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8 Attorneys for Plaintiff
 9 UNITED STATES OF AMERICA

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11 UNITED STATES DISTRICT COURT

12 FOR THE CENTRAL DISTRICT OF CALIFORNIA

13	UNITED STATES OF AMERICA,)	CR No. 11-1137-DMG
14)	
15	Plaintiff,)	<u>STIPULATION RE: CONFIDENTIAL</u>
16)	<u>PRODUCTION OF DISCOVERY</u>
17	v.)	<u>MATERIALS</u>
18)	
19	MARC PETER WILLEMS, et al.,)	
20)	
21	Defendants.)	

22 Plaintiff United States of America, by and through its
 23 counsel of record, Assistant United States Attorneys Kevin S.
 24 Rosenberg and Rasha Gerges, defendant Michael Evron, by and
 25 through his counsel of record, Mark Agnifilo, defendant Jonathan
 26 Colbeck, by and through his counsel of record, Judith Rochlin,
 27 defendant Ryan Rawls, by and through his counsel of record, Mark
 28 Windsor, defendant Jonathan Dugan, by and through his counsel of

1 record Dale Rubin, defendant Brian Colbeck, by and through his
2 counsel of record, Patrick Smith, and defendant Charles Bigras,
3 by and through his counsel of record, Deputy Federal Public
4 Defender Humberto Diaz, hereby stipulate as follows:

5 1. On November 29, 2011, the government filed a 12-count
6 indictment in this case charging violations of 21 U.S.C. § 846:
7 Conspiracy to Distribute Controlled Substances; 18 U.S.C.
8 § 1956(h): Conspiracy to Launder Money; 21 U.S.C. §§ 841(a)(1),
9 841(b)(1)(A), (b)(1)(B): Distribution of LSD; and 21 U.S.C.
10 § 853(a): Continuing Criminal Enterprise.

11 2. Defendants Brian Colbeck, Jonathan Dugan, and Charles
12 Bigras first appeared for arraignment on the indictment on April
13 30, 2012.

14 3. Defendants Jonathan Colbeck and Ryan Rawls first
15 appeared for arraignment on the indictment on May 4, 2012.

16 4. Defendant Michael Evron first appeared for arraignment
17 on the indictment on May 14, 2012.

18 5. Within the next few days the government will produce
19 discovery to defense counsel in the form of portable hard drives
20 which will contain in excess of 787,000 pages of discovery and a
21 31 page index of the discovery. A significant amount of the
22 discovery consists of Pay-Pal records documenting payment for
23 alleged sales of controlled substances as charged in the
24 indictment. Many of these records contain the full names,
25 addresses, and personal information, including credit card
26 numbers, of suspect controlled substances customers. Also
27 contained within the discovery are copies of bank records of many
28 of the defendants and other individuals. In order to produce

1 this discovery in the most time efficient manner possible, the
2 government has not redacted much of the personal and/or financial
3 identifying information from the Pay-Pal or bank records. The
4 government also anticipates producing additional discovery in the
5 future containing similar personal and/or financial information
6 in an unredacted form.

7 6. The government believes that the proposed protective
8 order is necessary to protect the privacy of the personal
9 identifying and financial information contained within the
10 discovery in this case. Specifically, the government believes
11 that the proposed protective order will greatly reduce the
12 possibility that individuals will misuse personal and/or
13 financial information contained within the discovery materials.
14 The parties agree that the following conditions, if ordered by
15 the Court, should serve the government's interest in protecting
16 the personal and/or financial information contained within the
17 discovery, while providing to the defense materials that may
18 assist in preparation of a defense to the charges. Accordingly,
19 the parties jointly request that the Court order as follows:

20 a. For purposes of this Order, the term "defense
21 team" refers to the defendant, counsel of record for each
22 defendant, as well as the defense investigators or paralegals who
23 are assisting defense counsel with this case, or anyone working
24 for defense counsel on this case who has read, understood, and
25 agreed to the terms of the order. "Defense team" includes any
26 subsequent counsel of record, should a current counsel of record
27 be relieved from this case, as well as anyone working for or with
28 subsequent defense counsel.

1 b. In order to expedite the production of discovery
2 in this case, the government will provide each defendant's
3 defense team with certain discovery containing personal and/or
4 financial identifiers of alleged controlled substances customers
5 in unredacted form.

6 c. A defense team shall not permit anyone to have
7 physical possession of discovery containing personal and/or
8 financial identifiers of alleged controlled substances customers
9 provided pursuant to this Order other than defense team members.

10 d. A defense team shall not permit anyone to see or
11 review discovery containing personal and/or financial identifiers
12 of alleged controlled substances customers provided pursuant to
13 this Order other than defense team members.

14 e. A defense team shall not permit the discovery
15 containing personal and/or financial identifiers of alleged
16 controlled substances customers provided pursuant to this Order
17 to be outside of the defense team's offices, homes, ^{cell in jail,} vehicles, or
18 personal presence. The defense team may, however, mail, fax, or
19 otherwise send copies of the discovery to other defense team
20 members.

21 f. To the extent the contents of the discovery
22 containing personal and/or financial identifiers of alleged
23 controlled substances customers produced pursuant to this Order
24 are referenced or discussed in any pleadings, a defense team
25 shall file such pleadings under seal or ensure that all
26 identifying information in the document or filing has been
27 removed.

28 ///

1 g. A defense team shall not provide the discovery
2 containing personal and/or financial identifiers of alleged
3 controlled substances customers produced pursuant to this Order
4 to counsel or anyone working with or for counsel for other
5 defendants who have not entered into this agreement.

6 IT IS SO STIPULATED.

7 Respectfully submitted,

8 ANDRÉ BIROTTE JR.
United States Attorney

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10  7/12/12

11 KEVIN S. ROSENBERG (DATED)
12 RASHA GERGES
Asst. United States Attorneys

DALE RUBIN (DATED)
Attorney for Jonathan Dugan

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14  6/5/12
15 MARC AGNELLO (DATED)
Attorney for Michael Evron

PATRICK SMITH (DATED)
Attorney for Brian Colbeck

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17 JUDITH ROCHLIN (DATED)
18 Attorney for Jonathan Colbeck

HUMBERTO DIAZ (DATED)
Deputy Federal Public Defender
Attorney for Charles Bigras

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20 MARK WINDSOR (DATED)
21 Attorney for Ryan Rawls

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g. A defense team shall not provide the discovery containing personal and/or financial identifiers of alleged controlled substances customers produced pursuant to this Order to counsel or anyone working with or for counsel for other defendants who have not entered into this agreement.

IT IS SO STIPULATED.

Respectfully submitted,

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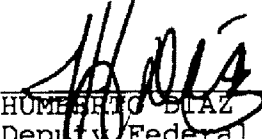
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