

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

RENE ROMO, ET AL.

PLAINTIFFS,

VS.

KEN DETZNER AND PAM BONDI,

DEFENDANTS.

CASE No.: 2012-CA-00412

THE LEAGUE OF WOMEN VOTERS OF FLORIDA,
ET AL.,

PLAINTIFFS,

VS.

KEN DETZNER, ET AL.,

DEFENDANTS.

CASE No.: 2012-CA-00490

**SECOND ORDER ON SPECIAL MASTER'S REPORT DATED SEPTEMBER 14, 2013
REGARDING NON-PARTIES' PAT BAINTEK, MATT MITCHELL,
MICHAEL SHEEHAN AND DATA TARGETING, INC.**

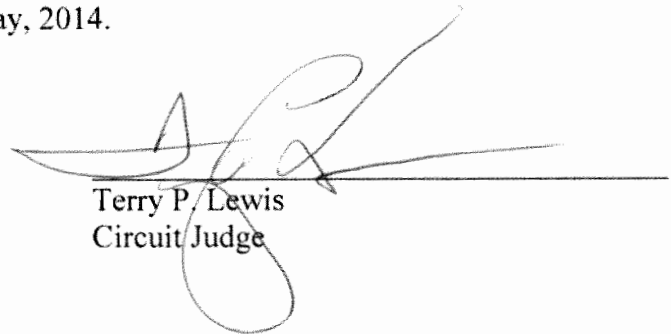
THIS MATTER, having come before the Court on Coalition Plaintiffs' Exceptions to September 14, 2013 Report of Special Master dated November 5, 2013 and on the Court's Order on Special Master's Reports dated March 20, 2014, and the Court, having performed a review *in camera* of the privileged documents bates labeled DATAT CONF 00001-01833 submitted by Non-Parties' Pat Bainter, Matt Mitchell, Michael Sheehan and Data Targeting, Inc. (the "Data Targeting Documents"), having reviewed the parties' submissions, and otherwise being fully advised in the premises, hereby:

ORDERS AND ADJUDGES:

1. The Court has completed its review *in camera* of the Data Targeting Documents and performed the balancing test required under the second prong of the *Perry v. Schwarzenegger*, 591 F.3d 1147 (9th Cir. 2010) analysis to determine whether the associational privilege of the Data Targeting Documents should yield. The Court has also considered Non-Parties' assertion of trade secret protection. Based on the Court's review, balancing and analysis, the Court finds that the associational privilege of certain of the Data Targeting Documents should yield and shall be produced to Coalition Plaintiffs as provided below.
2. Accordingly, and as announced in open court at the hearing on April 29, 2014, Non-Parties shall produce to counsel for Coalition Plaintiffs by 5:00 p.m. on Friday, May 2, 2104, the following Data Targeting Documents bearing bates labels: DATAT CONF 00001-00007; 00009-00016; 00034; 00035-00055; 00061-00072; 00078; 00094; 00105-00124; 00139-00156; 00201-00214; 000231-00283; 00287-00321; 01111-01115; 01129-01158; 01249; 01250; 01257-01271; 01301-01319; 01321-01339; 01349-01358; 01383-01403; 01428-01452; 01453-01497; 01536-01542; 01548; 01561-01633; 01641; 01673-01676; 01697-01728; 01749-01757; 01761-01784; 01817-01820; and 01833 (collectively, the "Produced Data Targeting Documents").
3. The Produced Data Targeting Documents are designated confidential, meaning that only Counsel for the Coalition Plaintiffs and their staff, and Coalition Plaintiffs' retained expert, may have access to and review the Produced Data Targeting Documents. Counsel for Coalition Plaintiffs, their staff and expert(s),

shall not share the Produced Data Targeting Documents or the information contained therein in any way with Coalition Plaintiffs or any other person or party. The Court will provide further guidance to the parties and Non-Parties regarding how any of the privileged Produced Data Targeting Documents may be used at the trial in this case at the pre-trial conference scheduled for Friday, May 9, 2014 at 9:00 am.

DONE AND ORDERED this 2 day of May, 2014.



Terry P. Lewis
Circuit Judge

Copies to all counsel of record