



contemporaneously with this Motion.

5. In order to protect the identity of Attorney Roe, Plaintiffs have submitted, as part of the Proposed Order accompanying this Motion, a Protective Order that is designed to allow Defendants' attorneys and other essential personnel the opportunity to review identifying information that may be necessary to effectively defend the case, while protecting the identity of Attorney Roe. The Protective Order establishes protocol for the production of information that could identify Attorney Roe and the handling of identifying information Defendants produce. The proposed Protective Order is functionally identical to the Unopposed Protective Order entered in the previous lawsuit by FFRF and three pseudonymous individual plaintiffs against Judge Mack in his official capacity as a Montgomery County employee. *See Unopposed Protective Order, FFRF v. Mack*, No. 17-cv-881 (S.D. Tex. May 30, 2017) (document 20).

3. As argued in the Memorandum in Support, Plaintiffs' request that Attorney Roe be permitted to proceed pseudonymously should be granted under the framework established by *Doe v. Stegall*, 653 F.2d 180 (5th Cir. 1981).

4. The Proposed Order addresses Plaintiffs' concerns as to the handling of any identifying information, while ensuring that Defendants' attorneys will maintain the opportunity to review such information, subject to the terms of the Protective Order.

5. For the foregoing reasons, Plaintiffs respectfully request that their Motion for Leave to Use Pseudonyms and For Protective Order be granted.

Respectfully submitted,

/s/ Sam Grover

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