

EXHIBIT A

REDACTED VERSION OF DOCUMENT(S) SOUGHT TO BE SEALED

1 RACHEL S. BRASS, SBN 219301
rbrass@gibsondunn.com
2 DANIEL M. BRUGGEBREW, SBN 307037
dbruggebrew@gibsondunn.com
3 GIBSON, DUNN & CRUTCHER LLP
555 Mission Street, Suite 3000
4 San Francisco, CA 94105-0921
Telephone: 415.393.8200
5 Facsimile: 415.393.8306

6 CATHERINE A. CONWAY, SBN 98366
cconway@gibsondunn.com
7 MICHELE L. MARYOTT, SBN 191993
mmaryott@gibsondunn.com
8 GIBSON, DUNN & CRUTCHER LLP
333 South Grand Avenue
9 Los Angeles, CA 90071-3197
Telephone: 213.229.7000
10 Facsimile: 213.229.7520

11 AMANDA C. MACHIN, *admitted pro hac vice*
amachin@gibsondunn.com
12 GIBSON, DUNN & CRUTCHER LLP
1050 Connecticut Avenue N.W.
13 Washington, D.C. 20036-5306
Telephone: 202.955.8500
14 Facsimile: 202.467.0539

15 *Attorneys for Defendant*

16 UNITED STATES DISTRICT COURT
17 NORTHERN DISTRICT OF CALIFORNIA
18 SAN FRANCISCO DIVISION

19 JANE DOE 1, et al.,
20 Plaintiffs,
21 v.
22 MORRISON & FOERSTER LLP,
23 Defendant.

CASE NO. 3:18-cv-02542-JSC
**ATTACHMENT A TO SUBPOENA TO
PRODUCE DOCUMENTS, INFORMATION,
OR OBJECTS OR TO PERMIT
INSPECTION OF PREMISES IN A
CIVIL ACTION TO** [REDACTED]

Judge: Hon. Jacqueline Scott Corley
Action Filed: April 30, 2018

DEFINITIONS

Unless a contrary meaning appears in context, the following definitions apply:

1. “DEFENDANT” means Morrison & Foerster LLP.

2. “PLAINTIFF” means [REDACTED]

3. “YOU” and “YOUR” mean the entity responding to this subpoena and its partners, employees, officers, directors, agents, attorneys, affiliates, subsidiaries, joint ventures, successors, predecessors, or any person acting on behalf of the entity.

4. “DOCUMENT” and “DOCUMENTS” mean all documents, writings, electronically stored information, or things within the scope of Rule 34 of the Federal Rules of Civil Procedure, including notes, correspondence, messages, minutes, memoranda, reports, communications, letters, photographs, images, models, telegrams, microfilm, data, data compilations, calendars, appointment books, diaries, drafts (whether used or not), electronic media, facsimiles, text files, charts, maps, web postings, web pages, ledgers, sound or image recordings, computer discs, computer printouts, electronic mail, or any other form of “writing” as defined in Rule 1001 of the Federal Rules of Evidence. The words “DOCUMENT” and “DOCUMENTS” further include all copies where the copy is not identical to the original.

5. “COMMUNICATIONS” means every manner of written, recorded, or transcribed transmission or communication, including letters, reports, notes, telegrams, telex, facsimiles, voicemails, web postings, text messages, electronic mail, social media, and any other written memorandum of oral communications.

6. Except as specifically provided, words imparting the singular shall include the plural and vice versa, and words imparting the present tense shall include the past and future tenses and vice versa, as necessary to make the request inclusive rather than exclusive; the words “ALL,” “ANY,” “EACH,” “AND,” and “OR” shall be construed conjunctively or disjunctively as necessary to make the Requests inclusive rather than exclusive; and the word “including” means “including without limitation.”

7. “RELATING TO” means directly or indirectly mentioning, describing, pertaining to, concerning, embodying, constituting, supporting, corroborating, proving, evidencing, showing,

1 refuting, disputing, rebutting, contradicting, controverting, being connected with, or reflecting upon
2 the subject matter of the specific Request.

3 **INSTRUCTIONS**

4 1. YOU shall produce ALL DOCUMENTS in YOUR possession, custody, or control that
5 are described in the Requests set forth below. Such DOCUMENTS shall be produced in the manner
6 maintained by YOU in the ordinary course of business.

7 2. DOCUMENTS attached to each other should not be separated.

8 3. DOCUMENTS that are stored electronically or in machine-readable form should be
9 produced in electronic form with sufficient information to allow counsel to readily access or read such
10 data or DOCUMENTS.

11 4. In accordance with Rule 45(e)(2) of the Federal Rules of Civil Procedure, if any
12 DOCUMENT responsive to these Requests is withheld based upon a claim that it is privileged or
13 subject to protection as trial-preparation material, state separately for each such DOCUMENT, in
14 addition to any other information requested: (a) the nature of the privilege or protection claimed; (b)
15 the DOCUMENT's date; (c) its author; (d) its address, if any; (e) the title or position of its author; (f)
16 the type of DOCUMENT (e.g., affidavit, declaration, etc.); (g) its title and general subject matter
17 (without revealing the information as to which privilege or protection is claimed); and (h) with
18 sufficient specificity to permit the parties and the Court to make a full determination as to whether the
19 claim of privilege or protection is valid, the factual basis on which you claim such privilege.

20 5. These Requests are continuing. They require that YOU promptly supplement YOUR
21 response and produce any responsive DOCUMENTS later discovered up to the day of trial.

22 **DOCUMENT REQUESTS**

23 1. ANY and ALL DOCUMENTS and COMMUNICATIONS RELATING TO
24 PLAINTIFF's application for work with YOU.

25 2. ANY and ALL DOCUMENTS and COMMUNICATIONS RELATING TO
26 PLAINTIFF between YOU and any recruiter working with or representing PLAINTIFF.

27 3. ANY and ALL DOCUMENTS and COMMUNICATIONS RELATING TO any
28 interview of PLAINTIFF by any of YOUR partners or employees.

1 4. ANY and ALL DOCUMENTS and COMMUNICATIONS RELATING TO
2 PLAINTIFF between YOUR partners or employees, on the one hand, and DEFENDANT, on the other
3 hand, dated on or before the date on which PLAINTIFF accepted a job offer with YOU.

4 5. ANY and ALL DOCUMENTS and COMMUNICATIONS RELATING TO YOUR
5 decision with respect to whether to extend an offer of employment to PLAINTIFF.

6 6. PLAINTIFF's personnel file or Human resources file and ANY and ALL other
7 DOCUMENTS RELATING TO PLAINTIFF's job performance, disciplinary record, compensation,
8 and benefits while employed by YOU.

9 7. A declaration from the custodian of records authenticating ANY and ALL
10 DOCUMENTS produced by YOU.

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