

UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH DAKOTA

IN THE MATTER OF DISCOVERY)
MATERIALS IN CRIMINAL CASES IN)
THE DISTRICT OF SOUTH DAKOTA)

STANDING ORDER
19-03

This order applies to all criminal cases in the District of South Dakota and shall be effective as of May 13, 2019. Within fourteen (14) days of the initial appearance of any defendant the Government and defense counsel must complete and file a joint stipulation confirming that this standing discovery order should be entered in the case. The government is responsible for the timely electronic filing of the joint stipulation. The mandates of this discovery order follow:

IT IS HEREBY ORDERED that any discovery materials, including but not limited to statements and summaries of interviews of witnesses furnished by the prosecution to the defense, shall not be used by the Defendant or Defendant's attorney for any purpose other than in direct relationship to this case. Without the Court's permission, defense counsel shall not photocopy the materials or provide them to any third party, except to make copies for use of the defense counsel in this case, an investigator, or expert witness. No further dissemination of discovery material shall be made, and under no circumstances shall such material be available to any employee of any attorney who was previously convicted of a felony but not restored to his or her civil rights. Any and all copies of discovery materials shall be returned to defense counsel at the completion of the case so that they can be destroyed by defense counsel. Defense counsel shall otherwise keep the items furnished in defense counsel's possession, and the materials shall not be given to the Defendant or anyone else without the Court's

permission. Defense counsel may allow the Defendant to read the discovery materials, but only in the presence of defense counsel, the defense investigator, or a defense expert.

IT IS FURTHER ORDERED that all discovery materials not previously destroyed shall be returned to attorneys for the United States of America immediately upon final disposition of the case.

Dated this 23rd day of April 2019.

BY THE COURT:



JEFFREY L. VIKEN
CHIEF JUDGE