



1 Government to provide discovery to the CDA and the CDA to then distribute the government-  
2 produced discovery to the 13 Defendants who requested appointment of a CDA. *Id.*

3 On May 6, 2016, the Government produced the initial discovery to the FPD and also  
4 shipped to the CDA, via Federal Express, a hard drive containing the discovery for dissemination  
5 to the 13 Defendants named in the May 3rd Order (Dkt. #363).

6 Briefing related to the protective order and motion to intervene will extend for weeks. To  
7 allow full and complete briefing on the motions and to facilitate the prompt dissemination of  
8 discovery to defense counsel, the Court will enter a temporary protective order pending a  
9 decision on the merits of whether a protective order should or should not be entered.

10 Accordingly,

11 **IT IS ORDERED:**

- 12 1. The Government's Motion for Interim Protective Order (Dkt. #384) is GRANTED.
- 13 2. A Temporary Protective Order is entered pending a decision on the merits of the  
14 Government's Motion for Protective Order (Dkt. ##354, 357) and the Motion to  
15 Intervene (Dkt. ##355, 358) by Proposed Intervenors Las Vegas Review Journal and  
16 Battle Born Media.
- 17 3. Defense counsel may provide copies of discovery only to the following individuals:
  - 18 a. The Defendants in this case;
  - 19 b. Individuals employed by the attorney of record, or standby counsel, who are  
20 necessary to assist in preparation for trial or other proceedings in this case;  
21 and
  - 22 c. Persons who defense counsel deems necessary to further legitimate  
23 investigation and preparation of this case.
- 24 4. Defense counsel shall provide a copy of this Temporary Protective Order to any  
25 individual who receives copies of discovery.
- 26 5. Any person above who receives copies of discovery from defense counsel shall use  
27 the discovery only to assist the defense in the investigation and preparation of this


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case, and shall not reproduce or disseminate the discovery material to any other person or entity.

- 6. This Temporary Protective Order applies only to materials and documents created or written by the government, or obtained by the government through warrants or court orders. This Temporary Protective Order does not restrict reproduction or dissemination of discovery materials the defense may otherwise obtain through open sources (*e.g.*, social media posts by the defendants or others, news accounts related to the events in this case, etc.).
- 7. If there is specific discovery material that Defendants or defense counsel believe should be an exception to this Temporary Protective Order, the parties shall meet and confer prior to seeking relief from this Court in accordance with D. Nev. LR IA 1-3. If the parties agree to any exceptions from this Temporary Protective Order, the parties shall memorialize their agreement in a stipulation and proposed order.

Dated this 10th day of May, 2016.

  
PEGGY A. LEEN  
UNITED STATES MAGISTRATE JUDGE