

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

IN RE: ELECTRONIC DISCLOSURE OF  
PRESENTENCE INVESTIGATION REPORTS

WHEREAS, on January 27, 2010, the Board of Judges ratified a policy of providing for the electronic disclosure of the Presentence Investigation Report via the Court's CM/ECF system.

WHEREAS, the electronic disclosure of the Presentence Investigation Report through the Court's CM/ECF system will realize an economic savings of tax dollars and improve efficiencies by providing the report to counsel and the Court in a timely manner.

WHEREAS, the confidential nature of the Presentence Investigation Report will be maintained as the report will be electronically filed by the U.S. Probation Office. Electronic or other access to the Presentence Investigation Reports shall be restricted to Court staff, U.S. Probation Office staff and the attorneys of record for both the United States Attorneys' Office and the Defendant.

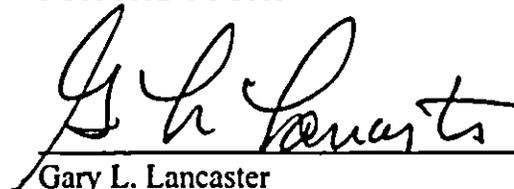
WHEREAS, any and all access to the Presentence Investigation Report is monitored by the Court. When a Presentence Investigation Report is opened, the CM/ECF system logs the user identification which grants permission to open the document.

WHEREAS, the Court affirmatively agrees that it will not open or access the "Preliminary" Presentence Investigation Report that will be filed by the Probation Office. The docket entry for the preliminary report will clearly indicate that the report is for "COUNSEL'S EYES ONLY." The Court will only access the final version of the Presentence Report, as notified by the Probation Office.

WHEREAS, the Court currently utilizes the CM/ECF system to file a breadth of sealed documents, such as, Grand Jury matters, interception of wire communications, pen registers and trade secrets to name a few. The CM/ECF system is secure and provides for the secure filing of highly sensitive documents.

IT IS HEREBY ORDERED, that effective April 12, 2010, the Probation Office will electronically file all Preliminary Presentence Reports and Final Presentence Reports via the Court's CM/ECF system. As with any other document filed by parties through the Court's CM/ECF system, service of the Presentence Report upon applicable parties will be considered complete upon filing.

FOR THE COURT

  
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Gary L. Lancaster  
Chief Judge

3/9/10  
Date