

IN THE CIRCUIT COURTS OF THE STATE OF OREGON  
FOR GRANT AND HARNEY COUNTIES

In the Matter of: Standing Order  
for the Oregon State Police to  
Release Records Sealed Under  
ORS 137.225 ) PRESIDING JUDGE ORDER NO. 26-007  
 ) Case: D24PJ01  
 ) ORDER FOR OREGON STATE POLICE TO  
 ) RELEASE RECORDS SEALED UNDER  
 ) ORS 137.225

The court hereby issues a Standing Order for the Oregon State Police to reopen and disclose to the Grant and Harney District Attorney's Office any and all records sealed under ORS 137.225 for the limited purpose of assisting the investigations of a movant, for a specific petition, to set aside pursuant to ORS 137.225(7)(b) and ORS 1337.225(5)(a)(A)(ii).

Thereafter, the files and records shall be resealed by Oregon State Police and the District Attorney's office shall destroy any records obtained once the petition at issue is resolved.

The Court finds good cause for Oregon State Police to release any and all records sealed under ORS 137.225 because consideration of previously set aside convictions is mandated by the statute. Under ORS 137.225(7)(b), “a conviction that has been set aside under this section shall be considered for the purpose of determining whether this paragraph is applicable” (emphasis added). Under ORS 137.225(5)(a)(A)(ii), “a conviction, arrest, citation or charge that has been set aside under this section shall be considered for the purpose of determining whether this subparagraph is applicable” (emphasis added). Given the mandatory language of the statute, good cause exists for each and every motion to set aside filed before this Court.

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## **Robert S. Raschio, Circuit Court Judge**