

FILED IN CHAMBERS

ORIGINAL

MAY 27 2021
U.S. MAGISTRATE JUDGE
N.D. GEORGIA

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

UNITED STATES OF AMERICA

v.

CHARMAINE REDDING

Case No. 1:21-CR-178

**Government's Unopposed Motion for
Protective Order for Discovery Materials**

The United States of America, by Kurt R. Erskine, Acting United States Attorney, and Tal C. Chaiken and Nathan P. Kitchens, Assistant United States Attorneys for the Northern District of Georgia, moves for a protective order to limit the defendant's use and dissemination of information provided in discovery to that which is reasonably necessary to prepare her defense, pursuant to Federal Rule of Criminal Procedure 16(d)(1).

In support of its motion, the United States submits as follows:

1. On May 27, 2021, the defendant waived indictment and was charged pursuant to a Criminal Information with one count of conspiracy to commit wire fraud in violation of Title 18, United States Code, Section 1349.
2. The United States provided Rule 16 discovery to the defendant at arraignment.
3. The United States considers many of the records that have been or may be produced in this case to be "sensitive materials" in that they contain dates of birth, addresses, social security numbers, and bank account numbers for

individuals who are not parties to this litigation. Given the volume of discovery materials in this case, redaction of all “sensitive information” within the materials would be unduly burdensome and would be subject to error. Further, the degree of redaction that would be required for certain documents may obscure some of the documents and make them illegible.

4. As a result, pursuant to Federal Rule of Criminal Procedure 16(d)(1), the United States requests that a protective order be issued to guard against the unwarranted dissemination of the discovery materials in this case. *See* FED. R. CRIM. P. 16(d)(1) (“[a]t any time the court may, for good cause, deny, restrict, or defer discovery or inspection, or grant other appropriate relief”).

5. First, the United States requests an order mandating that any discovery materials and all information included in the discovery materials (regardless of whether such materials are defined as discovery under Rule 16) that are provided by the United States to the defendant shall not be further disseminated by the defendant or her counsel to any individuals, organizations, or other entities, except to:

- a. Members of the defense team (co-counsel, paralegals, investigators, litigation support personnel, the defendant, and secretarial staff);
- b. Any experts or consultants retained to assist in the preparation of the defense; or
- c. The Court.

6. Second, the United States requests an order requiring that all discovery is to be provided and used by the defendant and her counsel exclusively for the

purpose of allowing the defendant to prepare a defense, and that the defendant, defense counsel, and members of the defense team will not disseminate, disclose, or provide the discovery produced by the United States to anyone who is not necessary to the preparation of the defense.

7. The United States submits that these protective measures are necessary to guard against dissemination of confidential and sensitive personal information and that a protective order is the most reasonable way of balancing the defendant's need for access to these materials with the rights of individuals whose information may be reflected in this discovery.

8. Pursuant to Local Criminal Rule 12.1(D), undersigned counsel communicated with defense counsel about the relief sought in this motion. Undersigned counsel understands that the defendant consents to the entry of this protective order.

WHEREFORE, and based on good cause shown, the United States respectfully requests that the Court issue the submitted protective order.

Dated: May 27, 2021

Respectfully submitted,

KURT R. ERSKINE

Acting United States Attorney

Tal Chaiken

TAL C. CHAIKEN

Assistant United States Attorney

Georgia Bar No. 273949

Tal.Chaiken@usdoj.gov

NATHAN P. KITCHENS

Assistant United States Attorney

Georgia Bar No. 263930

Nathan.Kitchens@usdoj.gov

Certificate of Service

The United States Attorney's Office served this document today by sending a copy by email to Sierra Lawrence, attorney for Defendant Charmaine Redding.

May 27, 2021

/s/ TAL C. CHAIKEN

TAL C. CHAIKEN

Assistant United States Attorney