

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

UNITED STATES OF AMERICA,

v.

ETHAN NORDEAN, et al.,

Defendants.

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Case No. 1:21-cr-175

Judge Timothy J. Kelly

DEFENDANT NORDEAN’S MOTION TO RECEIVE BAIL HEARING TRANSCRIPT

Defendant Nordean moves the Court for permission to receive a transcript of the sealed portion of the bail hearing on September 13. Nordean submitted yesterday an e-voucher for the transcript and informed the court reporter. The reporter advised counsel that because a portion of the hearing was sealed, Nordean would require a court order, according to instructions the reporter received from the Court.

Nordean’s counsel is a party to the protective order in this matter. ECF No. 103. Counsel has received from the government the underlying sensitive materials that prompted the sealed portion of the hearing. Accordingly, he requests permission to receive the sealed portion of the September 13 hearing transcript, acknowledging that portion is subject to the protective order to the same extent as the underlying sensitive materials.

Dated: September 14, 2021

Respectfully submitted,

/s/ David B. Smith

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Certificate of Service

I hereby certify that on the 14th day of September, 2021, I filed the foregoing motion with the Clerk of Court using the CM/ECF system, which will send a notification of such filing (NEF) to the following CM/ECF user(s):

Jim Nelson
Assistant United States Attorney
555 4th Street, N.W., Room 4408
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And I hereby certify that I have mailed the document by United States mail, first class postage prepaid, to the following non-CM/ECF participant(s), addressed as follows: [none].

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[PROPOSED] ORDER

Before the Court is Defendant Ethan Nordean's motion to receive the sealed portion of the September 13, 2021 hearing transcript. Nordean's counsel is subject to the protective order in this case. ECF No. 103. For the reasons set forth in the motion, it is

ORDERED, that the motion is **GRANTED**, and it is further

ORDERED, that Nordean's counsel may receive the sealed portion of the September 13 hearing transcript, which is subject to the protective order to the same extent as the underlying sensitive materials discussed therein.

IT IS SO ORDERED.

Date: September ___, 2021

TIMOTHY J. KELLY
UNITED STATES DISTRICT JUDGE