

<b>SUPERIOR COURT OF CALIFORNIA  COUNTY OF SANTA CLARA  FAMILY COURT DIVISION</b>	<i>FOR COURT USE ONLY</i>
Petitioner/Plaintiff:	
Respondent/Defendant:	
<b>STIPULATION RE: PROTECTIVE ORDER FOR FAMILY COURT SERVICES RECORDS AND ORDER THEREON</b>	CASE NUMBER:
	FCS NUMBER:

Petitioner/Plaintiff, self-represented, or through his/her legal counsel, \_\_\_\_\_  
and/or Respondent/Defendant, self-represented, or through his/ her legal counsel, \_\_\_\_\_  
\_\_\_\_\_, and/or Counsel for the Minor, \_\_\_\_\_  
stipulate to the following and request that it be made an order of this Court.

1. The parties stipulate that the following Family Court Services records may be released:  
\_\_\_\_\_  
to: \_\_\_\_\_  
Mediation notes, computerized criminal record check documents, police reports, juvenile court and child protective service records, and any documents the re-disclosure of which is prohibited by Federal or State law and reports shall **not** be released.

Parties shall make arrangements with a copying company to come to FCS to make copies and are responsible for the costs. Parties shall provide FCS with a copy of the filed court protective order and call in advance to make sure file is available.

2. All Family Court Services (FCS) records shall be marked Confidential by the disclosing party, and their contents shall be used solely in the above-entitled Family Court action for purposes of this litigation, and only in accordance with the terms of this Order. The Family Court Services records shall not be exhibited nor disclosed to other persons except as specifically provided in the order and shall not be used for any other purpose or disseminated in any other form without the express order of the Court after notice to the parties, Family Court Services and the attorney for Family Court Services.
3. The Family Court Services records marked confidential and their contents may be exhibited and/or disclosed only to the parties and counsel for parties to this action, and other persons who are directly engaged in representing the parties as agents and/or employees of the parties or counsel for the parties, including experts and investigators, who shall be subject to the same terms of this order.

4. Nothing contained herein shall prohibit the parties or counsel for the parties or any other party to this action from using or referring to the Family Court Services records in motion papers or pleadings filed with the Court in this Action or upon appeal. However, in the event such documents should be contained within any pleadings, any party or FCS will have the right to move that the pleadings be sealed pursuant to court order.
5. Where permitted by rules of evidence, the Family Court Services records may be exhibited to witnesses during the court proceedings in this action; provided, however, that to the extent that the transcript of any court proceeding or the exhibits thereto incorporate the FCS records, that portion of the trial or pretrial transcript and any such exhibits may be sealed in accordance with the Court's rules and procedures upon application therefore by a party or FCS.
6. At the conclusion of this Family Court litigation, by a judgment related to custody, and when all appeal rights have been exhausted, the parties may retain a copy of each of the Family Court Services records.
7. Documents originally contained in Juvenile Dependency Court files are protected from disclosure under Welfare and Institutions Code section 827 and may not be disclosed by Family Court Services to parents, attorneys, or a child who is the subject of the juvenile court action without a court order by the Juvenile Dependency Court. The aforementioned persons may petition the Juvenile Dependency Court under Section 827 to seek permission to inspect the Juvenile Court documents in the possession of Family Court Services. An 827 petition must be filed with the supervising judge of the Juvenile Dependency Court at 115 Terraine Street, San Jose, CA 95113, Dept 67.
8. If there is any unauthorized disclosure of any Family Court Services records subject to this Order by any person, said person shall be subject to sanctions and contempt for violation of this Order.

Dated: \_\_\_\_\_  
 \_\_\_\_\_  
 Respondent/Defendant

Dated: \_\_\_\_\_  
 \_\_\_\_\_  
 Attorney for Respondent/Defendant

Dated: \_\_\_\_\_  
 \_\_\_\_\_  
 Petitioner/Plaintiff

Dated: \_\_\_\_\_  
 \_\_\_\_\_  
 Attorney for Petitioner/Plaintiff

Dated: \_\_\_\_\_  
 \_\_\_\_\_  
 Attorney for Minor(s)

**ORDER**

**IT IS SO ORDERED.**

Dated: \_\_\_\_\_  
 \_\_\_\_\_  
 Judicial Officer