

Must contact
DA Office to send
Appt to
watch
video!

COURT OF COMMON PLEAS OF
JEFFERSON COUNTY, PENNSYLVANIA

CRIMINAL DIVISION

FILED

2012 JUN -1 A 9:01

IN RE:

CP-33-AD-10-2012

VIDEO OF CHILD ABUSE
INVESTIGATIONS DONE BY WESTERN
PA CARES FOR KIDS

TONYA S. GEIST
JEFFERSON COUNTY
PROTHONOTARY AND
CLERK OF COURTS

ADMINISTRATIVE ORDER OF COURT

AND NOW, this 1st day of June 2012, after reviewing defense requests for videos done at Western Pennsylvania Cares for Kids, they will be distributed in the following manner:

If defense counsel, after watching the video, wishes to obtain a copy of the disk/DVD maintained at the Cares Center, they shall submit a written Motion to Compel indicating the time and date when they have watched the video, and upon receipt of the request, the Court shall issue an order directing the commonwealth to provide a copy of the disk/DVD.

After the written Motion to Compel is filed, the Commonwealth shall provide disclosure, discovery, inspection and production of the videotaped interview of the child victim(s) (the video) to the defense as follows:

1. The Commonwealth shall provide one copy of the video to the defense counsel within ten (10) days of the date of this Order.
2. Defense counsel, the defendant/juvenile, or any other representative of the defendant/juvenile shall not make any additional copies of the video (or any transcript thereof, or the substance of any portion thereof), except that a copy may be provided to a person which defense counsel, in the exercise of reasonable professional judgment, deems necessary for the proper preparation of the defense;

A TRUE COPY

ATTEST:

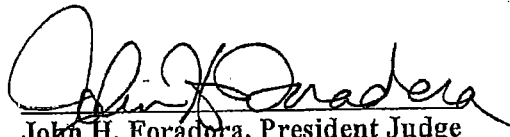
PROTHONOTARY - CLERK

however, defense counsel shall not provide defendant with a copy of the video, except as provided in Paragraph 3 herein below.

3. The defendant/juvenile may be permitted to view the video only in the presence of defense counsel.
4. Any person (other than the defendant/ juvenile) to be granted access to said copy of the video (or any transcript thereof, or the substance of any portion thereof) by defense counsel shall first sign a written agreement that he or she has received a copy of this Order, that he or she submits to the Court's jurisdiction with respect to it, and that he or she understands that they will be subject to the Court's contempt powers for any violation of the Order.
5. Defense counsel shall retain the original of any such agreement signed by a person granted access to a copy of the video (or any transcripts thereof, or the substance of any portion thereof) and shall provide a true and correct copy of such agreement to the assigned Judge, if requested to do so by the Court.
6. The copy of the video (or any transcripts thereof, or the substance of any portion thereof) shall not be used for any purpose other than to prepare for the defense in the above-captioned case;
7. The copy of the video (or any transcripts thereof, or the substance of any portion thereof) shall not be publicly exhibited, shown or displayed; used for educational, research or demonstrative purposes; or used in any other fashion, except in judicial proceedings in the above-captioned case;
8. No copy of the video (or any transcripts thereof, or the substance of any portion thereof) shall be divulged to any person not authorized to view the video.

9. Upon sentencing in, or dismissal of, this case, any and all copies of the video provided by defense counsel to an authorized person shall be immediately returned to defense counsel, who shall promptly notify the Court in writing of their return.
10. Upon completion of all post-conviction appeals, any and all copies of the video shall be returned to the Commonwealth.

BY THE COURT:



John H. Foradora, President Judge