

**SUPERIOR COURT OF CALIFORNIA
COUNTY OF SISKIYOU**

STANDING ORDER REGARDING THE DISCOVERY AND PRODUCTION OF LAW ENFORCEMENT MOBILE AUDIO- VIDEO RECORDING SYSTEMS (MVARs)

The following orders shall govern the use and disclosure of the Mobile Audio Video Recording System (MVARS) produced in accordance with Discovery disclosure under the laws of California in all criminal cases within the jurisdiction of Siskiyou County.

References in this order to individual MVARS apply to the specific criminal case for which the discovery is produced.

To allow the District Attorney's Office to disseminate this type of discovery to defense counsel as efficiently as possible, **IT IS HEREBY ORDERED**, as follows:

1. Under no circumstances shall the MVARS be used in any proceeding other than the criminal case involved or be disseminated, in any form, except by further order of this court.

2. Under no circumstances shall the MVARS, either orally or by written form, be inputted into any computer program or database or listed manually in any manual, notebook or other listing as it pertains to law enforcement personnel. This does not apply to any computer program or case file maintained specifically as to the involved

1 criminal case.

2 3. Disclosure of the MVARS shall be limited to the personnel and/or
3 classification of persons listed below:

- 4 a. The parties and Counsel for parties to the involved criminal case;
- 5 b. Staff personnel employed by counsel for any party;
- 6 c. The court and its personnel in connection with the involved criminal
7 case;
- 8 d. Experts or consultants retained to work on the involved criminal case
9 by counsel for any party to the involved criminal case; and
- 10 e. Investigators retained by counsel for any party to the involved criminal
11 case.

12 4. Defense counsel shall not provide to the defendant, either orally or in
13 writing, the address or telephone number of persons (complainants or witnesses)
14 identified within the MVARS, but may discuss the information obtained from any
15 investigation conducted with the persons identified within the MVARS.

16 5. Counsel for any party to an action where such discovery is involved, shall
17 advise any individuals to whom disclosure of MVARS is to be made of the contents of
18 this ORDER, and such counsel shall obtain the consent of such individuals that he or
19 she will be bound by this ORDER. In the event such individual does not consent to be
20 bound by this ORDER, no disclosure of the MVARS or the contents of the MVARS shall
21 be made to such individual.

22 6. Any parties, counsel, expert, consultant or investigator retained by counsel
23 for any party to the involved criminal case shall not refer to the MVARS in any other
24

court proceeding subject to further order of this court.

7. Except for documentation filed under seal by this court, all originals and copies of the MVARS shall be returned to the Custodian of Records for the law enforcement agency that provided the MVARS by all persons in receipt of the MVARS within ten (10) days after:

- a. Final termination of the involved criminal case, whether such termination occurs by plea, settlement, judgment, dismissal, appeal, or as otherwise required; and/or
- b. Expiration of the preservation period required by attorneys licensed to practice law in the State of California.

8. This ORDER and the obligations of all persons subject to it, including those relating to the disclosure and use of the MVARS shall survive the final termination of the involved criminal case, whether such termination is by settlement, judgment, dismissal, appeal or otherwise, until further order of this court.

9. Nothing in this ORDER is intended to prevent authorized individuals from having access to the MVARS to which they would have had access in the normal course of their duties.

IT IS SO ORDERED.

Dated: November 28, 2023

JoAnn M Bicego
JoAnn M. Bicego, Presiding Judge
Siskiyou County Superior Court