

	<b><u>CAUSE NO.</u></b>	
<b>IN THE MATTER OF</b>	§	<b>IN THE DISTRICT COURT</b>
<b>THE MARRIAGE OF</b>	§	
	§	
<b>XXX</b>	§	
<b>AND</b>	§	<b>285<sup>TH</sup> JUDICIAL DISTRICT</b>
<b>YYY</b>	§	
	§	
<b>AND IN THE INTEREST OF</b>	§	
<b>ZZ CHILDREN</b>	§	<b>BEXAR COUNTY, TEXAS</b>

**ORDER TO RELEASE HIPAA INFORMATION**

On December 13, 2022, the Court heard Respondent’s Motion for HIPAA Release Order.

***Appearances***

Petitioner, XXX, appeared through her attorney of record \_\_\_\_.

Respondent, YYY, appeared through his attorney of record \_\_\_\_.

***Jurisdiction***

The Court, after examining the record and hearing the evidence and argument of counsel, finds all necessary prerequisites of the law have been legally satisfied and that the Court has jurisdiction of this case and all parties.

***Orders Releasing Specified Confidential Health Information***

The Court ORDERS the following listed health care providers or entities (“Covered Entities”) to release the information specified below and all information held by such Covered Entities related to XXX and/or YYY within 14 days of receipt by the Covered Entity of this Order.

The Court FURTHER ORDERS the release of the following information to the attorneys of record for XXX and YYY (“Individuals”) for use in litigation in the instant cause:

- a. Raw data from any psychological assessments, surveys, or tests performed on the Individuals.
- b. Therapy or session notes related to the Individuals.
- c. Information disclosed to or received from other mental health or medical professionals for potential use in forming their opinions or testimony related to the instant case.
- d. Reports prepared for use in the instant litigation, including drafts of any such reports that were provided to Petitioner's counsel only.
- e. Intake questionnaires or forms provided to either Individual.
- f. Any other documents, recordings, drawings, photographs, or other materials provided to the covered entities in connection with mental health treatment of, assessment of, or the formation of opinions related to the mental health of the Individuals.

The Court FURTHER ORDERS that the listed providers or Covered Entities, below, shall release the information specified in this Order by providing copies of any relevant documents, notes, recordings, images, raw data, etc. electronically to the Individuals' attorneys of record. The court FURTHER ORDERS each provider or Covered Entity to exchange such information in writing and by telephone, as well as to consult by telephone or in writing regarding such information and their opinions regarding such information with the attorneys of record and \_\_\_\_\_, Ph.D. within a reasonable time after a request by the attorneys or \_\_\_\_Ph.D.

The Court FURTHER ORDERS the following providers or Covered Entities to release the information covered by this Order without any separate release or authorization from the Individuals and FINDS that this Order is sufficient to allow the release of said information per 45 CFR 164.512:

- a. \_\_\_\_\_, Ph.D.
- b. \_\_\_\_\_, Ph.D.
- c. \_\_\_\_\_
- d. \_\_\_\_\_, Ph.D.

***Orders Protecting Disclosure of Release Information***

The Court FURTHER ORDERS that any information covered by this Order and released per this Order shall be covered by the *Order Protecting Confidential Health Information* signed

November 9, 2021, incorporated here by reference as though contained herein verbatim, and attached as Exhibit A. The Court FURTHER ORDERS each listed provider or Covered Entity to acknowledge receipt of this Order by returning a signed copy of this Order to each Individual's attorney of record within 48 hours of receipt of this Order from any attorney of record for the Individuals.

SIGNED ON \_\_\_\_\_.

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JUDGE PRESIDING