

IN THE SUPERIOR COURT OF GLYNN COUNTY  
STATE OF GEORGIA

STATE OF GEORGIA

v.

TRAVIS MCMICHAEL,  
GREG MCMICHAEL, and  
WILLIAM R BRYAN,

Defendants.

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Case No. CR2000433

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FILED  
GLYNN COUNTY CLERK'S OFFICE  
2021 JUL 22 AM 9:35

ORDER DENYING ACCESS  
TO DIVISION OF FAMILY AND CHILDREN SERVICES RECORDS

On January 12, 2021 the Court executed an "Order for In Camera Inspection" directed at the Glynn County Department of Family and Children Services (the "Order"). The Order directed the Department to produce to the Court records associated with Marcus Arbery, III and Micah Arbery. Those records were served on the Court for *in camera* review under O.C.G.A. § 49-5-40(b). That Code Section provides that:

*[e]ach* and every record concerning reports of child abuse and child controlled substance or marijuana abuse which is in the custody of the department, other state or local agency, or child advocacy center is declared to be confidential, and access thereto is prohibited except as provided in Code Sections 49-5-41 and 49-5-41.1.

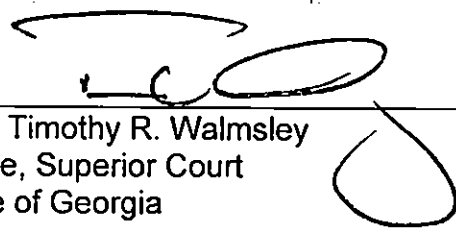
Pursuant to O.C.G.A. § 49-5-41(a)(11), the Court may make such DFCS records available to a party seeking such records when a party presents a "subpoena that is filed contemporaneously with a motion seeking records and requesting an in camera inspection, of such records" and certain additional requirements are met. After an in camera inspection of such records, if the court finds that access to such records appears reasonably calculated to lead to the discovery of admissible evidence they are made available to the requesting party.

The Court has reviewed the records produced by the Department, in light of the

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Order on Release of DFACS Records

requirements set forth in O.C.G.A. § 49-5-41(a)(11), and finds that the documents do not appear reasonably calculated to lead to the discovery of admissible evidence. Accordingly, it is **ORDERED** that the Department's records produced subject to the Court's January 12, 2021 Order remain confidential and that the Court's copy of the records shall be and remain **SEALED** in the above captioned case and shall not be released to any other person absent a court order.

**SO ORDERED** this 22<sup>nd</sup> day of July, 2021.



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Hon. Timothy R. Walmsley  
Judge, Superior Court  
State of Georgia

cc: All Parties (w/o attachments)