

SEALED

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1 2 3 4 5 6 7	JANIEL G. BOGDEN			
8	UNITED STATES DISTRICT COURT			
9	DISTRICT OF NEVADA			
10	UNITED STATES OF AMERICA,) 2:11-cr-00223-JCM-RJJ			
11	Plaintiff,) JOINT DISCOVERY AGREEMENT			
12	v.)			
13	JOESEPH ARENA,)			
14 15) Defendants.)			
16 17	Pursuant to LCR 16-1(b)(1) of the Local Rules of Practice for the District of Nevada, the			
18	United States, by and through the United States Attorney for the District of Nevada, and the defendant,			
19	by and though the undersigned counsel, agree as follows.			
20	Statement of Intent The purpose of the Joint Discovery Agreement is to provide a predictable framework for pre-			
21	trial disclosure of information, to establish a method for resolution of discovery disputes without the			
22	need for Court intervention, and to provide a means for the well-informed and efficient resolution of			
23	cases. The Joint Discovery Agreement is not intended to create remedies not otherwise available to			
24				
25	intended to serve as a basis for allegations of misconduct or other claims for relief.			
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I.

1	Discovery Schedule			
2	A.	No later than 15 days after defendant's arraignment, the government will disclose:		
3		1.	All statements, documents, and objects, including audio or video recordings,	
4			required to be disclosed under Rules 16(a)(1)(A)-(F), Federal Rules of	
5			Criminal Procedure.	
6		2.	All search warrants, orders authorizing the interception of wire, oral or	
7			electronic communications, and supporting affidavits, that relate to evidence	
8			that may be offered at trial.	
9		3.	All police or investigative reports that relate to the charges in the Indictment,	
10			except for reports, memoranda, or other internal government documents that	
11			relate to interviews of prospective witnesses.	
12	B.	No later than 45 days after arraignment and plea the government will disclose any reports		
13		or memoranda of interviews of witnesses the government intends to call in its case in chief.		
14	C.	No later than 30 days before trial:		
15		1.	All parties will provide expert disclosures as required under Rules	
16			16(a)(1)(G) and (b)(1(c), Federal Rules of Criminal Procedure.	
17		2.	Defendant will disclose all documents, objects, and reports of examination	
18			required under Rules 16(b)(1)(A) and (B), Federal Rules of Criminal	
19			Procedure.	
20		3.	Defendant will provide notice of any defenses under Rule 12.1, Federal Rules	
21			of Criminal Procedure.	
22	D.	No later than	10 days before trial:	
23		1.	The parties will disclose any summaries, charts, or calculations, that will be	
24			offered at trial.	
25		2.	The parties will identify recordings, transcripts of recordings, or portions	
26			thereof, that will be offered at trial.	
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3. The government will disclose any statements of witnesses under Title 18, United States Code, Section 3500. 4. The defendant will disclose any statements of witnesses the defendant intends to call at trial. Any party withholding the disclosure of items subject to this agreement will provide notice E. to the other party of the intent to withhold disclosure and describe the nature of the item and the basis for withholding disclosure. Limitations The parties agree that the disclosure deadlines set forth above apply to those objects, documents, items, and other disclosure matters that are in the possession, custody, or control of the parties at the time the obligation to disclose arises. Nothing in this agreement is intended to relieve either party of the continuing duty to provide disclosures up to and through trial as to any matters required to be disclosed by statute, rule, or the United States Constitution. Further, nothing in this agreement is intended to limit, or in any way affect, the determination of admissibility of evidence at trial or otherwise restrict or expand the remedies available to the Court for any breach of disclosure obligations as set forth in Rule 16(d).

Duty to Resolve Discovery Matters Informally The parties further acknowledge a duty to make good faith efforts to meet and confer with each other to resolve informally any dispute over the scope, manner and method of disclosures before seeking relief from the Court. A breach of the duty to meet and confer, by either party, may serve as the basis to grant or deny any subsequent motion for appropriate relief made before the Court. DATED: July 13, 2011 BRENDA WEKSLER **AFPD for JOSEPH ARENA** Assistant United States Aftorney