



STATE OF OKLAHOMA
IN THE DISTRICT COURT OF CLEVELAND COUNTY } S.S.
CLEVELAND COUNTY }

STATE OF OKLAHOMA

FILED

FEB 21 2023

THE SUSTAINABLE JOURNALISM FOUNDATION)
d/b/a NONDOC MEDIA and)
WILLIAM W. SAVAGE III,)
Plaintiff,)
v.)
STATE OF OKLAHOMA, *ex rel.* BOARD OF)
REGENTS OF THE UNIVERSITY OF OKLAHOMA,)
Defendant.)

In the office of the
Court Clerk MARILYN WILLIAMS

CV-2021-1770 LW

SUMMARY ORDER

On this 21st day of February, 2023, this matter came on for hearing of Defendant's Defendant's Motion for Expedited Hearing, Defendant's Motion for Protective Order Related to the Deposition of James Gallogly and Defendant's Motion to Strike Plaintiffs' Letter Filed February 9, 2023. The parties appear by counsel and announce the following agreements:

1. Plaintiff agrees to strike the deposition of James Gallogly to be reset following the resolution of pending discovery issues. Plaintiff agrees to file a response to Defendant's motion by February 28, 2023. Based upon that agreement, Defendant's Motion for an Expedited Hearing regarding the Motion to Quash is moot;
2. Plaintiff agrees to withdraw the letter filed of record February 9, 2023 and agrees to strike the same from the record; and,
3. The hearing of the Motion for Protective Order set this date shall be reset as set forth below and today's date shall be utilized as a status and scheduling conference.

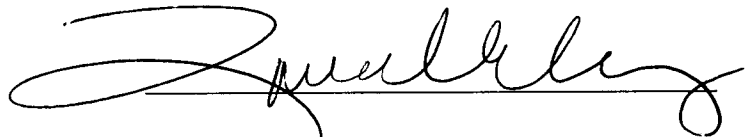
Upon review of the pleadings filed herein, this Court finds the following matters at issue:

1. Plaintiff's Motion to Compel Discovery;
2. Plaintiff's Motion to Reconsider (relating to the Order allowing Defendant to file exhibits under seal); and,
3. Defendant's Motion for Protective (herein referred to as Defendant's First Motion for Protective Order) relating to the request for a Protective Order to prohibit the publication of discovery and/or other protected information).

Based upon the agreements of the parties and the briefs submitted herein, this Court finds and Orders as follows:

1. Plaintiff shall file a response to Defendant's Second Motion for Protective Order as it Relates to the Deposition of James Gallogly by February 28, 2023. Defendant is allowed fifteen (15) days to file a Reply, if desired.
2. The Court shall rule on Defendant's Second Motion for Protective Order on the briefs submitted by March 30, 2023 following the submission of Plaintiff's Response and Defendant's Reply (if any). The Motion for Expedited Hearing and Motion to Quash are therefore rendered moot.
3. Plaintiff's letter filed February 9, 2023 is hereby stricken from the record.
4. Plaintiff's Motion to Compel Discovery is sustained in part. Defendant's shall respond to the discovery requests and produce such documents which are not privileged subject to a Protective Order as set forth below. Documents which Defendant claims are privileged shall be designated as such in a privilege log as required by statute. Responses shall be due within twenty (20) days from the entry of the Protective Order, if not already provided.
5. Defendant's First Motion for Protective Order is sustained. Discovery responses and claimed privilege matters shall be subject to a Protective Order prohibiting third party dissemination unless otherwise ordered by the Court. The parties shall work together to draft the appropriate Protective Order and present the same to the Court.
6. If the parties are unable to agree upon the Protective Order language and/or if there are disputes as to claimed privilege or other objections to discovery requests, the same shall be presented to a Special Master to be appointed.
7. Plaintiff's Motion to Reconsider is overruled. Said matters shall remain sealed subject to the Order of Release previously issued until further order of this Court.
8. Due to the timing required by the orders above, Plaintiff is granted an additional 30 days from the original response date to file a Response to Defendant's Motion for Summary. Furthermore, upon request, Plaintiff may supplement their Response, if necessary, based upon this Court's ruling on Defendant's Second Motion for Protective Order. Defendant may file a Reply to Plaintiff's Response within fifteen (15) days of Plaintiff's Response, if desired. Either party may request an extension of their responses times and the same shall be granted if good cause is shown. Said requests shall be made by a timely motion.
9. Defendant's Motion for Summary Judgement is set for hearing on the 3rd day of May, 2023 at 11:00 a.m. Should the Court rule on the briefs submitted, counsel shall be notified prior to that date and shall be provided a copy of the ruling, if any is issued prior to the hearing date.
10. Amended Release Order entered by agreement this date.
11. Agreed Orders re: letters entered by agreement this date.

IT IS SO ORDERED this 21st day of February, 2023!



LORI M. WALKLEY

JUDGE OF THE DISTRICT COURT