

THE STATE OF NEW HAMPSHIRE
JUDICIAL BRANCH
SUPERIOR COURT

Sullivan County

Sullivan Superior Court

Jonathan Stone v City of Claremont

220-2020-CV-00143

ORDER ON REDACTIONS

This Order resolves the parties' disagreements about redactions. The Court has reviewed the City's proposed redactions and the memoranda filed by the City, the Intervenors, and the Plaintiff. See Docs. 50-53. At this point, the City and the Intervenors are in almost total agreement, with the Intervenors objecting only to the redaction of what the City believes are three potentially identifying facts about a particular individual named in IA Report #13. The Plaintiff disagrees with much of the Court's October 7, 2022, Order (Doc. 46 (redacted); Doc. 47 (sealed) ("October 7 Order")), and some parts of what the City and the Intervenors agree should be made public.

For the reasons stated by the Intervenors, the Court rejects the Plaintiff's broad arguments directed at the October 7 Order. Having considered the Plaintiff's memorandum, the Court does not find any reason to change the terms of the October 7 Order. In addition, the Court finds that the Plaintiff's proposed additional redactions are not necessary to protect any individual's privacy rights, and are inconsistent with RSA 91-A and the October 7 Order.

Regarding the narrow disagreement between the City and the Intervenors, the Court finds and rules that, with one exception, the City's proposed redactions are reasonable and appropriate. The City has proposed redacting an individual's age and year in school, as well

as the specific school the individual attended. The Intervenors believe all three facts should be unredacted. Having considered the parties' arguments, the Court agrees with the City regarding the year in school and the school itself. Those should be redacted. The Court agrees with the Intervenors' argument that the individual's age should be unredacted.

The Court's judgment, therefore, is that the documents that are the subject of this case are to be made available to the public under RSA ch. 91-A as redacted in accordance with this Order.

This Order completes the Court's work on this matter and, along with the October 7 Order, constitutes the Court's final decision on the merits. The Plaintiff has stated that he intends to appeal the Court's decision to the New Hampshire Supreme Court. To protect the Plaintiff's ability to vindicate his rights, the Court hereby stays its decision pending exhaustion of the Plaintiff's appeal rights.

So ordered.

January 11, 2023

Date



Judge Martin P. Honigberg

Clerk's Notice of Decision
Document Sent to Parties
on 01/11/2023