

STATE OF NORTH DAKOTA

IN DISTRICT COURT

COUNTY OF \_\_\_\_\_

\_\_\_\_\_ JUDICIAL DISTRICT

THE STATE OF NORTH DAKOTA

)

)

Criminal Case No. \_\_\_\_\_

PLAINTIFF,

)

Vs

)

)

**FINDINGS OF FACT AND**

\_\_\_\_\_

)

**CONCLUSIONS OF LAW ON MOTION**

(Defendant)

)

**TO PROHIBIT PUBLIC INTERNET**

DEFENDANT.

)

**ACCESS**

)

The defendant indicated above submitted a motion to prohibit public Internet access to the records in this matter under N.D.Sup.Ct.Admin.R. 41, Section 6(a)(6), on \_\_\_\_\_. The State responded to the motion on \_\_\_\_\_. The court considered the motion and decided it on briefs under N.D.R.Ct. 3.2.

**FINDINGS OF FACT**

**I**

The Court finds there are sufficient grounds to overcome the presumption of openness of court records in this case to allow Internet access to defendant's records to be prohibited.

**II**

The following specific facts show that the public interest in maintaining open Internet access to the records of this matter is minimal:

- A. \_\_\_\_\_
- B. \_\_\_\_\_
- C. \_\_\_\_\_
- D. \_\_\_\_\_

**III**

The following specific facts show that the defendant has sustained or is likely to sustain the following substantial harms because these records in this matter have remained available for open Internet access:

- A. \_\_\_\_\_  
\_\_\_\_\_.
- B. \_\_\_\_\_  
\_\_\_\_\_.
- C. \_\_\_\_\_  
\_\_\_\_\_.
- D. \_\_\_\_\_  
\_\_\_\_\_.

**CONCLUSIONS OF LAW**

**I**

There is an overriding interest in protecting the defendant from further harm by restricting Internet to the records of this matter.

**II**

There is a minimal interest in maintaining open Internet access to the records in this matter.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
District Judge