

IN THE COURT OF COMMON PLEAS OF CENTRE COUNTY,  
PENNSYLVANIA  
CRIMINAL DIVISION

COMMONWEALTH OF PENNSYLVANIA :  
VS. : CP-14-CR-2421-2011  
CP-14-CR-2422-2011  
GERALD A. SANDUSKY :

ORDER

AND NOW, JUNE 21, 2012, the following order is entered to establish procedures and protocols for credentialed members of the media who will be present in Courtroom 1, the Satellite Courtroom, in the Courthouse, or on Courthouse grounds during jury deliberations, the return of the verdict and post verdict proceedings.

This order is entered after consultation with representatives of the print and electronic media, both in person and through questions and suggestions submitted by e-mail. Every attempt has been made by both members of the media and the court to assure that accurate information is made available in a timely manner, consistent with the requirements of the Pennsylvania Rules of Court.

This order is entered by the Court with the following expectations mutually agreed on by the Court and media representatives:

1. **That all credentialed reporters will have read this order and understand its terms.**
2. **That all credentialed reporters will abide by the terms of this order and understand that a violation of the order may result in sanctions being imposed against any reporter who violates the terms of this order, or any news outlet that prints, publishes, or broadcasts any information prematurely transmitted from the courtroom in violation of the terms of this order.**

Therefore, it is ordered as follows:

**Charge to the jury and closing arguments:**

It is anticipated that the charge to the jury will begin at 9:00 a.m. on June 21, 2012, and be followed by the closing arguments of counsel.

FILED FOR RECORD

2012 JUN 21 A 8:30

DEBRA C. IMMEL  
PROTHONOTARY  
CENTRE COUNTY

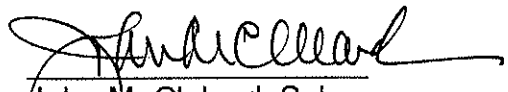
- b. During the court's charge and counsel's arguments, no one will be permitted to either enter or leave Courtroom 1 or the Satellite Courtroom.
  - c. It is anticipated there will be a recess between the court's charge and each of the closing arguments.
- 1. Access to exhibits entered into evidence.
  - a. With limited exceptions, all exhibits identified during trial were entered into evidence after the parties had rested and are, therefore, court records to which the press has a common law right of access.
  - b. No items admitted into evidence may be copied and will not be provided in any electronic format.
  - c. A technician will be available in Courtroom 1 from approximately 1:30 p.m. to approximately 2:30 p.m. on June 21, 2012, to project any exhibit any credentialed reporter wants to see.
  - d. Any item admitted into evidence will be made available, so long as the jury has not yet requested to have it in the jury room.
- 2. Notice to the media of court activity.
  - a. Activity updates will be provided by e-mail from the Administrative Office of Pennsylvania Court to a list provided by the Pennsylvania Newspaper Association and the Pennsylvania Association of Broadcasters.
  - b. Counsel will generally be on a twenty-minute recall basis if they leave the Courthouse. However, members of the media cannot automatically rely on the fact that twenty minutes notice will be provided for any court proceedings since the nature of the proceeding and the presence of counsel in the courthouse may vary the schedule.
- 3. Remaining in Courtroom 1 and the Satellite Courtroom.
  - a. Members with credentials to be present in either courtroom may remain in the respective courtrooms while the jury is deliberating.
- 4. Deliberation schedule.
  - a. There will be no pre-set schedule for jury deliberations.
- 5. Procedure when a verdict has been reached.
  - a. An activity update will be provided in accordance with paragraph 2.
  - b. Once counsel and the defendant are assembled and the jury is prepared to enter the courtroom, no one will be permitted to enter Courtroom 1 or the Satellite Courtroom.

- c. No one in Courtroom 1 or the Satellite Courtroom will be permitted to leave until the Court has announced that court is adjourned.
- d. The verdict will be announced count by count, based on the count number contained in the two informations.
- e. Court will not be adjourned until the verdict has been recorded, the jury has been dismissed and any motions by counsel have been raised, argued and decided.
- f. The time that court is adjourned will be noted in the record. Any report or broadcast of the jury's verdict posted or broadcast before the noted time will be deemed to have been made in violation of this order and may result in sanctions against both the reporter and the media outlet which broadcasts or otherwise distributes the information.
- g. Once court has been adjourned credentialed reporters in Courtroom 1 and in the Satellite Courtroom may electronically broadcast from the courtroom the jury's verdict or any other information relating to the proceeding.
- h. The Sheriff is expressly authorized to make and enforce such regulations as will assure an orderly departure of the public and credentialed reporters from the courtrooms.

6. Post-trial interviews.

- a. The order, commonly referred to as the "gag order," will be deemed to be vacated as of the time court is adjourned following the receipt of the verdict unless otherwise expressly reinstated by the Court.
- b. Arrangements will be made for any jurors who consent to be interviewed by credentialed reporters to be interviewed in Courtroom 1.
  - i. It is anticipated that this will not occur until approximately one-half hour after court has adjourned.
  - ii. The opportunity to interview jurors will be limited to approximately one-half hour.
  - iii. The session will be moderated by a representative of the court.
- c. No juror's name will be released publicly without the juror's consent.

By the Court:

  
John M. Cleland, S.J.  
Specially Presiding