

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

Three Angels Broadcasting Network, Inc.,  
an Illinois non-profit corporation, and  
Danny Lee Shelton, individually,

Case No. 07-40098FDS

Plaintiffs,

V.

Gailon Arthur Joy and Robert Pickle,

Defendants.

ORDER DENYING IMPOUNDMENT OF PLEADINGS

The right of public access to the court record is implicit and inviolate in the Constitution, in common law, and in caselaw. Impoundment of this case runs contrary to the Local Rule 7.2, is unconstitutional as a violation of the First Amendment right of Freedom of the Press, violates the common law of public access, and is unsupported by caselaw, particularly in the First Circuit.

The Plaintiffs seek a blanket Impoundment in violation of Local Rule 7.2 to include pleadings as well as discovery. Plaintiffs proposed order grants the Plaintiffs the extraordinary position of intercepting and trying to alter the pleadings of the Defendants, a clear overstep of the rules and could prove burdensome to the court as every pleading would become a motion battleground with the clear intent to impede the defendants right to amend answers, to add Affirmative Defenses, to state Counterclaims, to file Motions and even to impede the addition of parties. Further the Plaintiffs proposed order would even seek to control the flow of documents entered in this courts records to be utilized in any other case and to even interfere with the subpoena power of other jurisdictions. These outrageous proposals could also most certainly spawn numerous time consuming appeals. Further the procedures outlined could be abused to add unnecessary costs.

Simply put, Plaintiffs Motion and Proposed Order seeks insidious violation of the Local Rule by imposing an alternative Blanket Impoundment under the pseudonym "Standing Order", "Automatic Temporary Impoundment", "Continued Application", and Application of Order in Context with Other Actions that is designed to be oppressive and restrictive of the Plaintiffs rights, the rights of other jurisdictions and abuses the clear Local Rule 7.2 of this Honorable Court.

Therefore the Plaintiffs Motion for Permanent Impoundment is denied.

To Gailon Arthur Joy, P.O. Box 1425, Sterling, Ma 01564