

FILED  
Clerk Superior Ct., Gordon County

IN THE SUPERIOR COURT OF  
GORDON COUNTY  
STATE OF GEORGIA

SEP 11 2006

Brian Brannon  
Clerk

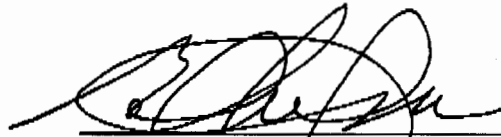
STATE OF GEORGIA : CRIMINAL ACTION  
: :  
VS. : FILE NUMBER 04-CR-16471  
: :  
JERRY WILLIAM JONES, :  
: :  
DEFENDANT :

**ORDER PERTAINING TO RELEASE OF DEFENDANT'S PROBATION FILE**

In releasing to the Defendant documents in the State's possession material to the above-styled case, the State withheld a file labeled "Probation File Rome/Calhoun," totally 21 pages. The District Attorney, *sua sponte*, forwarded the contents of the file to the Court, requesting a review of the file, since the records are confidential pursuant to O.C.G.A. § 42-8-40. As noted by the District Attorney, the first six pages were introduced at the hearing held August 21, 2006, on the Defendant's Motion to Suppress Evidence. At the August 21 hearing, the Court also ordered "field notes" in Probation's possession to be revealed as being material to the pending motion.

After making an *in camera* inspection of the attached documents, the Court orders and directs that copies of the file labeled "Probation File Rome/Calhoun" be released to the Defendant. See generally *Walker v. State*, 254 Ga. 149 (1985)

SO ORDERED this 8<sup>th</sup> day of September, 2006.



G. CAREY NELSON, JUDGE  
SUPERIOR COURT OF GORDON COUNTY, GEORGIA