

Certificate of Service

I hereby certify that a copy of the foregoing has been FILED electronically with the Court of the Judiciary and a copy of the same emailed and/or hand delivered to the person(s) shown below on this 28th day of November, 2017, as follows:

Mr. Billy C. Bedsole – Chairman
Mrs. Jenny Garrett – Executive Director
Rosa H. Davis, Esq.
William A. Gunter V, Esq.
Judicial Inquiry Commission
401 Adams Avenue, Suite 720
Montgomery, AL 36104

/s/ Mark Englehart
OF COUNSEL

IN THE ALABAMA COURT OF THE JUDICIARY

In the Matter of:

Anita Kelly,
Circuit Judge
15th Judicial Circuit

Court of the Judiciary,
Case No. 50

Consent Protective Order

The parties having stipulated through their counsel of record to the entry of this Protective Order; in order to protect information concerning minor children and their families as established by State policy set forth in Section 12-15-133, Ala. Code 1975; and in order to preserve the parties' "constitutionally protected rights to a full and fair trial ... without totally eroding [a] child's concomitant right of privacy," see Ex parte State Farm Fire & Cas. Co., 529 So. 2d 975, 976 (Ala. 1988),

It is hereby ORDERED that any documents or information produced during discovery in this cause, including documents produced by any third party pursuant to a subpoena, shall be handled pursuant to the following terms and conditions:

1. Documents that are part of a juvenile legal file under Section 12-15-133(a)(1) or that are considered a social record under Section 12-15-133(a)(2) and that are submitted to this court shall be filed with this court under seal.
2. Documents that are not part of a juvenile legal case file and/or that are not social records, but contain information identifying a child or the family of a child who is or was under the jurisdiction of the juvenile court shall be filed with this court under seal; alternatively, information within such documents that identifies a child or the family of a child who is or was under the jurisdiction of the juvenile court shall

be redacted to remove the identifying information before the document is filed with this court.

3. Except as necessary to identify and/or examine witnesses at trial or deposition in the underlying matter, within any pleading, motion, or other filing, or as part of any oral argument made to this court, the parties shall refrain from identifying a child or the family of a child who is or was under the jurisdiction of the juvenile court. The names of children, family members of a child, foster parents, and adoptive parents shall be abbreviated using only the person's initials.
4. The parties and counsel for the parties shall maintain the confidentiality of any documents in their possession and that have been produced in this case that contain information concerning a child or the family of a child who is or was under the jurisdiction of the juvenile court. The parties and counsel for the parties shall not release any such documents to any person or entity other than this court and other than a party to or counsel of record in this proceeding.
5. The Montgomery County Circuit Clerk's Office and the Administrative Office of Courts are authorized to produce documents requested by subpoena, and the documents produced pursuant to the subpoenas shall be governed by this order.

J. MICHAEL JOINER
CHIEF JUDGE
COURT OF THE JUDICIARY