STATE OF MINNESOTA	DISTRICT COURT

COUNTY OF WASHINGTON	TENTH JUDICIAL DISTRICT

State of Minnesota,

Plaintiff,

v.

Brian Jeffrey Krook,

Defendant.

ORDER REGARDING MOTION FOR *IN CAMERA* INSPECTION

Dist. Court File No. 82-CR-19-2887

The above-entitled matter came on by motion before the Honorable Mary A. Yunker, Judge of District Court, at the Washington County Government Center in Stillwater, Minnesota.

REPRESENTATION:

Thomas B. Hatch and Andrew R. Johnson, Special Assistant Washington County Attorneys on behalf of the State of Minnesota

Kevin J. Short and Paul C. Engh, Attorneys at Law on behalf of Defendant.

WHEREAS, on November 26, 2019, the State of Minnesota filed a motion for disclosure of non-privileged communication between defense counsel and Chief Steven Frazer, a witness noticed to testify in this case, seeking all documents that document communication between Chief Frazer and any person acting on behalf of Defendant Brian Jeffrey Krook regarding the investigation or the prosecution of this case, including e-mail, notes of conversations, letters, memos and any other writing that reflects communication; and

WHEREAS, Defendant though counsel objected to the disclosure of attorney work product and requested *in camera* review of the communication requested; and

WHEREAS, on January 6, 2020, a packet of information was submitted directly to the court containing communications between defense counsel and Chief Frazer, which has been reviewed.

NOW, THEREFORE, IT IS ORDERED:

1. That State's motion to discover records is **DENIED**. The records reviewed *in camera* contain no material information relevant to this proceeding subject to disclosure per Minn. R. Crim. P. 9.02.

2. All documents submitted for review shall be sealed in an envelope marked "Confidential," filed in a non-public portion of this file and shall not be accessed without express order of the court.

IT IS SO ORDERED.   **BY THE COURT:**

Dated: February 20, 2020   _____
                                            Honorable Mary A. Yunker
                                            Judge of District Court