having considered the motions, and having heard argument of counsel during the May 28, 2013 hearing, and being otherwise fully advised in the premises, it is hereby ORDERED AND ADJUDGED as follows:

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1. The Coalition Plaintiffs' Motion for Contempt and Sanctions Against Non-Parties Pat Bainter, Matt Mitchell, Michael Sheehan, and Data Targeting, Inc. is GRANTED IN PART as follows:

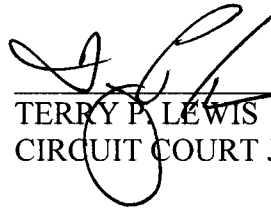
- a. Non-Parties Pat Bainter, Matt Mitchell, Michael Sheehan, and Data Targeting, Inc. are hereby found to be in contempt of this Court's April 18, 2013 Order Denying Non-Parties' Motion for Stay of Production of Non-Legislative Communication Pending Decision on Petition for Writ of Certiorari;
- b. Non-Parties Pat Bainter, Matt Mitchell, Michael Sheehan, and Data Targeting, Inc. shall complete their production of documents in response to the Coalition Plaintiffs' subpoenas on or before 5:00 p.m. on May 29, 2013. All documents for which the Non-Parties are neither asserting a claim of privilege nor confidentiality shall be produced directly to Coalition Plaintiffs' counsel. All documents for which the Non-Parties are asserting a claim of privilege or confidentiality shall be produced in-camera to Judge Lewis, along with a log identifying each document produced in-camera to Judge Lewis. The log shall identify each document by type, who prepared the document, with whom each document was shared, and, for each document, the log shall specify the alleged privilege or basis for confidentiality. The log shall be served on Coalition Plaintiffs' counsel simultaneously with its delivery to the Court;
- c. If the Non-Parties do not comply fully with sub-paragraph (b) above, the Court shall impose a daily monetary fine against Non-Parties Pat Bainter, Matt Mitchell, Michael Sheehan, and Data Targeting, Inc.; and
- d. The Coalition Plaintiffs are hereby awarded their reasonable expenses, including attorneys' fees, incurred in obtaining the document discovery

discussed above from Non-Parties Pat Bainter, Matt Mitchell, Michael Sheehan, and Data Targeting, Inc. The Court reserves judgment as to the amount of the Coalition Plaintiffs' reasonable expenses and encourages the parties to resolve the matter by agreement.

2. The Non-Parties' Motion for Order Requiring Confidentiality of Production and Requiring Plaintiffs to Submit Monetary Deposit for Costs of Production to Registry of Court is GRANTED IN PART and DENIED IN PART as follows:

- a. The Court reserves ruling on the confidentiality or privilege of any documents pending the completion of its in-camera review as set forth in paragraph 1(b) above;
- b. The request that Plaintiffs submit a monetary deposit for costs of production to the Registry of the Court is DENIED.

DONE AND ORDERED in Chambers in Tallahassee, Leon County, Florida, this 3rd
day of May, 2013.


TERRY P. LEWIS
CIRCUIT COURT JUDGE

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