

IN THE IOWA DISTRICT COURT FOR LEE (SOUTH) COUNTY

STATE OF IOWA, v. BENJAMIN G. TRANE,	Plaintiff, Defendant.	NO. FECR009152 REQUEST TO ORDER RELEASE OF DHS INTAKE REPORT
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COMES NOW the State of Iowa and states the following in support of its Request to Order Release of DHS Intake Report:

1. Pursuant to Iowa Admin. Code r. 441-175.41(235A), the Department of Human Services "shall withhold the name of the person who made the report of child abuse unless ordered by a juvenile court or district court after a finding that the person's name is needed to resolve an issue in any phase of a case involving child abuse." Iowa Admin. Code r. 441-175.41(2)(235A).

2. In this matter, a report of sexual abuse was separately made by two individuals on December 1, 2015. Both individuals have disclosed that they made such reports either through deposition or discovery. The timing of those reports are an issue in this case and are needed for discovery.

3. Due to the disclosure of their own identities by the reporting individuals, there will be no harm in disclosing the intake forms which not only identify the names of the reporters but the times said reports were made.

WHEREFORE, the State respectfully requests the Court order the Department of Human Services to disclose intake report numbers 2015335148 and 2015335126, both dated December 1, 2015.

/s/ DENISE A. TIMMINS

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