

IN THE STATE COURT OF COBB COUNTY
STATE OF GEORGIA

RUSSEL BAKER and
BETH BAKER,

Plaintiffs,

v.

WELLSTAR HEALTH SYSTEM, INC.,
Individually and d/b/a
WELLSTAR KENNESTONE HOSPITAL,

Defendant.

CIVIL ACTION
FILE NO. 09-A5169-6

09 JUL -7 PM 2:36
CLERK OF COURT
STATE COURT CLERK-02
COBB COUNTY, GA
COURT HOUSE

QUALIFIED PROTECTIVE ORDER

WHEREAS, this matter comes before the Court on Defendant's Motion for a Qualified Protective Order;

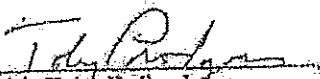
WHEREAS, this Court has considered Defendant's Motion, all responsive pleadings, and all matters of record;

IT IS HEREBY ORDERED that Defendant's counsel is hereby permitted to engage in *ex parte* communications with Russel Baker's treating physicians and other healthcare providers. This Court notes, however, that the Plaintiff's treating physicians and other healthcare providers are not required to engage in *ex parte* communications with Defendant's counsel, but they may do so at their own choosing. Plaintiff's treating physicians and other healthcare providers may discuss Plaintiff's medical conditions and any past, present, or future care and treatment with Defendant's counsel.

IT IS FURTHER ORDERED that Defendant's counsel are forbidden from using or disclosing Plaintiff's protected health information for any purpose other than this litigation.

IT IS FURTHER ORDERED that Defendant's counsel shall return any protected health information to the physicians and other healthcare providers or destroy the protected health information, including all copies made, at the end of this litigation.

SO ORDERED this 7th day of JULY, 2009.


Honorable Toby B. Producers
Judge, State Court of Cobb County