

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF MENDOCINO**

FILED

JAN 04 2016

CLERK OF MENDOCINO COUNTY
SUPERIOR COURT OF CALIFORNIA

[Handwritten Signature]

In Re:

**AUTHORIZATION FOR RELEASE OF
ADULT PROBATION RECORDS AND
REPORTS BY MENDOCINO COUNTY
PROBATION DEPARTMENT**

STANDING ORDER
2016-10

WHEREAS, Penal Code § 1203.05 limits the inspection and copying of any report of a probation officer filed with the court to certain authorized individuals; and all times by the court or any person appointed by the court for that purpose, as well as of all magistrates, and the chief of police, or other heads of the police, unless otherwise ordered by the court;

WHEREAS, the Probation Department has requested that this court make an order authorizing the disclosure and release of adult probation records and reports to certain other sworn state and federal officers upon written request to the Probation Department;

WHEREAS, good cause exists for the inspection and copying of adult probation records and reports by other sworn state and federal officers who are not specifically authorized by the Penal Code sections cited above;

THEREFORE, the Mendocino County Superior Court hereby orders:

1. The Probation Department is authorized to disclose adult probation reports and records to the following, who may be hereinafter individually referred to as "Requesting Agency:"
 - a. Peace officers of the State of California, as defined in California Penal Code §§ 830.1, 830.2(a) and (d), 830.3(e), and (b);
 - b. Peace officers as equivalently defined by the applicable law of the United States or other states, territories, or possessions of the United States; and
 - c. Judges or other judicial officers of all United States federal courts and all courts of states, territories, or possessions of the United States.

2. The Probation Department is authorized to make such disclosures subject to the following terms and conditions:
- a. The Probation Department has received a written request from the Requesting Agency, on identifiable letterhead, stating that record or report is needed for purposes of conducting criminal, pre- or post-sentence, or pre-trial investigations;
 - b. The Probation Department shall not disclose medical, mental health, or drug and alcohol treatment information, except to the extent that the information is contained in the charges, probation reports, or terms and conditions of probation, all of which may be released to the Requesting Agency;
 - c. The Probation Department shall remove or redact all identifying information concerning any person except the subject of the report or record and/or any public official named therein; and
 - d. The Probation Department shall place the following language on each page of the released records: **“CONFIDENTIAL:
UNLAWFUL RELEASE OR POSSESSION OF THIS
INFORMATION IS A MISDEMEANOR”**

This standing order shall expire on December 31, 2016.

Dated: 11/4/16



JOHN A. BEHNKE
Presiding Judge of the Superior Court