

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, ss.

WORCESTER SUPERIOR CT
DOCKET: WOCR2009-0385

COMMONWEALTH)
)
 V.)
)
 NGA TRUONG)

Now comes David Boeri, a reporter for WBUR acting pro se, and respectfully requests that this Honorable Court grant him access to copies of the following exhibits:

1. Exhibit 2A (a DVD marked Nga Truong Disc 9/21/10);
2. Exhibit 2B (a DVD marked Nga Truong Disc 9/21/10);
3. Exhibit 2C (a DVD marked Van Truong, 9/21/10);
4. An exhibit marked "A" for identification (a transcription of Nga Truong audio-only segment) and a transcription of Nga Truong audio-only segment;
5. Exhibit 3 (a CD marked Van Truong; Ng Truong).

The above-listed exhibits were introduced into evidence during a motion to suppress hearing conducted in open court by Superior Court Judge Janet Kenton-Walker on November 1, 2010 and December 29, 2010. The CDs and DVDs were all played in open court during a proceeding that had not been closed to the public.

At no point before or after the hearing was a motion to seal or impound any of the above-listed exhibits filed, heard or granted by the Court. Although the defendant before the Court was under the age of 17, the hearing involved a defendant charged with first degree murder, which thereby removed any confidentiality interests that might exist had the case been pending in Juvenile Court as part of a delinquency matter.

The charges against the defendant, as well the defendant's motion to suppress, the hearing held on his motion, and the Court order allowing the defendant's motion all received substantial news coverage. The issues involved in the case are ones which have a significant public interest.

Therefore, I request that the Court grant my motion to provide me with copies of the above-listed exhibits and grant me access somewhere in the courthouse to make copies of the exhibits.

Respectfully Submitted,

David Boeri, pro se
617-240-4700/617-353-1059