

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

FGJ 07-103(WPB)  
U.S. District Judge Donald M. Middlebrooks

IN RE:

GRAND JURY PROCEEDINGS

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SEALED ORDER GRANTING APPLICATION FOR PERMISSION TO DISCLOSE  
GRAND JURY MATERIAL

THIS MATTER has come before the Court on the United States' Sealed Application for Permission to Disclose Grand Jury Material and for Entry of a Protective Order. The Court has considered the Motion and finds that:

- (1) the United States has shown a "particularized need" for the limited disclosure of materials related to matters occurring before the Grand Jury;
- (2) the United States has shown that the disclosure is "in connection with a judicial proceeding," that is, in connection with an administrative proceeding conducted by the Justice Department's Office of Professional Responsibility (OPR) arising out of a decision by United States District Judge Kenneth A. Marra in the matter of *Jane Doe 1 and Jane Doe 2* ■. *United States*, S.D. Fla. Case No. 08-80736-Civ-Marra;
- (3) the materials are needed to avoid an injustice in another proceeding, that is, the OPR administrative proceeding and any referrals to state bar authorities, other government agencies for law enforcement purposes, courts, and grand juries in accordance with OPR's Policies and Procedures;
- (4) the need for disclosure is greater than the need for continued secrecy; and
- (5) the request is structured to cover only the needed materials.

Accordingly, the United States Attorney's Office for the Southern District of Florida, including Assistant United States Attorney A. Marie Villafaña, and the Justice Department's Office of Professional Responsibility may disclose to attorney Jonathan Biran matters occurring before the grand jury necessary to: (a) allow [REDACTED] to respond to OPR's written questions; (b) prepare for OPR's interview of [REDACTED]; (c) participate fully in OPR's interview of AUSA Villafaña.

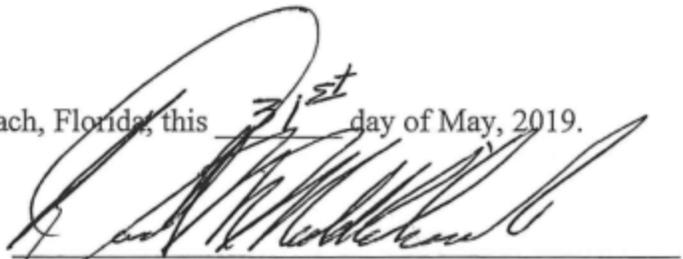
Disclosure shall be limited as set forth in the attached Protective Order.

To the extent that A [REDACTED] 10, 2019 Response to OPR's written questions and any drafts thereof disclosed any material that arguably referred to matters occurring before the grand jury, this Order is entered *nunc pro tunc* to authorize those disclosures to Mr. Biran.

This Order and the attached Protective Order shall be SEALED, except that copies may be provided to the U.S. Attorney's Office for the Southern District of Florida, which may provide copies to OPR and attorney Jonathan Biran.

IT IS SO ORDERED.

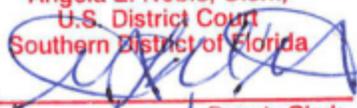
Done and Ordered in West Palm Beach, Florida, this 31<sup>st</sup> day of May, 2019.



DONALD M. MIDDLEBROOKS  
UNITED STATES DISTRICT JUDGE

Certified Copies Furnished to:

[REDACTED]

Certified to be a true and correct copy of the document on file  
Angela E. Noble, Clerk,  
U.S. District Court  
Southern District of Florida  
By  Deputy Clerk  
Date 5/31/19