

UNITED STATES DISTRICT COURT
DISTRICT OF NEW HAMPSHIRE

UNITED STATES OF AMERICA

v.

Cr. No. 23-cr-15-JL

HEATH GAUTHIER

ASSENTED TO MOTION TO MODIFY OR CLARIFY BAIL CONDITIONS

Heath Gauthier, through his attorney, Dorothy E. Graham, respectfully requests to modify or clarify conditions of release; specifically, Conditions # 7(cc) and 8(a).

Mr. Gauthier is charged with Wire Fraud and Aggravated Identity Theft. The Court released Mr. Gauthier with specific conditions of release. Condition #7(cc) prohibits Mr. Gauthier from possessing the personal identifying information or PII documents of others, and Condition #8 prohibits Mr. Gauthier from using or possessing a computer device. Discovery is voluminous and was produced to counsel without redaction of PII. Because Mr. Gauthier is prohibited from using a computer device, counsel is unable to provide him discovery on a thumb drive. Because discovery is unredacted and voluminous, a paper copy of discovery is not feasible.

Counsel suggests allowing Mr. Gauthier to view the unredacted discovery via desktop or thumb drive on a laptop device at the Federal Defender's Office. To accomplish this, counsel is requesting the Court to clarify or modify Conditions 7(cc) and 8(a) for the purpose of permitting Mr. Gauthier to use/possess a computer device to review discovery at counsel's office.

The government, through AUSA Matthew Hunter, assents.

Mr. Gauthier respectfully requests the Court to:

a) Grant this motion and rule that Mr. Gauthier's review of discovery on a computer at counsel's office is an exception to conditions 7(cc) and 8(a).

b) Grant such other and further relief as may be just.

Respectfully submitted,
HEATH GAUTHIER
By His Attorney,

Date: May 19, 2023

/s/ Dorothy E. Graham
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CERTIFICATE OF SERVICE

I hereby certify that the above document was served on May 19, 2023 and in the manner specified herein: electronically served through CM/ECF to AUSA Matthew Hunter.

/s/ Dorothy E. Graham
Dorothy E. Graham