

**ALLEGHENY COUNTY HEALTH DEPARTMENT  
HEARING OFFICER**

THE CRACK'D EGG, LLC	:	In re: The Crack'd Egg
	:	2424 Custer Ave. Pittsburgh, PA 15227
Appellant	:	
	:	Docket no. ACHD-22-023
v.	:	
	:	<b>APPELLEE ALLEGHENY COUNTY</b>
ALLEGHENY COUNTY HEALTH	:	<b>HEALTH DEPARTMENT'S</b>
DEPARTMENT,	:	<b>MOTION FOR PROTECTIVE</b>
	:	<b>ORDER</b>
Appellee.	:	

**APPELLEE ALLEGHENY COUNTY HEALTH DEPARTMENT'S  
MOTION FOR PROTECTIVE ORDER**

Appellee, Allegheny County Health Department (“Department” or “ACHD”), by and through its undersigned counsel, in accordance with Pa.R.C.P. 4012, hereby files the following Motion for Protective Order, requesting the Hearing Officer exempt Department from disclosure of certain information, and as grounds states as follows:

1. Appellant, The Crack'd Egg LLC (“Crack'd Egg”) maintains a Business Page on Facebook.
2. Since the Page was created on September 9, 2015, Crack'd Egg has amassed 11,791 followers.
3. On numerous occasions Crack'd Egg has shared on their Facebook Page derogatory statements about various local and state public health officials on the Crack'd Egg Page. *See Exhibits 1-4.*
4. While the Department respects Crack'd Egg's right to free speech, it raises concerns that the publication of phone numbers and e-mail addresses of its employees subjecting them to targeted harassment on the part of the Crack'd Egg's followers on social media.

5. Thus, in answering Appellant's interrogatories, Department respectfully requests that it be allowed to exclude the email addresses and phone numbers of its employees, in addition to redating the same information from any communications produced pursuant to its Requests for Production of Documents.

6.

Date: July 12, 2022

Respectfully submitted,

*s/ Brendan Turley* \_\_\_\_\_  
Brendan Turley, Esq.  
Assistant Solicitor  
Allegheny County Health Department  
*Attorney for Appellee*

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	:	
ALLEGHENY COUNTY HEALTH	:	
DEPARTMENT,	:	
	:	
Appellee.	:	

**PROPOSED ORDER**

AND NOW, this \_\_\_\_ day of July, 2022, it is ORDERED, ADJUDGED and DECREED

that:

- 1) Upon consideration of Department's Motion for Protective Order, along with any responses thereto, this Tribunal has determined there is a reasonable likelihood that ACHD employees may have their contact information publicized, leading to undue hardship and harassment.
- 2) Based on the foregoing, Appellee's Motion for Protective Order is hereby GRANTED. Appellee shall not be required to provide the email addresses or telephone numbers of its employees during discovery or at any other time during the adjudication of this matter.

## **CERTIFICATE OF SERVICE**

I hereby certify that on July 1, 2022, the foregoing was served via electronic mail on all counsel of record:

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*Attorney for Appellants*

*s/ Brendan Turley* \_\_\_\_\_  
Brendan Turley, Esq.