

STATE OF NORTH CAROLINA)
)
COUNTY OF FORSYTH)

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
97 CRS 6593, 6594

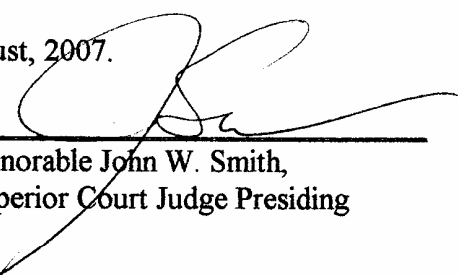
STATE OF NORTH CAROLINA)
)
v.)
)
KALVIN MICHAEL SMITH,)
)
Defendant)

ORDER FOR DISCLOSURE OF
PERSONNEL INFORMATION AND
CRIMINAL INVESTIGATION RECORDS

THIS MATTER COMING ON TO BE HEARD AND BEING HEARD before the Honorable James W. Smith, Superior Court Judge presiding at the August 13, 2007 Session of the Forsyth County Criminal Superior Court, upon the Joint Motion of the State of North Carolina and the City of Winston-Salem for an Order releasing an internal personnel report made by the Winston-Salem Police Department based upon the Department's investigation of the assault and armed robbery offenses for which the defendant stands convicted, pursuant to NCGS 132-1.4 and 160A-168(c)(4), the Court, after conducting an *in camera* inspection of the afore-mentioned report, attached hereto as EXHIBIT A, finds that the Innocence Project, an entity created by and implemented by Duke University, is investigating a claim of "actual innocence" maintained by the defendant, and the Court further finds that the interest of justice warrants release of this otherwise protected report, therefore

It is hereby ORDERED, ADJUDGED AND DECREED that the internal personnel report created by the Winston-Salem Police Report based upon the investigation of the underlying crimes be and hereby is released for public consumption.

This the 14th day of August, 2007.



Honorable John W. Smith,
Superior Court Judge Presiding