

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF PUERTO RICO

UNITED STATES OF AMERICA)
)
)
 v.) Crim. Number 3:08-cr-00036 PJB
)
 ANIBAL ACEVEDO-VILA,)
 CANDIDO NEGRON-MELLA,)
 SALVATORE AVANZATO,)
 JORGE VELASCO-MELLA,)
 ROBERT M. FELDMAN,)
 MARVIN I. BLOCK,)
 RAMON VELASCO-ESCARDILLE,)
 EDWIN COLON-RODRIGUEZ,)
 ENEIDY COREANO-SALGADO,)
 LUISA INCLAN-BIRD,)
 MIQUEL NAZARIO-FRANCO,)
 RICARDO COLON-PADILLA, and)
 JOSE GONZALEZ-FREYRE)

JOINT MOTION FOR ENTRY OF A PROTECTIVE ORDER

The United States and defendants Anibal Acevedo-Vila, Candido Negron-Mella, Jorge Velasco-Mella, Salvatore Avanzato, Robert M. Feldman, Marvin I. Block, Ramon Velasco-Escardille, Edwin Colon-Rodriguez, Luisa Inclan-Bird, Miguel Nazario-Franco, Ricardo Colon-Padilla, and Jose Gonzalez-Freyre (collectively referred to as “Defendants”)¹, hereby move for entry of a protective order pursuant to Federal Rule of Criminal Procedure 16(d)(1) and in accordance with District of Puerto Rico Local Rule 83.7(b), and in support thereof, aver as follows:

1. There is an extraordinary amount of discovery involved in this litigation and a large number of defendants and defense counsel.

¹ Defendant Eneidy Coreano-Salgado has not participated in the preparation or discussion of filing this joint motion. Attempts were made to discuss the motion with counsel for Defendant Eneidy Coreano-Salgado prior to this filing.

2. The Government has already produced roughly one hundred thousand pages of documents that they intend on using in their case-in-chief against Defendants and will be providing Defendants access to approximately four hundred boxes of documents which they do not, at this point in time, intend on using at trial.

3. The documents produced by the Government to Defendants and the documents to which Defendants will be given access were gathered as a result of grand jury subpoenas issued during a three year investigation by the United States Attorney's Office for the District of Puerto Rico and, at least one other investigation - - a grand jury investigation by the United States Attorney's Office for the Eastern District of Pennsylvania.

4. Some of the documents in the discovery materials are sensitive in nature in that they pertain to or reference persons not involved in the current litigation, and would violate their privacy rights, draw unwarranted publicity to those persons, and draw additional publicity to the case itself.

5. According to the lead Assistant United States Attorney handling this matter, the investigation into matters related to charges contained in the superseding indictment is ongoing.

6. Protecting the privacy interests of those persons who are identified in the discovery materials, but who have not been named in the indictment, constitutes good cause for the entry of a protective order pursuant to Federal Rule of Criminal Procedure 16(d)(1).

WHEREFORE, as set forth more fully in the accompanying Memorandum of Law, the United States and Defendants move for entry of a protective order.

Respectfully Submitted,

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