

**THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF SAN DIEGO**

**IN RE THE INSPECTION AND
COPYING OF A CONFIDENTIAL
FAMILY COURT FILE BY THE CHILD
ABDUCTION UNIT OF THE DISTRICT
ATTORNEY'S OFFICE** } **GENERAL ORDER OF THE
PRESIDING DEPARTMENT**
} **ORDER NO. 010124-26**

THE COURT FINDS AND ORDERS AS FOLLOWS:

Pursuant to Family Code section 3130 et seq., the Child Abduction Unit of the Office of the District Attorney for the County of San Diego is obligated to act, on behalf of the court, when there are certain situations involving a minor child who is the subject of a custody matter before the San Diego Superior Court. To comply with these statutory obligations, the Child Abduction Unit may need access to a confidential family court case file that is not otherwise accessible as a public record. To facilitate prompt action to secure the health, safety, and welfare of California's children, the court makes the following orders:

1. When a criminal investigator from the Child Abduction Unit of the San Diego District Attorney's office has been assigned a case in which he or she will need access to a specific family court case file that is designated or deemed confidential by operation of law, such access will be allowed without further court order, but only upon compliance with the specific directives in this order.

2. The investigator and his or her authorized representative must present to the family court business office the completed mandatory San Diego Superior Court Form #D-293, entitled

1 *Declaration of Authorized Persons from Child Abduction Unit to Inspect and Copy Confidential*
2 *Family Court File.* The form must include the following:

3 (a) a full caption with the parties' names and case number;

4 (b) the full and legible names of both the criminal investigator and his or her authorized
5 representative;

6 (c) the full names and birth dates of the children involved; and

7 (d) the dated signatures of both the investigator and the authorized representative
8 signed under penalty of perjury.

9 3. The declaration affirms and acknowledges, both individually and jointly, that the
10 investigator and the authorized representative will:

11 (a) inspect and copy only those documents relevant to the investigation;

12 (b) maintain the confidentiality of all documents reviewed and/or copied;

13 (c) agree that their declaration will become part of the family court's case file; and,

14 (d) agree to present a valid and current identification of employment to the family court
15 business office at the time of the inspection request.

16 This order is based on the authority vested in the Presiding Judge under California Rules of
17 Court, rule 10.603.

18 This order shall become effective on January 1, 2024, and expire on December 31, 2024,
19 unless otherwise ordered by this court.

20 IT IS SO ORDERED.

21
22 DATED: December 27, 2023

23 

24 **HONORABLE MICHAEL T. SMYTH**
25 **PRESIDING JUDGE**
26
27
28