

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION**

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	No. 4:98 CR 177 DJS (TIA)
v.)	No. 4:97 CR 290 DJS (TIA)
)	
CHARLES THOMAS SELL,)	
)	
Defendant.)	

**MOTION FOR LEAVE TO INTERVENE AND TO RESCIND THE PROTECTIVE
ORDER CONCERNING THE VIDEOTAPES BY MOVANT THE ASSOCIATION OF
AMERICAN PHYSICIANS AND SURGEONS, INC.**

Movant the Association of American Physicians & Surgeons, Inc. (“AAPS”), on behalf of itself and its members, moves for leave to intervene pursuant to Federal Rule of Civil Procedure 24(a), (b) & (c) for the limited purpose of challenging this Court’s Stipulated Protective Order filed June 10, 2004 governing the videotaped treatment of defendant Dr. Charles Thomas Sell, Docket Number 358 (hereinafter, the “Protective Order”). Movant respectfully requests that this Court rescind the Protective Order with respect to the videotapes and allow copying and publicizing of them. The Protective Order infringes on the right of AAPS to report on the treatment of patients at federal psychiatric detention facilities and deprives the medical community of information illustrating the allegedly abusive treatment of patients confined there. These reasons are more fully explained in the accompanying Memorandum.

WHEREFORE, Movant respectfully prays that this Court (a) grant them leave to intervene in this proceeding for the purpose of challenging the Protective Order, (b) rescind the Protective Order with respect to the videotapes and (c) allow copying of the videotapes for interested citizens to view.

Dated: July 9, 2004
St. Louis, Missouri

Respectfully Submitted,

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