

# 363

BRISTOL, SS SUPERIOR COURT  
FILED

MAY 28 2015

MARC J. SANTOS, ESQ.  
CLERK/MAGISTRATE

~~FILED UNDER SEAL~~

*See order or So. Hon. of  
P. 2.  
6/4/11*

COMMONWEALTH OF MASSACHUSETTS

BRISTOL, ss.

SUPERIOR COURT DEPARTMENT  
OF THE TRIAL COURT  
CRIMINAL #2013-983

COMMONWEALTH OF MASSACHUSETTS

v.

AARON HERNANDEZ

**DEFENDANT'S MOTION FOR LEAVE TO FILE ACCOMPANYING  
PLEADINGS RESPECTING POST-VERDICT INQUIRY UNDER SEAL**

Aaron Hernandez, the defendant in the above-captioned criminal case, hereby moves this  
Court for leave to file the following papers submitted herewith **UNDER SEAL**:

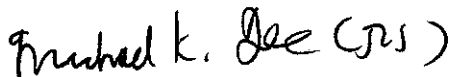
1. Defendant's Motion to Authorize Issuance of Subpoena to Ascertain Source of Information Provided to Counsel;
2. Defendant's Motion for Post-Verdict Inquiry Respecting a Juror's Exposure to Significant Extraneous Matter and Related Issues;
3. Affidavit of James L. Sultan in Support of Defendant's Motion for Post-Verdict Inquiry Respecting a Juror's Exposure to Significant Extraneous Matter and Related Issues; and
4. Memorandum of Law in Support of Defendant's Motion for Post-Verdict Inquiry Respecting a Juror's Exposure to Significant Extraneous Matter and Related Issues.

As grounds therefore, defendant avers that these filings disclose the identity of a particular trial juror, as well as the grounds for conducting a post-verdict inquiry respecting that juror on several enumerated subjects. Public disclosure of these documents prior to the convening of such an inquiry, if ordered by the Court, would seriously comprise the integrity and effectiveness of the fact-finding process. The likelihood of discovering the truth in this matter will be maximized if the witnesses being questioned do not know in advance what they are going to be asked or the specific nature of the allegations which have been made. It is thus clearly in the interests of justice that these filings be made under seal and remain in that posture until the fact-finding process has been completed.

Respectfully submitted,

**AARON HERNANDEZ**

By his attorneys,



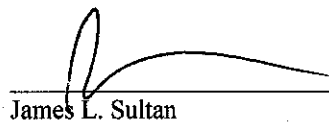
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**CERTIFICATE OF SERVICE**

I hereby certify that I served the foregoing document upon the Commonwealth by e-mail and by mailing a copy thereof, US mail, postage prepaid, to: William McCauley, First Assistant District Attorney, Bristol County, 888 Purchase Street, New Bedford, MA 02740 on May 26, 2015.

  
James L. Sultan

6/3/15

The pleadings, except for the instant motion, are impounded ex parte, pending a hearing on the defendant's Motion For Leave to File Accompanying Pleadings Respecting Post-Verdict Inquiry Under Seal. That Motion is not impounded. A hearing on the defendant's Motion for Leave to impound will be held on June 12, 2015 at 9:00 AM. Any opposition to the motion by the Commonwealth or by any interested third person shall be served and filed no later than June 10, 2015.

