

NORTH CAROLINA  
FORSYTH COUNTY

IN THE GENERAL COURT OF JUSTICE  
DISTRICT COURT DIVISION  
XX CvD XXXX

XXXXXXXXXXXXXXXXXXXXX, )  
 )  
 Plaintiff, )  
 )  
 v. )  
 )  
 XXXXXXXXXXXXXXXXXXXXX, )  
 )  
 Defendant. )

ORDER

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THIS CAUSE coming on to be heard and being heard before the undersigned Judge upon Defendant's Motion to Compel Production of Documents as outlined in the subpoenas issued by counsel for Defendant to the U.S. Department of Labor, Jacksonville, Florida; and upon hearing this matter, the Court finds that The Privacy Act of 1974, 5 U.S.C. § 552(a), (allows the disclosure of federal employee's personnel and payroll records when it is so ordered by a Court of competent jurisdiction (5 U.S.C. 552a(b)(11));

And it further appearing to the Court that the information required by the subpoenas issued by counsel for Defendant is relevant to the issues raised in Plaintiff's postseparation support case;

And it further appearing that the value of the information requested by the subpoenas being disclosed outweighs the value of maintaining the confidentiality of information as specified in The Privacy Act of 1974 (5 U.S.C. § 552(a)).

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that William C. Franson, District Director of the U.S. Department of Labor, Jacksonville, Florida, make available to the Court and counsel for either party upon subpoena by either party the following information:

1. All payroll records of XXXXXXXXXXXXXXXX and/or XXXXXXXXXXXXXXXX, Jr. from January 1, 1997 to date; all information on all vested accrued benefits including retirement benefits, health and life insurance, profit sharing, stock bonuses and other benefits available to XXXXXXXXXXXXXXXX and/or XXXXXXXXXXXXXXXX, including Annual Statement of Benefits for any defined benefit or contribution plans in which she/he participates.

2. Produce any and all worker's compensation and disability documents (including but not limited to any and all accident or incident reports, applications for benefits, all correspondence regarding any past, present or future claims and records of any type of payments received or to be received by XXXXXXXXXXXXXXXXXXXX) pertaining in any manner whatsoever to XXXXXXXXXXXXXXXXXXXX from January 1, 1997 to present date.

This the \_\_\_\_\_ day of \_\_\_\_\_, 2004.

\_\_\_\_\_  
Judge Presiding

CONSENTED TO:

\_\_\_\_\_  
\_\_\_\_\_, Plaintiff

\_\_\_\_\_  
\_\_\_\_\_, Attorney for Plaintiff

\_\_\_\_\_  
\_\_\_\_\_, Defendant

\_\_\_\_\_  
\_\_\_\_\_, Attorney for Defendant

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CERTIFICATE OF SERVICE

\_\_\_\_\_ This is to certify that the undersigned has this date served an Order upon \_\_\_\_\_, Attorney for Plaintiff, Robert L. Walter, Counsel for U.S. Department of Labor, and William C. Franson, District Director for U.S. Department of Labor, by hand delivery to \_\_\_\_\_ only and by depositing a copy of said Order in an official depository of the United States Postal Service, properly addressed, and with proper postage thereon, addressed as follows:

\_\_\_\_\_, Attorney for Plaintiff  
\_\_\_\_\_  
\_\_\_\_\_  
VIA HAND DELIVERY

Robert L. Walter, Counsel  
Mala L. Karr, Paralegal Specialist  
U.S. Department of Labor  
Atlanta Federal Center  
61 Forsyth Street, S.W., Room 7T10  
Atlanta, GA 30303

William C. Franson, District Director  
U.S. Department of Labor, ESA/OWCP/FEC  
214 North Hogan, Suite 1006  
Jacksonville, FL 32202

This the \_\_\_\_ day of \_\_\_\_\_, 2004.

\_\_\_\_\_  
Robin J. Stinson  
State Bar ID # 12565  
Attorney for Defendant

OF COUNSEL:

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