

## 6-10/200.00 Confidential Records

Procedures for subpoenaing the personal records of a consumer and the personnel records of a peace officer or other public employee are aimed at protecting the rights to privacy of those individuals. The following definitions are applicable to consumer, peace officer and public employee records. Not included is a subpoena which does not request the records of any particular consumer or consumers and which requires the custodian of records to delete all information which would identify any consumer. (CCP 1985.3)

“Consumer” means any individual, partnership of five or fewer persons, association, or trust which has used the services of the witness. “Consumer” also includes a non-peace officer public employee whose personnel records are subpoenaed.

“Deposition officer” means an impartial professional photocopier.

“Personal records” means records of a consumer maintained by any witness.

“Subpoenaing party” means the person causing a subpoena duces tecum to be issued or served, but does not include public agencies.

“Witness” includes:

acupuncturist  
accountant  
anyone authorized to make loans secured by real property attorney  
chiropractor  
clinic  
clinical or diagnostic laboratory  
dentist  
escrow agent hospital  
insurance company  
institution of the Farm Credit System  
medical center  
ophthalmologist,  
optometrist  
pharmacist  
pharmacy  
physical therapist  
physician  
podiatrist  
private or public preschool, elementary, or secondary school, or postsecondary school  
psychotherapist  
radioaology or MRI center  
security brokerage firm state or national  
bank  
state or federal association per FIN 102 state or federal credit union  
telephone corporation which is a public utility title insurance

company  
trust company  
underwritten title company veterinarian  
veterinary hospital veterinary clinic

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