

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

A. FARBER AND PARTNERS, INC., in its capacity as Canadian Court-Appointed Interim Receiver over the assets of Salim Damji, Strategic Trading Systems Instant White a/k/a STS Systems a/k/a Strategic Trade Systems a/k/a STS, Inc., Jem Holdings, a division of 1289629 Ontario, Inc., Izmo,

Plaintiff - Appellant,

v.

MAYNARD HAL GARBER, a/k/a Chuck Garber, Hal Maynard Garber Nigel Roberts, Robert Albert Fox and Robert Fox; et al.,

Defendants - Appellees,

CDG PARTNERS II LTD., a California limited partnership; et al.,

Defendants - Appellees,

and

OFFSHORE EXPERTS COMPANY,

No. 07-55004

D.C. No. CV-05-02776-JFW

ORDER

LTD., a Belize corporation DOUGLAS SINGH; et al.,

Defendants,

MONTANAS MAGICAS DEL SUR S.A., a Costa Rican corporation MONTANAS MAGICAS DEL SUR S.A., a Belize corporation; et al.,

Defendants.

A. FARBER AND PARTNERS, INC., in its capacity as Canadian Court-Appointed Interim Receiver over the assets of Salim Damji, Strategic Trading Systems Instant White a/k/a STS Systems a/k/a Strategic Trade Systems a/k/a STS, Inc., Jem Holdings, a division of 1289629 Ontario, Inc., Izmo,

Plaintiff - Appellant,

v.

MAYNARD HAL GARBER, a/k/a Chuck Garber, Hal Maynard Garber Nigel Roberts, Robert Albert Fox and Robert Fox; et al.,

Defendants - Appellees,

and

MONTANAS MAGICAS DEL SUR S.A.,

No. 07-55856

D.C. No. CV-05-02776-JFW

a Costa Rican corporation MONTANAS
MAGICAS DEL SUR S.A., a Belize
corporation; et al.,

Defendants.

Before: NOONAN and SILVERMAN, Circuit Judges, and CONLON,* District
Judge.

On January 7, 2009, Appellant moved this court for clarification regarding
the district court's denial of a joint stipulation on attorney-client privileged
documents. Appellant's unopposed motion for clarification is granted. The district
court abused its discretion in summarily denying the proposed order for lack of
good cause. The district court did not abuse its discretion in rejecting the portion
of the proposed order that would require the clerk to redact privileged material
from filed pleadings. The district court's denial of the parties' joint stipulation is
REVERSED in part and REMANDED.

* The Honorable Suzanne B. Conlon, United States District Judge for
the Northern District of Illinois, sitting by designation.