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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

RYAN KO, a Minor, by and through TONY
KO, his guardian ad litem,

Case No.:C05-01686 MEJ

Plaintiffs,

**ORDER COMPELLING CUSTODIANS
OF RECORD TO PRODUCE
DOCUMENTS IN COMPLIANCE
WITH SUBPOENAS SERVED BY
DEFENDANT CITY OF HAYWARD**

v.

CITY OF HAYWARD, California, a
California Municipality,

**ORDER FOR PLAINTIFF TO
PRODUCE MATERIALS AND
DOCUMENTS IN HIS POSSESSION**

Defendant.

**ORDER SCHEDULING COMPLIANCE
HEARING**

On February 12, 2009, the Court conducted a discovery hearing in the above-captioned matter regarding the parties's January 13, 2009 letter. (Dkt. #38.) Based on discussions at the hearing, the Court finds the requested discovery relevant and proper. Accordingly, the Court hereby ORDERS as follows:

To the Custodians of Records for the following persons and entities, served with Subpoenas in a Civil Case by defendant City of Hayward, dated as follows:

Alameda County Mental Health Services	December 22, 2008
Cal State University, Dept. Of Communicative Sciences & Disorders	January 9, 2009
Children's Health Council/Esther B. Clark School	December 22, 2008
Children's Hospital, Developmental & Behavioral Pediatrics	December 22, 2008
Creative Learning Center	December 22, 2008
Hayward Unified School District	December 22, 2008
Kaiser Permanente Medical Group	December 22, 2008
Palo Alto Police Department	December 22, 2008
Pathways to Wellness Medication Clinic	Multiple locations/not yet issued
Regional Center of East Bay/Paul Fujita, M.D.	December 22, 2008
Through the Looking Glass/Maria Less	December 22, 2008

YOU ARE HEREBY ORDERED to produce the records described in those subpoenas as:

Any and all writings, whether handwritten, typewritten, printed, photographed, photocopied, transmitted by electronic mail or facsimile, and every other means of recording upon any tangible thing, any form of communication or representation, including letters, words, pictures, sounds, or symbols, or

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combinations thereof, and any record thereby created, regardless of the manner in which the record has been stored, relating to:

RYAN KO
DOB: December 7, 1996
Residence address 27162 Underwood Avenue, Hayward, CA
Kaiser MR #9274363

including but not limited to:

School records, including applications, admission and attendance records, Section 504 Plans, Assessment Plans, Psychoeducational Studies, Individualized Education Program agreements, settlement agreements, disciplinary actions, behavior contracts.

Medical, psychological, and psychiatric records, including but not limited to examination, evaluation, diagnosis, diagnostic tests, x-rays, lab work, prognosis, medical treatment, psychological treatment, counseling, history, reports, notes, diagrams, instructions, prescriptions, insurance and medical bills.

Law enforcement records, including incident reports for calls for service from Esther B. Clark School.

including documents and materials that are deemed to be confidential or privileged.

In addition, the Court ORDERS Plaintiff to produce any materials and documents he has in his possession that have not been produced.

The parties are ORDERED to appear for a status hearing on March 12, 2009 at 10:00 a.m. in Courtroom B, 15th Floor, 450 Golden Gate Avenue, San Francisco, California. The parties shall file a joint status report by March 5, 2009.

IT IS SO ORDERED.

DATED: February 23, 2009



MARIA-ELENA JAMES
United States Magistrate Judge