

STATE OF INDIANA)
)SS:
COUNTY OF CARROLL)

IN THE CARROLL CIRCUIT COURT
CAUSE NO. 08C01-2210-MR-1

STATE OF INDIANA,)
Plaintiff,)
)
VS.)
)
RICHARD M. ALLEN,)
Defendant.)

ORDER OR JUDGMENT OF THE COURT

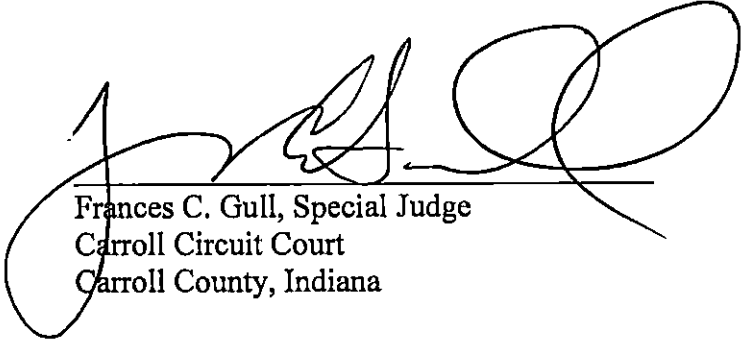
The Court, having had this matter under advisement following a hearing conducted on November 22, 2022, and having considered the evidence submitted and the arguments of counsel, now denies the State's Verified Request to Prohibit Public Access to a Court Record, in part. The Court finds that the State has failed to prove by clear and convincing evidence that the Affidavit of Probable Cause and the Charging Informations should be excluded from public access. The Court finds that the public interest is not served by prohibiting access, and that the protection and safety of witnesses can be ensured by redacting their names from the Affidavit, and that the defendant's personal information can be removed from the Charging Informations.

The Court notes that the Prosecuting Attorney submitted Charging Informations and a Probable Cause Affidavit at the November 22, 2022, hearing that was redacted, eliminating the witnesses' names and identifying personal information of the defendant. Those documents will be released to the public and made part of the record of this cause. The original Charging Informations and Affidavit of Probable Cause shall remain as sealed and confidential Court records as they are not redacted.

The Court further finds that the Media Intervenors' Motion for Leave to Intervene is moot, and therefore, denied.

Court Orders that the redacted Charging Informations and Affidavit for Probable Cause, submitted by the State at the hearing conducted on November 22, 2022, be filed with the Clerk of the Court with this Order, and further that the Clerk shall not release (without prior Court approval) the original, sealed unredacted Informations and Affidavit

Dated: November 28, 2022



Frances C. Gull, Special Judge
Carroll Circuit Court
Carroll County, Indiana

NOTICE TO BE GIVEN BY: ___ COURT __X_ CLERK ___ OTHER

PROOF OF NOTICE UNDER TRIAL RULE 72(D)

A copy of this entry was served either by mail to the address of record, deposited in the attorney's distribution box, or personally distributed to the following persons:

- cc: Bradley Rozzi – Attorney for Defendant
- Andrew Baldwin – Attorney for Defendant
- Prosecuting Attorney Nicholas McLeland
- Court File

DATED: _____

INITIAL OF PERSON WHO NOTIFIED PARTIES: _____ COURT _____ CLERK