

03cv17000zan-ord(OtherClaimsProto).wpd

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION**

IN RE: WELDING FUME PRODUCTS :
LIABILITY LITIGATION : **Case No. 1:03-CV-17000**
: **(MDL Docket No. 1535)**
:
: **JUDGE O'MALLEY**
:
: **PROTECTIVE ORDER**

In its “*Other Claims Order*” (docket no. 1729), this Court required defendants to produce in discovery, among other things, all documents relating to “actual or threatened lawsuits” where a plaintiff claimed “that the use of welding consumables caused any type of neurological injury.” Defendants have noted, however, that some of these documents – in particular, settlement documents and certain medical and employment records – contain confidential or private information. Defendants ask the Court to protect these “Confidential Other-Claims Documents” from unnecessary disclosure.

Although the Court’s “*Confidentiality and Protective Order*” (docket no. 131) is directed primarily at discovery of trade secret and other proprietary business records, Section III of that Order states: “If any party believes that a document or information . . . should be considered ‘Confidential Information’, the party may apply to this Court for an appropriate order.”

Accordingly, the Court hereby **ORDERS** that: (1) defendants may designate any “Confidential Other-Claims Documents” as “Confidential Information,” pursuant to Section III of the *Confidentiality and Protective Order*; and (2) all relevant provisions of the *Confidentiality and*

Protective Order shall apply to such documents.

IT IS SO ORDERED.

/s/ Kathleen M. O'Malley
KATHLEEN McDONALD O'MALLEY
UNITED STATES DISTRICT JUDGE

DATED:
August 16, 2006