## IN THE UNITED STATES DISTRICT COURT DISTRICT OF UTAH - CENTRAL DIVISION

UNITED STATES OF AMERICA,

:

Plaintiff, : DECORUM ORDER FOR

SENTENCING HEARING

:

**v.** 

Case No. 2:08-CR-00125 DAK

BRIAN DAVID MITCHELL, et al.,

Judge Dale A. Kimball

Defendants.

To ensure that the sentencing of Defendant Brian David Mitchell, scheduled for May 25, 2011, at 2:30 p.m., proceeds in an orderly manner and to provide for media coverage and for public observation of the proceedings, the following provisions regarding decorum and the use of electronic devices will be in effect.

- 1. The sentencing hearing will be held in Courtroom #246, on the second floor.
- 2. The courtroom will be opened to members of the press and public approximately 30 minutes prior to the commencement of the hearing. Media representatives and public spectators will be expected to be in their seats at least 10 minutes prior to the commencement of court proceedings.
- 3. No member of the media or public will be admitted within the courtroom well (internal area of the courtroom where counsel, court staff, and clients are located) at any time.
- 4. The court has designated Room 140 of the courthouse as an annex of the courtroom for purposes of viewing the proceedings. Proceedings will be broadcast to the room via a video and audio feed. Members of the media and public using Room 140 are expected to maintain professional courtroom decorum in that space as well. Possible distractions must be minimized to ensure the ability of spectators in this room to hear and follow the proceedings.
- 5. Persons seated in the courtroom for the sentencing hearing shall not enter or exit the courtroom except at a recess in the proceedings. If a member of the public or press cannot attend the sentencing in its entirety, he or she should view the proceedings in Room 140.
- 6. Members of the public and press are notified that court security officers are now checking identification for all persons entering the Moss Courthouse. All members of the press and public are required to have some form of photo identification for entrance at the front door of the building.

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- 7. Media representatives will be required to have their own agency-issued press credentials (such as a photo identification or business card) at all times, on their person, while in the Courthouse, Courtroom #246, and Room #140. Courtroom access passes will not be issued from the District Court Clerk's Office, but instead court security officers and court staff will rely upon these visible press credentials for decision-making regarding appropriate seating and decorum issues.
- 8. Members of the media in the courtroom during the hearing will be permitted to bring laptop computers into the courtroom and to use them during the proceedings. No transmission or broadcast may be made from those computers inside the courthouse to any place inside or outside the courthouse, including other members of the media in Room 140. If the use of laptop computers disturbs or interferes with the ability of counsel or the court to attend to or to conduct the proceedings, their further use in the courtroom will be prohibited on oral order of the presiding judge.
- 9. Cellular phones are not permitted inside the courthouse, except for counsel and members of the court staff, unless otherwise permitted by order of the presiding judge.
- 10. No cameras of any kind will be permitted inside the courthouse. This includes all cellular phones, handheld PCs, laptops or other electronic devices with a built-in camera. No photography is permitted within the courthouse.
- 11. Any electronic devices with wireless transmission capability such as cellular telephones, handheld PCs, laptops, or other must either be switched off completely or the wireless capability deactivated during proceedings. No transmission or communication of any kind shall be made from anywhere inside the courthouse to other areas within the courthouse or to anywhere outside the courthouse.
- 12. The use of wireless and related electronic devices to record or to broadcast any court proceedings is expressly forbidden. No person seated in the courtroom or in Room 140 shall attempt to engage in such recording or broadcasting. Failure to comply with this prohibition may result in the confiscation of the device, in exclusion from the courthouse for the duration of the hearing, and/or a charge of contempt of court.
- 13. No media interviews will be permitted anywhere inside the corridors, conference rooms, or courtrooms of the courthouse. The media shall not approach or follow counsel, parties, witnesses, or relatives of the victim within the courthouse. Counsel, parties, and other persons of interest in this matter shall restrict their participation in any media interviews, briefings, or related interactions, to locations outside of the courthouse.
- 14. Members of the press are further directed to communicate any questions or inquiries directly to Michelle Oldroyd, and to avoid communicating directly with chambers or with the intake staff of the Clerk's Office. Ms. Oldroyd can be reached via telephone at 801.524.6128.
- 15. Any violation of the foregoing, and any conduct which the Court finds disruptive of the proceedings, will result in an order of temporary or permanent exclusion of the offender(s) from future proceedings in this matter.

## IT IS HEREBY ORDERED.

DATED this 20th day of May, 2011.

BY THE COURT:

DALE A KIMBALL,

United States District Judge