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14 EDWARD PRIETO, HECTOR BAUTISTA, REIKO MATSUMURA and GARY
15 HALLENBECK

16 **UNITED STATES DISTRICT COURT**

17 **EASTERN DISTRICT OF CALIFORNIA**

18 MARIA VARGAS, MARTIN VARGAS,) Case No.: 2:15-cv-02537-TLN-CKD

19 ANGELICA VARGAS, AUGUSTIN)

20 VARGAS, ARNULFO BERMUDEZ, JORGE)

21 VARGAS and PEDRO GARCIA,)

22 Plaintiffs,)

23 vs.)

24 COUNTY OF YOLO, YOLO COUNTY)

25 SHERIFF'S OFFICE, EDWARD PRIETO,)

26 HECTOR BAUTISTA, REIKO)

27 MATSUMURA, GARY HALLENBECK and)

28 DOES 1 TO 50,)

Defendants.)

**JOINT REQUEST FOR ORDER
PERMITTING INSPECTION AND
COPYING OF NONCONFIDENTIAL
PORTIONS OF PROBATION FILE
UPON COURT'S DETERMINATION OF
GOOD CAUSE (Penal Code § 1203.10);
ORDER**

WHEREAS Defendants COUNTY OF YOLO, YOLO COUNTY SHERIFF'S OFFICE,
EDWARD PRIETO, HECTOR BAUTISTA, REIKO MATSUMURA and GARY
HALLENBECK (hereafter "Requestor") seek copies of the probation files of Plaintiffs Arnulfo
Rodriguez Bermudez, and Augustin Alonoso Bermudez Vargas, and have submitted a
declaration in support of its request;

1 WHEREAS The Yolo County Probation Department stipulates that if the Court finds that
2 good cause has been established, the Yolo County Probation Department has no objection to that
3 determination and subsequent disclosure of the requested records as specified below;

4 THEREFORE having reviewed REQUESTOR's declaration, the Court finds that there is
5 good cause to allow REQUESTOR to examine and copy the non-confidential portions of the
6 probation file pertaining to Arnulfo Rodriguez Bermudez, and Augustin Alonoso Bermudez
7 Vargas, and shall be entitled to inspect and copy such records;

8 GOOD CAUSE APPEARING the Yolo County Probation Department is hereby ordered
9 to permit REQUESTOR to inspect and copy all non-confidential writings contained in
10 Probation's file pertaining to Arnulfo Rodriguez Bermudez, and Augustin Alonoso Bermudez
11 Vargas, including: (1) All reports made by a probation officer and filed with the court (Penal
12 Code section 1203.05, subd. (b)), and (2) any and all non-confidential portions of the
13 Defendant's probation file pursuant to Penal Code section 1203.10. Confidential portions shall
14 be redacted by the Probation Department. Confidential information will include, but be limited
15 to, personal information as described in *People v. Connor* 115 Cal.App.4th 669 (2004), victim
16 information pursuant to Marsy's Law and confidential investigatory information. Probation will
17 provide a categorical description of the materials deemed "confidential" but is not required to
18 provide a "privilege log" listing each document withheld.

19 So Stipulated:

20 Dated: November 8, 2016

ANGELO, KILDAY & KILDUFF, LLP

21 /s/ Amie McTavish

22 By: _____

23 AMIE McTAVISH
24 BRUCE A. KILDAY
25 SEAN D. O'DOWD
26 Attorneys for Defendants
27 COUNTY OF YOLO, YOLO COUNTY
28 SHERIFF'S OFFICE, EDWARD PRIETO,
HECTOR BAUTISTA, REIKO
MATSUMURA and GARY
HALLENBECK

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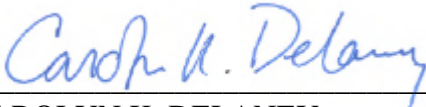
Dated: October 27, 2016

/s/ Ronald Martinez
(as authorized on 10/27/16)
By: _____
RONALD MARTINEZ
YOLO COUNTY COUNSEL

ORDER

IT IS SO ORDERED

Dated: November 8, 2016



CAROLYN K. DELANEY
UNITED STATES MAGISTRATE JUDGE