

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MINNESOTA**

IN RE: WHOLESALE GROCERY PRODUCTS ANTITRUST LITIGATION	Civil Action No. 09-md-02090 ADM/AJB MDL No. 2090  <b>PROTECTIVE ORDER REGARDING EXPERT DISCOVERY</b>
THIS DOCUMENT RELATES TO:  ALL ACTIONS	

Having reviewed the parties' Stipulation Regarding Expert Discovery (filed with the Court on August 23, 2010, Dkt. No. 71), the Court hereby

ORDERS that the following categories of data, information, or documents need not be disclosed by any party or person, and are outside the scope of permissible discovery (including but not limited to deposition questions and the disclosures required by Fed. R. Civ. P. 26(a)(2)):

- (a) written or oral communications, in connection with the above-captioned litigation (the "Litigation), among and between (i) counsel and expert witnesses or consultants; (ii) expert witnesses and other expert witnesses or consultants; and/or (iii) expert witnesses and their respective staffs, except for communications specifically relied

upon by a testifying expert as a basis for any of his or her opinions or reports;

- (b) any notes or other writings taken or prepared, in connection with the Litigation, by or for an expert or consultant, except any notes or writings specifically relied upon by a testifying expert as a basis for any of his or her opinions or reports; and
- (c) drafts of expert reports and/or expert affidavits submitted in this Litigation, including any comments contained within such draft reports or affidavits.

**SO ORDERED.**

**Dated: August 25, 2010**

**s/Ann D. Montgomery**

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**ANN D. MONTGOMERY  
UNITED STATES DISTRICT JUDGE**