

NOV 03 2014

at 8 o'clock and 05 min. A.M. SUE BEITIA, CLERK

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF HAWAII

In re: Disclosure ) ORDER REGARDING DISCLOSURES  
Regulations )  
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ORDER REGARDING DISCLOSURES

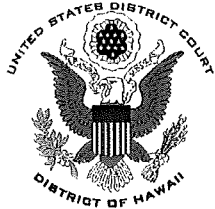
The Court hereby orders that when the United States Pretrial Services Office or the United States Probation Office, in a petition requesting possible revocation of a defendant's bail, supervised release, or probation status, relies on an investigative report obtained from law enforcement, the report may be disclosed to the United States Attorney's Office and defense counsel. Such dissemination by the United States Pretrial Services Office or the United States Probation Office is in furtherance of the fair administration of the criminal justice system and the performance of the duties and functions of the United States Pretrial Services Office or the United States Probation Office. This order is intended to satisfy the requirements of Haw. Rev. Stat. § 92F-19.

This order does not require the United States Pretrial Services Office or the United States Probation Office to seek revocation whenever it obtains a law enforcement report that might support revocation. To the contrary, if the United States Pretrial Services Office or the United States Probation Office, upon obtaining a law enforcement report, has any concern that

there may be good cause to refrain from seeking revocation because, for example, disclosure of the report might create a risk that someone or some investigation might be jeopardized, the United States Pretrial Services Office or the United States Probation Office should bring its concern to the court's attention before filing a revocation petition that might require disclosure to counsel. The matter should preliminarily be brought to the attention of the Chief Judge rather than the District Judge assigned to the case, to avoid a need for judicial recusal (or, if the District Judge assigned to the case is the Chief Judge, to another District Judge).

IT IS SO ORDERED.

DATED: Honolulu, Hawaii, November 3, 2014.



/s/ Susan Oki Mollway  
Susan Oki Mollway  
Chief United States District Judge

/s/ J. Michael Seabright  
J. MICHAEL SEABRIGHT  
UNITED STATES DISTRICT JUDGE

/s/ Leslie E. Kobayashi  
LESLIE E. KOBAYASHI  
UNITED STATES DISTRICT JUDGE

/s/ Derrick K. Watson  
DERRICK K. WATSON  
UNITED STATES DISTRICT JUDGE

ORDER REGARDING DISCLOSURES