

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION

DARCY CORBITT, *et al.*,)
)
 Plaintiffs,)
)
 v.) CASE NO. 2:18-cv-91-MHT-GMB
)
 HAL TAYLOR, *et al.*,)
)
 Defendants.)

PROPOSED QUALIFIED HIPAA PROTECTIVE ORDER

During the course of discovery, the defendants produced documents relating to non-parties' requests to change the sex designation on their Alabama driver licenses and received plaintiffs' discovery responses and deposition testimony. These documents contain references to non-parties and plaintiffs' medical conditions.¹ Defendants now anticipate submitting redacted copies of these documents. Defendants have requested the entry of a qualified HIPAA protective order authorizing the disclosure of information that might constitute protected health information for the purpose of litigating the claims and defenses in this lawsuit. *See* 45 C.F.R. 164.512(e)(1)(i); *Id.* 164.512(e)(1)(v). Plaintiffs do not oppose this limited order.

This order authorizes Defendants to submit the redacted information to the Court under seal. This order is intended to authorize such disclosures under the privacy regulations issued pursuant to HIPAA. 45 C.F.R. § 164.512(e)(1)(i). The parties are **EXPRESSLY PROHIBITED** from using or disclosing the protected health information submitted pursuant to this order for any purpose other than this action. Further, the parties are **ORDERED** to destroy the protected health

¹ The parties anticipate taking the additional measure of filing a joint motion for leave to file the non-parties' license change requests under seal so as to avoid any potential disclosure of a non-party's identity from the redacted documents.

information (including all copies made), immediately upon conclusion of this action. *See* 45 C.F.R. §§ 163.502(b); 164.512(e)(1)(v).

DONE this 14th day of January, 2019.

A handwritten signature in black ink, appearing to read 'G3' with a flourish extending to the right.

GRAY M. BORDEN
UNITED STATES MAGISTRATE JUDGE