

LOUISVILLE METRO COUNCIL

COMMONWEALTH OF KENTUCKY
LOUISVILLE METRO GOVERNMENT
JEFFERSON COUNTY**IN THE MATTER OF REMOVAL CHARGES AGAINST
DISTRICT 21 COUNCILMAN DAN JOHNSON****GREATER LOUISVILLE, INC.'S MOTION FOR PROTECTIVE ORDER**

Greater Louisville, Inc. ("GLI") respectfully requests a protective order preventing testimony concerning the identify of GLI staff member "Jane Doe" and preventing "Jane Doe" from being subpoenaed if her identify should come to light. Councilman Dan Johnson has sought the testimony of "Jane Doe." The Council Court entered an order denying a subpoena for the testimony of Jane Doe but stated that "[s]hould the testimony of Ms. Sarah Davasher reveal the name of Jane Doe and a particularized showing of need regarding Jane Doe is made by Respondent, the Council Court will consider issuing a subpoena." GLI submits that a particularized showing of need cannot be made. Accordingly, GLI requests a protective order to protect the identify of its staff member, "Jane Doe. ("Doe")"

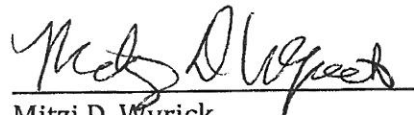
After the GLIDE trip to Austin, Texas in 2016, Doe approached GLI about Councilman Johnson's conduct on the trip. Doe requested confidentiality and requested only that she not have to interact with Councilman Johnson again. Doe did not want to be identified to Councilman Johnson and did not want to be identified publicly and dragged into a political scandal.

As an employer, GLI has an obligation to protect its employees from unwanted harassment and retaliation. Accordingly, GLI enacted a ban preventing Councilman Johnson from attending future GLI events and advised Council

President David Yates about that ban. Revealing Doe's identity is not necessary to the proceeding and would serve only to embarrass publicly an individual who has requested that her privacy be protected with regard to the events in question. Nor is Doe's testimony required for the removal proceeding. GLI, as Doe's employer, made the determination to enact the ban of Councilman Johnson. Sarah Davasher, Chief Operating Officer of GLI, is available to testify about the enactment of the ban.

The Council Court can issue an order to protect a witness from annoyance, embarrassment, or oppression. Here, publicly identifying Jane Doe is designed only to embarrass her and Councilman Johnson's request for her testimony is an attempt at intimidation. Good cause exists for prohibiting the testimony regarding Doe's identity. GLI seeks a protective order preventing Jane Doe's name from being revealed and preventing the subpoena of Jane Doe for testimony in the removal proceedings.

Respectfully submitted,



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CERTIFICATE OF SERVICE

This is to certify that a true and correct copy of the foregoing has been served upon the following, by first class mail, postage prepaid, on this the 30th day of October, 2017:

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Clerk, Louisville Metro Council
City Hall, 601 West Jefferson Street
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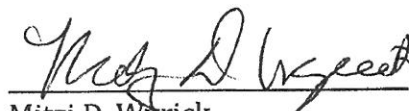
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