UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA, Plaintiff, v. DENNY BHAKTA Defendant.	Case No. 21-CR-3352-JLS **PROTECTIVE ORDER**

Pursuant to the joint motion of the parties, Federal Rule of Criminal Procedure 16(d), and General Order No. 514 of the United States District Court for the Southern District of California ("General Order No. 514"), it is hereby ORDERED as follows:

1. Any discoverable documents that were filed under seal are unsealed for the limited purpose of allowing the United States to provide them in discovery to each defendant that is a party to this Joint Motion; each defendant's counsel; and any investigator, expert, or consultant hired by a defendant's counsel to facilitate the defendant's defense, investigate the Government's claims in this matter, and/or develop mitigation for the benefit of the defendant (collectively, the "Defense").

2. All discovery produced by the United States in this case is for use by the Defense solely for purposes of these proceedings, including investigating, preparing for trial, trial, and any appeals of this matter, and for no other purpose.

3. The Defense may not distribute, disseminate, disclose, or exhibit discovery materials to any person who is not a part of the Defense, except as further set forth herein.

4. The Defense shall take all reasonable steps to: (a) maintain the confidentiality of the discovery, and (b) safeguard the discovery produced in this case.

5. The Defense may show witnesses not part of the Defense, and their attorneys, discovery materials as necessary for the preparation of the defense but may not give copies or the materials to witnesses absent further order of the Court pursuant to an ex parte application by Defendant.

6. To the extent that any of the criminal discovery materials contain any individual's personal information within the meaning of General Order No. 514 of the United States District Court for the Southern District of California ("General Order No. 514"), the parties shall redact any filings referencing or containing said materials in a manner consistent with General Order No. 514.

7. The Defense shall return to the United States or destroy any and all copies of the discovery within 90 days of the conclusion of the proceedings in the above-referenced case, which proceedings include any appeal.

8. To the extent that any criminal discovery materials were filed with the court under seal, the Defense shall file a motion to unseal the documents with notice to the United States before any pleadings or exhibits referencing or containing said materials may be publically filed.

9. If defense counsel withdraws or is disqualified from participation in this case, the defense shall return to the United States or destroy any discovery produced pursuant to this order within 30 days.

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10. Each counsel of record shall ensure that every member of his/her team is advised of this order and agrees to be bound by its terms.

SO ORDERED.

Dated: December 21, 2021

Janis L. Sammartino

Hon. Janis L. Sammartino
United States District Judge