

CAUSE NO. 48292

RENE FFRENCH, JOHN RICHARD	§	IN THE DISTRICT COURT
DIAL, AND STUART BRUCE SORGEN,	§	
INDIVIDUALLY AND AS	§	
REPRESENTATIVES FOR	§	
WINDERMERE OAKS WATER SUPPLY	§	
CORPORATION	§	
INTERVENOR PLAINTIFFS	§	
v.	§	33RD JUDICIAL DISTRICT
FRIENDSHIP HOMES & HANGARS,	§	
LLC, WINDERMERE OAKS WATER	§	
SUPPLY CORPORATION, AND ITS	§	
DIRECTORS WILLIAM EARNEST,	§	
THOMAS MICHAEL MADDEN, DANA	§	
MARTIN, ROBERT MEBANE, PATRICK	§	
MULLIGAN, JOE GIMENEZ, MIKE	§	
NELSON, AND DOROTHY TAYLOR,	§	
DEFENDANTS	§	BURNET COUNTY, TEXAS

PROTECTIVE ORDER

Having come before the Court by motion of Defendants Windermere Oaks Water Supply Corporation Directors William Earnest, Thomas Michael Madden, Dana Martin, Robert Mebane, Patrick Mulligan, Joe Gimenez, Mike Nelson, and Dorothy Taylor ("Director Defendants"), the Court finds that good cause exists for the entry of this Protective Order governing the use of deposition videos in this case. Plaintiffs Rene Ffrench, John Richard Dial, and Stuart Bruce Sorgen (collectively, "Plaintiffs"), either directly or by proxy, have posted deposition videos of the Director Defendants on public internet sites and social media in this case, without their consent. These postings have led to the Director Defendants being harassed and even threatened with bodily harm. This Protective Order strikes an appropriate balance between, on the one hand, the Defendant Directors' need for protection from abuse and harassment in the discovery process, and,

on the other hand, any need of the Parties to share discovery materials with members of the Windermere Oaks Water Supply Corporation.

Accordingly, **IT IS HEREBY ORDERED** that the Director Defendants' Motion for Protective Order is GRANTED and all Parties in this case are proscribed from posting on internet or social media sites viewable by the general public, including on YouTube channels viewable by the general public, any video of a party's deposition testimony. ~~If any portion of a video of deposition testimony of a Party to this case is posted on internet or social media sites viewable by the general public, including on YouTube channels viewable by the general public, it shall be presumed that the opposing Party posted the information.~~ Additionally, if any Party distributes deposition testimony (including video) to a non-Party in this case, the Party may only distribute the testimony unaltered and in full. Any videotape of a deposition of a Party in this case that is currently posted on an internet or social media site viewable by the general public must be removed. Nothing in this Order precludes a party from sharing deposition videos with members of the WOWSC by other means, such as a private You Tube posting, Google Drive, or similar mechanism.

The Parties may agree, under Rule 11, Texas Rules of Civil Procedure, to modify the terms of this Protective Order.

Signed this 17th day of August, 2020.



THE HONORABLE MARGARET MIRABAL
DISTRICT COURT JUDGE PRESIDING