

PETITION FOR ACCESS TO JUVENILE CASE FILE PACKET

FORMS INCLUDED IN THIS PACKET:

JV-569	Proof of Service – Petition for Access to Juvenile Case File
JV-570	Petition for Access to Juvenile Case File
JV-571	Notice of Petition for Access to Juvenile Case
JV-572	Objection to Release of Juvenile Case File
JV-573	Order on Petition for Access to Juvenile Case File
JV-574	Order After Judicial Review on Petition for Access to Juvenile Case File
JV-576	Order Granting Welfare and Institutions Code Section 827 Petition Attachment: Required Redactions

INSTRUCTIONS:

1. Complete JV-570 Petition for Access to Juvenile Case File (**Date & Signature Required**)
2. Complete JV-571 Notice of Petition for Access to Juvenile Case File (**Date & Signature Required**)
3. Serve a copy of the JV-570, JV-571, and a **blank** copy of the JV-572 on all parties that might be involved in the case, including the Parent(s) or Legal Guardian as well as:

For Juvenile Dependency – Welfare & Institutions Code (WIC) § 300

- County Counsel
- Child Welfare Agency
- Attorney for the Minor

For Juvenile Justice – WIC § 601 and/or WIC § 602

- District Attorney - Juvenile
- Probation Department – Juvenile
- Attorney for the Minor

4. Complete JV-569 Proof of Service – Petition for Access to Juvenile Case File (**Date & Signature Required**), including all details as to service of the Petition documents.

IMPORTANT ADDITIONAL INFORMATION:

- Please complete the packet/forms in their entirety, to the best of your ability, including the complete case number (if known).
- Please date and sign all applicable forms (**wet signature is required**) (JV-570, JV-569, JV-571).
- Please submit the original packet/forms along with one (1) copy to: Juvenile Division Court Clerk's Office, 2215 Blue Gum Avenue, Room 15, Modesto, CA 95358.
- Please submit a separate packet for each area of law (Dependency WIC § 300, Dependency WIC § 601/602).
- Please submit a separate packet for each minor.

For information regarding the release of juvenile case information, please see California Welfare and Institutions Code (WIC) Section 827, which governs the confidentiality and release of juvenile case files, and California Rules of Court Sections 5.552 and 5.553.

For additional information regarding Juvenile records, please see the Judicial Council Website at: <https://courts.ca.gov/programs-initiatives/families-and-children>.

JV-569

**Proof of Service—Petition for
Access to Juvenile Delinquency
Case File or a Living Child's
Juvenile Dependency Case File**

Clerk stamps date here when form is filed.

1 a. Your Name:

Relationship to child (if any): _____

Your Lawyer (if you have one for this case): _____

Name: _____ State Bar No.: _____

Firm Name: _____

b. Your Address (If you have a lawyer, give your lawyer's information.)

If you do not have a lawyer and want to keep your home address private, you may give a different mailing address instead. You do not have to give telephone, fax, or email.)

Address: _____

City: _____ State: _____ Zip: _____

Telephone: _____ Fax: _____

Email Address: _____

Fill in court name and street address:

**Superior Court of California, County of
STANISLAUS**

**JUVENILE DIVISION
2215 BLUE GUM AVENUE, RM. 15
MODESTO, CA 95358**

Fill in case number if known.

Case Number: _____

2 I was not able to provide notice of this petition to the following because I did not know their names or addresses. The clerk must serve a copy of the petition.

- a. County counsel or other attorney representing the child welfare agency if petition filed under Welfare and Institutions Code section 300
- b. District attorney if petition filed under Welfare and Institutions Code section 601 or 602
- c. Child if the child is 10 years of age or older
- d. Attorney of record for the child
- e. Child's parent
- f. Child's legal guardian
- g. Probation department if petition filed under Welfare and Institutions Code section 601 or 602
- h. Child welfare agency/custodian of records if petition filed under Welfare and Institutions Code section 300
- i. Child's identified Indian tribe
- j. Child's CASA volunteer
- k. An individual with an interest protected by another state or federal law prohibiting or limiting the release of the juvenile case file or any portions thereof under Welfare and Institutions Code section 827(a)(3)
- l. The attorney of record or legal representative of the individual protected under Welfare and Institutions Code section 827(a)(3)

3 If you checked box 2a, 2b, 2g, or 2h, describe the efforts made to locate those addresses and explain why you are unable to locate the addresses:



Your name: _____

Case Number: _____

4 Copies of *Petition for Access to Juvenile Delinquency Case File or a Living Child's Juvenile Dependency Case File* (JV-570), *Notice of Petition for Access to Juvenile Delinquency Case File or a Living Child's Juvenile Dependency Case File* (JV-571), and a blank *Objection to Release of Juvenile Delinquency Case File or a Living Child's Juvenile Dependency Case File* (JV-572) have been served personally or placed in a sealed envelope with postage paid and deposited in the United States mail addressed to the following:

a. County counsel or other attorney representing the child welfare agency if petition filed under Welfare and Institutions Code section 300 (*name and address*):

 Date mailed: _____ or Personally served on (*date*): _____

b. District attorney if petition filed under Welfare and Institutions Code section 601 or 602 (*name and address*):

 Date mailed: _____ or Personally served on (*date*): _____

c. Child if the child is 10 years of age or older (*name and address*):

 Date mailed: _____ or Personally served on (*date*): _____

d. Attorney of record for the child (*name and address*):

 Date mailed: _____ or Personally served on (*date*): _____

e. Child's parent (*name and address*):

 Date mailed: _____ or Personally served on (*date*): _____

f. Child's parent (*name and address*):

 Date mailed: _____ or Personally served on (*date*): _____

g. Child's legal guardian (*name and address*):

 Date mailed: _____ or Personally served on (*date*): _____

h. Probation department if petition filed under Welfare and Institutions Code section 601 or 602 (*name and address*):

 Date mailed: _____ or Personally served on (*date*): _____



Your name: _____

Case Number: _____

4 i. Child welfare agency/custodian of records if petition filed under Welfare and Institutions Code section 300 (*name and address*):

Date mailed: _____ or Personally served on (*date*): _____

j. The Indian child's tribal representative (*name and address*):

Date mailed: _____ or Personally served on (*date*): _____

k. The child's CASA volunteer (*name and address*):

Date mailed: _____ or Personally served on (*date*): _____

l. Anyone with an interest protected by another state or federal law prohibiting or limiting the release of the juvenile case file or any portions thereof under Welfare and Institutions Code section 827(a)(3) (*name and address*):

Date mailed: _____ or Personally served on (*date*): _____

m. The attorney of record or legal representative of the individual protected under Welfare and Institutions Code section 827(a)(3) (*name and address*):

Date mailed: _____ or Personally served on (*date*): _____

5 I declare under penalty of perjury under the laws of the State of California that the information in this form is true and correct. This means that if I lie on this form, I may be found guilty of a crime.

Date: _____



Type or print your name

Sign your name

JV-570

Petition for Access to Juvenile Delinquency Case File or a Living Child's Juvenile Dependency Case File

If you are requesting a court order to obtain access to the juvenile delinquency case file or a living child's juvenile dependency case file, fill out all items on this form, and file it with the juvenile court. You must also fill out and file Proof of Service—Petition for Access to Juvenile Delinquency Case File or a Living Child's Juvenile Dependency Case File (form JV-569).

Clerk stamps date here when form is filed.

1 a. Your Name:

Relationship to child (if any): _____

Your Lawyer (if you have one for this case): _____

Name: _____ State Bar No.: _____

Firm Name: _____

Fill in court name and street address:

**Superior Court of California, County of
STANISLAUS**

**JUVENILE DIVISION
2215 BLUE GUM AVENUE, RM. 15
MODESTO, CA 95358**

b. Your Address (If you have a lawyer, give your lawyer's information.

If you do not have a lawyer and want to keep your home address private, you may give a different mailing address instead. You do not have to give telephone, fax, or email.)

Address: _____

City: _____ State: _____ Zip: _____

Telephone: _____ Fax: _____

Email Address: _____

Fill in case number, if known:

Case Number: _____

2 Name of child: _____

3 Child's date of birth (if known): _____

4 A petition regarding the child in **2** has been filed under (check all that apply):

- a. Welfare and Institutions Code section 300
- b. Welfare and Institutions Code section 601
- c. Welfare and Institutions Code section 602

5 The records I want are: (Describe in detail. Attach more pages if you need more space. If you are involved in a pending proceeding in an appellate court or you are preparing to participate in such a proceeding, you should describe here the transcripts, reports, and any other evidence considered by the juvenile court at hearings related to the subject of the appeal or writ proceeding. For example, you should describe a report by providing its title (such as "status review report," "jurisdiction/disposition report," or "CASA report") and the date of the hearing when the document was considered.)

Check here if you have additional information to provide. Attach a separate sheet or sheets of paper and write "Attachment 5 to form JV-570, item 5" for a title.



Your name: _____

(6) The reasons for this petition are:

a. Civil court case pending in (*name of county*): _____

Case number: _____ Hearing date: _____

b. Criminal court case pending in (*name of county*): _____

Case number: _____ Hearing date: _____

c. Juvenile court case pending in (*name of county*): _____

Case number: _____ Hearing date: _____

d. Family law court case pending in (*name of county*): _____

Case number: _____ Hearing date: _____

e. Writ or appeal case pending in (*name of district*): _____Case number (*if available*): _____

Hearing dates related to the juvenile court order being challenged or to be challenged on appeal or by writ:

f. Other (*specify*): _____

Case number: _____ Hearing date: _____

(7) I need the records of a juvenile delinquency case file or a living child's juvenile dependency case file because (*describe in detail; attach more pages if you need more space*):

_____ Check here if you have additional information to provide. Attach a separate sheet or sheets of paper and write "Attachment 7 to form JV-570, item 7" for a title.

(8) I declare under penalty of perjury under the laws of the State of California that the information in this form is true and correct. This means that if I lie on this form, I may be found guilty of a crime.

Date: _____



Type or print your name

Sign your name

Note: You must provide a copy of this completed form to all interested parties if you know their names and addresses.

JV-571**Notice of Petition for Access to
Juvenile Delinquency Case File or
a Living Child's Juvenile
Dependency Case File**

Clerk stamps date here when form is filed.

**RE: Release of Juvenile Case File and Right to File
an Objection**

To petition the juvenile court for access to a juvenile delinquency case file or a living child's juvenile dependency case file, you must provide this notice to all those listed in item 4 of Proof of Service—Petition for Access to Juvenile Delinquency Case File or a Living Child's Juvenile Dependency Case File (form JV-569), if you know their names and addresses. If not, you must indicate which parties you were unable to serve in item 2 of form JV-569.

To (names):

Fill in court name and street address:

**Superior Court of California, County of
STANISLAUS****JUVENILE DIVISION
2215 BLUE GUM AVENUE, RM. 15
MODESTO, CA 95358**

Court fills in case number when form is filed.

Case Number:

① Child's name: _____

② Information relating to the child named in ① is being sought by (name):

③ The requested information is described in the attached *Petition for Access to Juvenile Delinquency Case File or a Living Child's Juvenile Dependency Case File* (form JV-570).

④ If you object to the release of these records and information, you must fill out *Objection to Release of Juvenile Delinquency Case File or a Living Child's Juvenile Dependency Case File* (form JV-572) and return it to the court listed at the address above within 10 days of service of this notice.

Warning: If you do not object, the court may grant access to the child's case file.

Date: _____

Type or print your name



Sign your name

JV-572

Objection to Release of Juvenile Delinquency Case File or a Living Child's Juvenile Dependency Case File

Objections to the release of information and records described in the attached copy of Petition for Access to Juvenile Delinquency Case File or a Living Child's Juvenile Dependency Case File (form JV-570) must be filed with the juvenile court.

1 a. Your Name:

Relationship to child (if any): _____

Your Lawyer (if you have one for this case):

Name: _____ State Bar No.: _____

Firm Name: _____

b. Your Address (If you have a lawyer, give your lawyer's information.)

If you do not have a lawyer and want to keep your home address private, you may give a different mailing address instead. You do not have to give telephone, fax, or email.)

Address: _____

City: _____ State: _____ Zip: _____

Telephone: _____ Fax: _____

Email Address: _____

2 Name of child: _____

3 My relationship to the child named in **2**, if any, is: _____

4 I object to the release of information and records relating to the child named in **2**.

5 I do not want the juvenile court to release the records because (*describe in detail, attach additional pages if necessary*):

Check here if you have additional information to provide. Attach a separate sheet or sheets of paper and write "Attachment 5 to form JV-572, item 5" for a title.

Warning: If you do not object, the court may grant access to the child's case file.

Date: _____



Sign your name

Type or print your name

JV-573

Order on Petition for Access to Juvenile Delinquency Case File or a Living Child's Juvenile Dependency Case File

Clerk stamps date here when form is filed.

The court finds and orders:

1 The request is denied.

- a. Petitioner has not shown good cause for the release of the requested records.
- b. Petitioner has not met the notice requirements of rule 5.552(b) of the California Rules of Court.
- c. Request for records is overbroad or records sought are insufficiently identified.
- d. Other:

2 The court sets a hearing on the request. Applicant has shown good cause for release of the juvenile case file, but the court must balance the interests of the applicant, the child, other parties to the juvenile delinquency or a living child's juvenile dependency court proceedings, and the public. Clerk to send notice under rule 5.552 of the California Rules of Court.

Date of hearing: _____

Time of hearing: _____

Location: _____

Fill in court name and street address:

Superior Court of California, County of STANISLAUS

JUVENILE DIVISION
2215 BLUE GUM AVENUE, RM. 15
MODESTO, CA 95358

Fill in child's name and date of birth:

Child's Name:

Date of Birth:

Court fills in case number when form is filed.

Case Number:

3 The court will conduct a review of the juvenile case file and any filed objections.

4 Other:

Date: _____

Judicial Officer

JV-574

Order After Judicial Review on Petition for Access to Juvenile Delinquency Case File or a Living Child's Juvenile Dependency Case File

Clerk stamps date here when form is filed.

1 Name of petitioner: _____

The court finds and orders:

2 After a review of the juvenile delinquency case file or a living child's juvenile dependency case file and any filed objections and a noticed hearing, the court denies the request.

Reason(s) for denial:

- a. Access is not in the child's best interests.
- b. The need for access does not outweigh the privacy rights of the child and the policy considerations favoring confidentiality of the juvenile case file.
- c. Petitioner has not shown by a preponderance of the evidence that the records requested are necessary and have substantial relevance to the legitimate need of the petitioner.
- d. There are no responsive records.
- e. Other: _____

Fill in court name and street address:

**Superior Court of California, County of
STANISLAUS**

**JUVENILE DIVISION
2215 BLUE GUM AVENUE, RM. 15
MODESTO, CA 95358**

Fill in child's name and date of birth:

Child's Name:

Date of Birth:

Court fills in case number when form is filed.

Case Number:

3 After a review of the juvenile delinquency case file or a living child's juvenile dependency case file and any filed objections and a noticed hearing, the court grants the request.
The petitioner has shown by a preponderance of the evidence that access to records is necessary and that records have substantial relevance to the legitimate needs of the petitioner. The court has balanced these needs with the child's best interest. The court finds that the need for access outweighs the policy considerations favoring confidentiality of juvenile records.

a. The following records may be disclosed: with redactions

b. The procedure for providing access is:



Your name: _____

3 c. Any information that relates to another child or could identify another child who is not the subject of the petition must be redacted. The court orders required redactions as specified in *Order Granting Welfare and Institutions Code Section 827 Petition Attachment: Required Redactions* (form JV-576).

The court orders the required redactions be made by (*check one*):

court clerk
 custodian of records
 Other: _____

d. See attached.

4 a. Petitioner may not disseminate the information to anyone who is not specified in Welfare and Institutions Code section 827 or 827.10.

b. Petitioner may disseminate the disclosed records listed in item 3a only to: _____

as redacted subject to protective order additional orders attached

5 Disclosure subject to protective order (*list orders*): _____

6 Other:

7 See attached.

Date: _____

Judicial Officer

JV-576

Order Granting Welfare and Institutions Code Section 827 Petition Attachment: Required Redactions

To *Order After Judicial Review on Petition for Access to Juvenile Delinquency Case File or a Living Child's Juvenile Dependency Case File* (form JV-574)

Order After Judicial Review on Petition for Public Disclosure of a Deceased Child's Juvenile Dependency Case File (form JV-588)

Use this form to identify required redaction(s) to the juvenile case file when granting the Welfare and Institutions Code Section 827 petition, and to authorize testimony related to the released juvenile case file information, as necessary.

1 After an in-camera review, the court determines that (*check one*): all
 portions of the juvenile case file may be disclosed. The court releases the documents specified below subject to the requirements of any state law or federal law or regulation prohibiting or limiting release of the juvenile case file or any portions thereof (*check all that apply*):

- a. Court File
 - (1) Orders
 - (2) Petitions, applications, motions, oppositions, replies, and accompanying memoranda of points and authorities and exhibits
 - (3) Reports by social workers
 - (4) Reports by probation officers
 - (5) Reports by Court Appointed Special Advocates (CASA)
 - (6) Psychological or psychiatric reports
 - (7) Letters of guardianship
 - (8) Adoption records
 - (9) Restraining or protective orders
 - (10) Declarations
 - (11) Health records (including authorizations for psychotropic medication)
 - (12) Education records
 - (13) Waivers, information, and notification forms
 - (14) Intercounty transfer records
 - (15) Interstate Compact on the Placement of Children (ICPC) records
 - (16) Indian Child Welfare Act (ICWA) records
 - (17) Short-Term Residential Therapeutic Program (STRTP) or community treatment facility (CTF) records
 - (18) Resource Family Approval (RFA) records

Clerk stamps date here when form is filed.

Fill in court name and street address:

Superior Court of California, County of STANISLAUS

JUVENILE DIVISION
2215 BLUE GUM AVENUE, RM. 15
MODESTO, CA 95358

Court fills in case number when form is filed.

Case Number:



① a. (19) Other (please specify additional documents or information):

b. Agency File

- (1) Emergency response referrals
- (2) Delivered service logs
- (3) Investigative narratives
- (4) Relative home assessments
- (5) Other (please specify additional documents or information):

② The following information must be removed or redacted before the documents are released (check all that apply):

- a. Any information relating to or that could identify other minors, nonminor dependents, or individuals protected pursuant to Welfare and Institutions Code section 827, and the California Consumer Privacy Act (CCPA) (Civ. Code, § 1798.100 et seq.).
- b. Names, addresses, and telephone numbers of reporting parties pursuant to the Child Abuse and Neglect Reporting Act (CANRA) (Pen. Code, § 11167(d)).
- c. Social Security numbers pursuant to California Civil Code section 1798.85.
- d. Dates of birth pursuant to the Privacy Act of 1974, 5 U.S.C. § 552a, the Driver's Privacy Protection Act (DPPA) (18 U.S.C. § 2721), and the California Public Records Act (CPRA) (Gov. Code, § 7927.410).
- e. Driver's license numbers pursuant to the Driver's Privacy Protection Act (DPPA) (18 U.S.C. § 2721) and Vehicle Code section 1808.21.
- f. Protected health information pursuant to the Health Insurance Portability and Accountability Act (HIPAA) (Public Law 104-191 (1996)), the California Confidentiality of Medical Information Act (CMIA) (Civ. Code, § 56 et seq.), and Health and Safety Code sections 12097–121020.
- g. Mental health information pursuant to the Lanterman-Petris-Short Act (LPS) (Welf. & Inst. Code, § 5000 et seq.), Health and Safety Code section 11845.5, and Civil Code section 56.103.
- h. Substance abuse treatment information pursuant to the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment, and Rehabilitation Act (CAAAPTR) (42 U.S.C. § 4541 et seq.), Public Health Service Act (42 U.S.C. § 290dd–2), and Health and Safety Code section 11845.5.

2. i. Psychotherapy notes pursuant to Civil Code section 56.10(c)(1).

j. Education information pursuant to the Family Educational Rights and Privacy Act (FERPA) (20 U.S.C. § 1232g, 34 C.F.R. part 99) and the California Student Records Act (Ed. Code, §§ 49060–49085).

k. Privileged information pursuant to Evidence Code sections 954, 994, 1014, 1035.8, 1037.5, 1038.

l. AIDS, HIV, and hepatitis testing information pursuant to Health and Safety Code sections 120820, 120970(i), 120975, 120980, 121015, 121023(f), 121025, 121035, 121065, 121070, 121075, 121280; Penal Code sections 1202.1, 7517, 7523, 7540; and Welfare and Institutions Code section 1768.9.

m. Blood-alcohol test records pursuant to Vehicle Code section 1804.

n. Address of a party known to be a victim of domestic violence pursuant to Penal Code section 278.7 and Welfare and Institutions Code sections 302(b), 332(e).

o. Identity of and information about clients of a community care facility pursuant to Health and Safety Code section 1557.5.

p. Identity of and information about recipients of public social services or aid, including Medi-Cal and workers' compensation pursuant to Welfare and Institutions Code sections 9401, 10810, 10850, 10850.1, 10850.2, 10850.3, 10850.7, 14100.2, 17006, 18491.

q. Identity of and information about conservatees and developmentally disabled persons pursuant to Health and Safety Code sections 416.8, 416.18; Penal Code section 1620; Probate Code sections 1821(a)(5), 1826, 1827.5(e), 1834, 1851, 2586; and Welfare and Institutions Code sections 4514, 4518, 4552.5, 4727, 4903.

r. Other information:

3. The court releases the foregoing documents upon the petitioner submitting a signed protective order.

4. The court further authorizes social workers probation officers other: _____ to testify about information from the juvenile case file in the upcoming proceedings
 criminal, case number(s), if known: _____ juvenile, case number(s), if known: _____
 family law, case number(s), if known: _____ probate, case number(s), if known: _____
 civil, case number(s), if known: _____

Date: _____

Judicial Officer