

**IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
MIAMI DIVISION**

CUBANOS PA'LANTE, et al.,

Plaintiffs,

v.

Case No: 1:24-cv-21983-JB

FLORIDA HOUSE OF
REPRESENTATIVES, et al.,

Defendants.

FLORIDA SENATE'S CATEGORICAL PRIVILEGE LOG

Pursuant to Federal Rule of Civil Procedure 26(b)(5)(A), the Florida Senate hereby serves its categorical¹ privilege log for the information withheld from its production of documents (BATES numbered SEN-CP000001 through SEN-CP002946) in response to Plaintiff CubanOs Pa'lante's Subpoena to Produce Documents, Information, or Objects or to Permit Inspection of Premises in a Civil Action, dated July 11, 2024, as follows:

Date Range	Document(s)	Sender(s) Recipient(s)	Category Description	Privilege(s) Asserted
February 2021-March 2021	Communications (including attachments or enclosures, where applicable)	<u>Attorneys (and attorney staff):</u> Jason Rojas Client: The Florida Senate	Communications with counsel and legislative staff regarding the exchange of written draft materials to be	Attorney-client Legislative

¹ A categorical privilege log is appropriate because the asserted privileges are not document-specific, but category specific and "the categories of information are sufficiently articulated to permit the opposing party to assess the claims of privilege or work product protection." *Teledyne Instruments, Inc. v. Cairns*, No. 6:12-cv-854-Orl-28TBS, 2013 WL 5781274, at *16 (M.D. Fla. Oct. 25, 2013); *see also United States v. Physician Ps., LLC*, No. 8:19-CV-1236-KKM-SPF, 2024 WL 2846007, at *3 (M.D. Fla. June 5, 2024) (citing *Teledyne*, 2013 WL 5781274, at *16; *United States v. Gericare Med. Supply Inc.*, No. Civ.A.99-0366-CB-L, 2000 WL 33156442, at *4 (S.D. Ala. Dec. 11, 2000); and Fed. R. Civ. P. 26, 1993 advisory committee note).

		Jay Ferrin Claudia Vaccaro Justin Eichermuller Le Yen	published on the Florida Senate's website.	
June 2021	Communications (including attachments or enclosures, where applicable)	<u>Attorneys (and attorney staff):</u> Jason Rojas Client: The Florida Senate Katherine Betta Kathy Mears	Communications with counsel containing attorney work product and pertaining to legal services, legal advice, and mental impressions of counsel.	Attorney-client Work Product Legislative
June 2021-August 2021	Communications (including attachments or enclosures, where applicable)	<u>Legislative staff:</u> Jay Ferrin Megan Magnole Leda Kelly Karen Dearden Sam Wagoner	Communications with legislative staff regarding the exchange of draft legislative materials	Legislative
August 2021	Communications (including attachments or enclosures, where applicable)	<u>Attorneys (and attorney staff):</u> Jason Rojas Client: The Florida Senate Jay Ferrin Megan Magnole	Communications with counsel involving the exchange of written draft materials to be published on the Florida Senate's website containing attorney work product and pertaining to legal services and legal advice.	Attorney-client Work Product Legislative
September 2021-November 2021	Communications (including attachments or enclosures, where applicable)	<u>Attorneys (and attorney staff):</u> Jason Rojas Daniel Nordby Client: The Florida Senate Jay Ferrin	Communications with counsel involving the exchange of draft legislative presentation materials containing attorney work product and pertaining to legal services and legal advice.	Attorney-client Work Product Legislative

December 2021	Communications (including attachments or enclosures, where applicable)	<u>Attorneys (and attorney staff):</u> Jason Rojas Jeremiah Hawkes Daniel Nordby Client: The Florida Senate Katherine Betta	Communications with counsel and legislative staff involving the exchange of draft correspondence containing attorney work product and pertaining to legal services and legal advice.	Attorney-client Work Product Legislative
January 2022	Communications (including attachments or enclosures, where applicable)	<u>Legislative staff:</u> Dana Ivey Sue Arnold Tamra Redig	Communications with legislative staff regarding the exchange of draft legislative analyses.	Legislative
January 2022	Communications (including attachments or enclosures, where applicable)	<u>Attorneys (and attorney staff):</u> Jason Rojas Daniel Nordby Client: The Florida Senate Jay Ferrin Justin Eichermuller	Communications with counsel and legislative staff containing attorney work product and pertaining to legal services and legal advice.	Attorney-client Work Product Legislative
April 2022	Communications (including attachments or enclosures, where applicable)	<u>Attorneys (and attorney staff):</u> James Rhea John Seay	Communications with attorney staff involving the exchange of draft legislation.	Work Product Legislative
April 2022	Communications (including attachments or enclosures, where applicable)	<u>Attorneys (and attorney staff):</u> Jason Rojas James Rhea <u>Client:</u> The Florida Senate Jay Ferrin Andrew Mackintosh Tom Hamby	Communications with counsel and legislative staff involving the exchange of draft legislation.	Attorney-client Work Product Legislative
April 2022	Communications (including attachments or enclosures, where applicable)	<u>Attorneys (and attorney staff):</u> Jason Rojas Daniel Nordby	Communications with counsel and legislative staff pertaining to legal	Attorney-client Legislative

	enclosures, where applicable)	<u>Client:</u> The Florida Senate Jay Ferrin	services and legal advice.	
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Dated: October 4, 2024

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on October 4, 2024, I served this document by electronic mail on:

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Attorney