



IN THE DISTRICT COURT OF CLEVELAND COUNTY

STATE OF OKLAHOMA

THE SUSTAINABLE JOURNALISM FOUNDATION)

d/b/a NONDOC MEDIA and)

WILLIAM W. SAVAGE III, STATE OF OKLAHOMA } S.S.
CLEVELAND COUNTY }

Plaintiff, FILED

v. MAR 31 2023 CV-2021-1770 LW

STATE OF OKLAHOMA, ex rel. BOARD OF)

REGENTS OF THE UNIVERSITY OF OKLAHOMA, In the office of the
Court Clerk MARILYN WILLIAMS

Defendant.)

SUMMARY ORDER

On this 31st day of March, 2023, this matter came on for ruling on the briefs submitted regarding Defendant's Motion to Quash the Deposition of James Gallogly. Upon review of the authority submitted, this Court finds and Orders:

1. The information sought from the deposition of James Gallogly related to the *Jones-Day Report* is privileged. That privilege belongs to the University solely and cannot be waived by James Gallogly. The University declines to waive the privilege and therefore any information obtained by James Gallogly through his receipt of the *Jones-Day Report* in his capacity as President of the University cannot be produced through testimony of Gallogly.
2. Plaintiffs may utilize the procedures in 12 O.S. §3230(5) in order to obtain or attempt to obtain the information sought in this matter.
3. Based thereon, Defendant's Motion to Quash is SUSTAINED.
4. Plaintiffs' request to extend their response time to Defendant's Motion for Summary Judgment is granted in part. Plaintiff is granted until May 15, 2023 to file a responsive pleading. Defendant may file a Reply thereafter if desired. The hearing on Defendant's Motion for Summary Judgment currently set May 3, 2023 is stricken and reset to June 26, 2023 at 2:00 p.m. The Court may exercise its discretion to rule on the briefs submitted prior to the June 26, 2023 hearing once all briefing is completed and if said discretion is used, counsel shall be notified of the ruling prior to the hearing date.
5. The Clerk shall mail a certified copy of this Order to all counsel of record.

IT IS SO ORDERED this 31st day of March, 2023!

LORI M. WALKLEY

JUDGE OF THE DISTRICT COURT