

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

JAMES RANDOLPH,)
)
 Plaintiff,)
)
 v.)
) Case No.: 1:22-cv-05845
CITY OF CHICAGO, PHILLIP CLINE,)
DEBRA KIRBY, RONALD WATTS,)
BRIAN BOLTON, MATTHEW CADMAN,) Judge Matthew F. Kennelly
DARRYL EDWARDS, ROBERT)
GONZALEZ, ALVIN JONES, MANUEL)
LEANO, KALLATT MOHAMMED,)
CALVIN RIDGELL, MICHAEL)
SPAARGAREN, GEROME SUMMERS)
JR., AND KENNETH YOUNG JR.,)
)
 Defendants.)
)

**DEFENDANTS MICHAEL SPAARGAREN'S AND MATTHEW CADMAN'S
UNOPPOSED MOTION FOR ENTRY OF QUALIFIED PROTECTIVE ORDER
PURSUANT TO HIPAA**

NOW COME Defendants Matthew Cadman and Michael Spaargaren, ("Defendants"), by and through their undersigned attorneys, pursuant to the Health Information Portability and Accountability Act ("HIPAA"), 42 U.S.C. 1320(d) and 45 CFR Parts 160 and 164, respectfully request that this Court enter a HIPAA Protective Order in the form supplied via email. In support of this Motion, the Defendants state as follows:

1. Plaintiff testified during his April 29, 2025 deposition that he sustained mental and personal injuries as a result of the actions of Defendants.
2. Defendants are now seeking Plaintiff's protected health information ("PHI") in the form of medical and mental health records from IDOC and private health care providers.
3. Further, the litigation of Plaintiff's claim will require the parties, their attorneys,

their attorneys' agents, consultants, and various witnesses and other personnel to receive and review copies of PHI related to the case.

4. The Health Insurance Portability and Accountability Act of 1996 ("HIPAA"), 42 U.S.C. 1320(d) and 45 CFR Parts 160 and 164, prohibits the disclosure of PHI, as defined in 45 CFR 164.501, in judicial proceedings other than by authorization or qualified protective order. *See* 45 CFR 164.512(e).

5. A copy of the proposed order has been concurrently sent to Proposed Order Kennelly@ilnd.uscourts.gov.

WHEREFORE, Defendants respectfully request that this Court enter the draft HIPAA Protective Order permitting the disclosure and use of PHI related to Plaintiff.

Dated: April 30, 2025

Respectfully submitted,

By: /s/ Thomas More Leinenweber
Special Assistant Corporation Counsel
*One of the Attorneys for Defendant Michael
Spaargaren*

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CERTIFICATE OF SERVICE

I, Michael J. Schalka, certify April 30, 2025, I served the foregoing to the attorneys of record via ECF.

By: /s/ Michael J. Schalka
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