

UNITED STATES DISTRICT COURT
DISTRICT OF NEW HAMPSHIRE

UNITED STATES OF AMERICA

v.

HEATH GAUTHIER

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Criminal Case No. 1:23-cr-00015-JL

PROTECTIVE ORDER

Upon consideration of the government's assented-to motion for a protective order regarding the production to defense counsel discovery material related to an uncharged child exploitation investigation (the "CE Discovery Material") pursuant to [Fed. R. Crim. P. 16\(d\)\(1\)](#), it is hereby

- (1) For purposes of this Order, the term "defense team" means defense counsel, defense counsel's staff, and anyone directly engaged by defense counsel to assist in preparing and presenting a defense in this case.
- (2) The CE Discovery Material shall be used by the defense team only as necessary to prepare and present a defense in this case;
- (3) Defense counsel shall show the CE Discovery Material only to other members of the defense team;
- (4) Defense counsel shall not provide a copy of the CE Discovery Material to the defendant. Defense counsel may view and review the CE Discovery Material with the defendant, but must do so in a manner that reasonably assures they will not be viewed by any other person who is not a member of the defense team;

- (5) Defense counsel shall maintain custody of the CE Discovery Material and shall not make copies unless necessary to provide to another member of the defense team who will use the copy to assist in the defense of this case; and
- (6) At the end of the case, including any collateral challenges, or when the CE Discovery Material is no longer needed by the other member(s) of the defense team, defense counsel shall destroy the CE Discovery Material or, if destruction is not feasible because electronic copies of the CE Discovery Material are stored on defense counsel's archive system due to routine server back-ups, defense counsel shall maintain the CE Discovery Material in a way that reasonably assures compliance with this Order.

Date: 6/22/2023



Hon. Joseph N. Laplante
United States District Court Judge