

Assigned Judge:

In the matter of:

**MOTION AND ORDER  
TO EXAMINE AND  
PRODUCE RECORDS**  
N.C.G.S. § 7B-2901(b)

Attorney for \_\_\_\_\_, parent of the above-referenced juvenile(s), moves the Court, pursuant to N.C.G.S. § 7B-2901(b), for an order directing the Petitioner, Wake County Human Services, to allow the undersigned to examine and make copies of records in the custody of the Department pertaining to the juvenile(s). In support of said Motion, Movant states that the need of the Movant to have access to the records to prepare for the matter pending before the Court, outweighs the interests of the State of North Carolina and the juvenile(s) in denying access to the record. To protect the interests of the State of North Carolina and the juvenile(s), the Movant agrees to the imposition of the following conditions and restrictions on Movant's access to the records:

1. Review of the records of Wake County Human Services shall be made at the offices of Wake County Human Services, 220 Swinburne Street, P.O. Box 46833, Raleigh, NC 27620.
2. Arrangements to review the record shall be made by contact with the Office of the County Attorney, counsel for Wake County Human Services. Access to the record shall be expedited and at a time mutually agreeable to the Movant and the representative of Wake County Human Services identified by the Office of the Wake County Attorney.
3. Wake County Human Services is authorized to remove from the record, before its review, any notes or references to consultation with an attorney for Wake County Human Services.
5. Except as provided in the Tenth Judicial District Family Court Local Rules for Juvenile Abuse/Neglect/Dependency Court, the movant shall maintain in confidence, from all persons, including the parents of the juvenile(s):
  - (a) The identity, and any facts which might lead to discovery of the identity, of all persons or agencies who have reported suspected abuse, neglect or dependency. Moreover, the Movant shall make no contact with such persons or agencies as a result of learning of their identity from the record.
  - (b) The identity, and any facts which might lead to discovery of the identity, of all persons who have spoken to Wake County Human Services and expressed a desire for anonymity or indicated that they were not willing testify in any proceeding. Moreover, the Movant shall make no contact with such persons or agencies as a result of learning of their identity from the record.
  - (c) The physical location of the juvenile(s), including any school or day care placements; any sites for medical or mental health treatment; or any other information which would reveal the possible whereabouts of the juvenile(s). This information includes, but is not limited to, the names of foster care providers, day care providers, and school, medical and mental health personnel. Moreover, the Movant shall not make contact with such persons or agencies as a result of learning of their identity from the record and shall not make contact with the juvenile(s) without specific written permission of Wake County Human Services and the Guardian ad Litem for the juvenile(s).
  - (d) Any information obtained from any parent about any other parent of the juvenile(s).
6. All other information located within the files of Wake County Human Services not described in the preceding paragraph and subparagraphs shall be held in strictest confidence by the Movant.
7. Movant acknowledges that a violation of any of the foregoing conditions of access shall subject the Movant

to contempt proceedings and may be the basis for misdemeanor prosecution.

This the \_\_\_\_ day of \_\_\_\_\_, 20\_\_ .

\_\_\_\_\_  
Attorney for parent

**NO OBJECTION**

The Petitioner, Wake County Human Services, does not object to the entry of an Order granting access to the record of Wake County Human Services under the conditions and restrictions contained within the preceding motion.

This the \_\_\_\_ day of \_\_\_\_\_, 20\_\_ .

\_\_\_\_\_  
*Assistant Wake County Attorney*  
Attorney for Wake County Human Services

**ORDER**

Pursuant to Motion of attorney for the parent of the juvenile(s), and the statement of no objection by Petitioner, Wake County Human Services, IT IS HEREBY ORDERED: that the Movant be allowed access to records in the custody of Petitioner pertaining to the juvenile(s) under the conditions and restrictions contained within the preceding Motion which is hereby incorporated by reference and that Wake County Human Services provide copies of any requested documents that have been examined by Movant upon request. If Wake County Human Services objects to producing copies to parents' attorneys and/or an unrepresented party, they shall file a Motion in Opposition to Production of Documents pursuant to Rule 12.1 of the Tenth Judicial District Family Court Local Rules for Abuse/Neglect/Dependency Court within three days of the request.

This the \_\_\_\_ day of \_\_\_\_\_, 20\_\_ .

\_\_\_\_\_  
*Presiding Judge*

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**CERTIFICATE OF SERVICE**

THIS IS TO CERTIFY that the foregoing Motion and Order to Examine and Produce Records were served on the parties by mailing a copy thereof to their attorneys, first class mail, postage prepaid, addressed as follows:

\_\_\_\_\_  
Wake County Attorney's Office  
P.O. Box 550  
Raleigh, NC 27602

\_\_\_\_\_  
GAL Attorney Advocate  
P.O. Box 1107  
Raleigh, NC 27602

This the \_\_\_\_ day of \_\_\_\_\_, 20\_\_ .

\_\_\_\_\_  
*Attorney for Parent*