

NOV 21 2008

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF APACHE

AT _____ O'CLOCK
SUE HALL, CLERK *M*

IN THE MATTER OF
CHRISTIAN RYAN ROMERO
A person under 18 years of age

Case No JV 2008-065
**ORDER REGARDING PUBLIC
RECORDS DISCLOSURE OF
INTERVIEWS**

After hearing arguments regarding the Court's prior orders regarding communication of information related to this case, the court finds that public's right to the public records involving interviews needs to be balanced with the privacy interests of those individuals. Those individuals who have been interviewed concerning this case, be they victims or just potential witnesses, have a right to their privacy and to not see their face and hear their voice on the radio, from the television or on their computer. Furthermore, broadcasting these interviews might have a chilling effect on those who might have relevant information on this investigation.

A H Belo Corp vs Mesa Police Department, 202 Ariz 184, 42 P 3d 615 (Ct App 2002), gives some guidance on how these competing interests can be balanced. In *Belo* the court struck a balance of the public's right to know and the privacy interests of the individuals by releasing transcripts of a 911 call and not a recording of the call.

The Court shall modify its prior orders in this case regarding disclosure of audio and video recorded interviews of any person to the public pursuant to public records requests as follows:

IT IS ORDERED that any audio and/or video recording of interviews in this case that might be a public record shall remain sealed and not released pursuant to a public records request until further order of this Court.

IT IS FURTHERED ORDERED that all audio and/or video recorded interviews in this case that might be a public record shall be promptly transcribed and any public

1 records request of the interview shall be satisfied by the prompt production of the
2 transcript

3 DONE IN OPEN COURT this 11th day of November, 2008

6 BY _____



7 Michael Roca
8 Apache County Superior Court Judge
9 Pro Tem

10 The original filed with the
11 Clerk of the Superior
12 Court and a copy delivered
13 this 21st day of November
14 2008 to

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26 BY _____

