

FILED BY

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MAY 09 2016

Thomas M. Gould, Clerk
U. S. District Court
W. D. OF TN, Memphis

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE

IN RE: FILING PRESENTENCE INVESTIGATION

ADMINISTRATIVE ORDER 2016-19

REPORTS AND RELATED DOCUMENTS UNDER

SEAL VIA CM/ECF

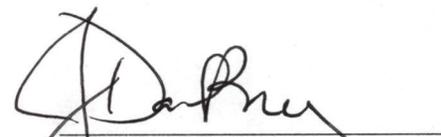
In compliance with the decision of the Judges of the United States District Court for the Western District of Tennessee, the filing of presentence investigation reports under seal via the Case Management/ Electronic Case Filing (CM/ECF) is hereby authorized to be completed in the following manner.

The sentencing recommendations prepared by United States Probation Officers in conjunction with the presentence investigation shall be disclosed to counsel for the government and defense counsel for the subject of the investigation at the time of initial disclosure stipulated in Local Criminal Rule 32.1(b). While the parties may argue the merits of the recommendation before the Court, they are prohibited from objecting to the recommendations during the disclosure process stipulated in 32.1(c). The recommendation will also be disclosed to the parties when the final draft is submitted to the Court, pursuant to 32.1(e).

Further, unless otherwise ordered by the Court, United States Probation Officers are hereby authorized to and shall file *under seal* their initial draft presentence reports, including the sentencing recommendation, via the CM/ECF system in order to generate a notice of electronic filing (NEF) to counsel for the government and defense counsel for the subject of the presentence report. The level of sealing within CM/ECF of these documents shall be that determined by the Clerk of Court's Office to be that level required to effectuate the purpose of such disclosures.

Any subsequent revised or corrected draft presentence reports, including all addenda to the presentence report, and the final draft of the presentence report, including all addenda and the recommendation, shall be filed *under seal* via CM/ECF as well. Once the Court adopts the presentence report, no further filings will be made by the United States Probation Officer unless the Court orders a presentence report revised during sentencing. The final revised presentence report will also be filed *under seal* via CM/ECF.

SO ORDERED THIS 9th DAY OF MAY, 2016.


J. DANIEL BREEN
CHIEF, U. S. DISTRICT JUDGE