

STATE OF NEW MEXICO
COUNTY OF BERNALILLO
SECOND JUDICIAL DISTRICT COURT

FRANK C. FOY,

Plaintiff,

v.

No. D-202-CV-2009-1587

NEW MEXICO EDUCATIONAL
RETIREMENT BOARD; BRUCE MALOTT;
and GARY BLAND,

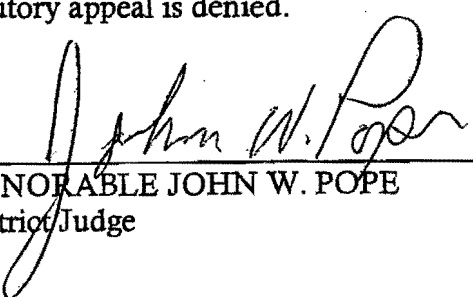
Defendants.

ORDER ALLOWING PLAINTIFF TO USE SCANNER AND LAPTOP COMPUTER

The Plaintiff having moved for an order allowing him or his representatives to use a scanner and laptop computer to scan documents and/or make notes while inspecting public records, and the defendants having opposed such motion, and the Court having reviewed the briefs and conducted hearings on the motion, and being fully advised in the premises,

IT IS HEREBY ORDERED, ADJUDGED AND DECREED as follows:

1. Plaintiff's motion is granted. Defendants are ordered to allow plaintiff or his representatives to use a scanner, a laptop computer, or other device (such as a cell phone or cell phone camera) to make notes or copies during inspections of public records.
2. This order is effective immediately, and shall not be stayed except by further order of this Court, or an appellate court.
3. This is not a final judgment under Rule 1-045(D).
4. Defendants' motion for interlocutory appeal is denied.



HONORABLE JOHN W. POPE
District Judge