

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

CASE NO. 26-CR-60019-ALTMAN/STRAUSS

UNITED STATES OF AMERICA

vs.

ROODY METELUS,

Defendant.

/

**UNOPPOSED MOTION BY THE UNITED STATES
FOR A PROTECTIVE ORDER REGULATING DISCLOSURE OF
DISCOVERY AND SENSITIVE INFORMATION CONTAINED THEREIN**

Pursuant to Federal Rule of Criminal Procedure 16(d), the United States of America files this motion for a protective order regulating disclosure of the discovery materials in this case and certain sensitive information contained therein (the “Discovery”). The defendant in this case is charged with conspiracy to commit wire fraud stemming from the preparation and submission of more than 200 false and fraudulent Paycheck Protection Program (“PPP”) loan applications with false and fraudulent supporting tax documents, in violation of 18 U.S.C. § 371. Some of the discovery materials that the government will make available to the defense includes, among other things, IRS tax returns and other tax documents containing personally identifiable information of taxpayers, as well as loan documents and other documents containing sensitive personal and financial information about the loan applicants (collectively, the “Sensitive Information”). Given the volume and format of Sensitive Information in this case, it is not practicable for the government to redact it. Accordingly, in order to ensure the protection of the Sensitive Information and to avoid the disclosure of this information to other individuals, the government requests that the Court enter an order regulating disclosure of discovery as follows:

1. The government is authorized to disclose Sensitive Information in its possession that the government believes necessary to comply with the discovery obligations imposed by this Court;

2. The government shall produce the Discovery as follows. The government shall mark that portion of the Discovery that includes Sensitive Information as “Confidential,” which will be governed by the following rules.

3. With respect to the Confidential portion of the Discovery, the following rules shall apply:

a. Counsel of record for defendant in this proceeding shall hold the Confidential portion of the Discovery in strictest confidence. Therefore, defense counsel shall restrict access to this discovery, and shall disclose this discovery to their client, office staff, investigators, and to anticipated fact or expert witnesses only to the extent that defense counsel believes is necessary to assist in the defense of their clients in this matter and in a manner that will prohibit the disclosure of this discovery to other persons not involved in the defense;

b. Counsel of record for defendant shall advise any person to whom the Confidential portion of the Discovery is disclosed that such information shall be held in strict confidence, and that further disclosure or dissemination is prohibited without defense counsel’s express consent; and

c. Counsel of record for defendant shall obtain a certification from each person to whom the Confidential portion of the Discovery is disclosed, in which the recipient, (a) acknowledges these restrictions as set forth in the Protective Order of the Court, and (b) agrees that they will not disclose or disseminate the information without express consent of defense counsel. Counsel shall keep a copy of each certification to identify the individuals who received

the Confidential portion of the Discovery and the date on which such information was first disclosed.

d. Counsel of record agrees that, upon conclusion of the above captioned case, copies of the Confidential portion of the Discovery disclosed to defense counsel pursuant to the terms of this order shall be destroyed or returned to the United States.

Pursuant to Local Rule 88.9, the undersigned Assistant United States Attorney has conferred with counsel of record for the Defendant regarding this motion, and counsel has indicated that he has no objection to the relief requested.

Respectfully Submitted,

JASON A. REDING QUIÑONES
UNITED STATES ATTORNEY

By: /s/ Aimee C. Jimenez
AIMEE C. JIMENEZ
Assistant United States Attorney
Court ID No. A5500795
99 N.E. 4th Street, 4th Floor
Miami, FL 33132
Tel: (305) 961-9028
Email: aimee.jimenez@usdoj.gov