

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA  
CIVIL MINUTES - GENERAL

Case No. CV 07-5669 ODW(VBKx) Date March 13, 2008  
Title Robert Nelson, et al. v. National Aeronautical and Space Agency, et al.

Present: The Honorable Otis D. Wright II, United States District Judge

Raymond Neal Anne Kielwasser  
Deputy Clerk Court Reporter Tape No.  
Attorneys Present for Plaintiffs: Attorneys Present for Defendants:  
Dan Stormer Vesper Mei  
Virginia Keeny

**Proceedings: Federal Defendants' Motion to Clarify (Filed 2/13/08)**

Case called, appearances made. The Court confers with counsel and hears oral argument.

The Court informs the parties that it intends to WITHDRAW its oral order of January 11, 2008. Plaintiffs request a two week STAY of the Court's withdrawal of its January 11, 2008 order in order to seek review and guidance from the Ninth Circuit. The Court GRANTS plaintiffs' request.

The Court rules that the October 11, 2008 order from the Ninth Circuit, which enjoined Government defendants from requiring employees in non-sensitive positions to submit questionnaires or authorization forms for release of information, remains in place. The Court rules, however, that Government defendants may issue I.D. cards to those employees who have already cleared their background investigations.

The Court ORDERS Government defendants to cease any further investigations of employees per the Ninth Circuit's ruling that the investigations are over broad and not justified by statute.

The parties inform the Court that the pending Motion for Class Certification has been fully briefed. The Court defers ruling on the motion pending the outcome of the Ninth Circuit appellate proceedings.

Initials of Preparer : 50  
RGN