

**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 HEARING AND ORAL ARGUMENT ON 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 a hearing and oral argument on its Motion for Leave to Intervene and to Rescind the Protective Order Concerning the Videotapes.

The imprisonment of defendant Dr. Sell for seven years without a trial is extraordinary, perhaps unprecedented in the United States in modern times. The continuing concealment of videotapes capturing his treatment in detention, despite his pleas that they be publicized, has itself generated enormous interest and publicity. Even the protective order itself withholding these videotapes from the public is under seal of this Court, denying public right of access.

A public hearing is plainly warranted to address the ongoing concealment of the videotapes. AAPS, a 61-year-old organization of physicians, has a direct interest in the treatment of patients at federal facilities and in dissemination of the videotapes.

WHEREFORE, Movant respectfully prays that this Court hold a hearing and grant oral argument to Movant AAPS on its Motion for Leave to Intervene and to Rescind the Protective Order Concerning the Videotapes.

Dated: July 9, 2004
St. Louis, Missouri

Respectfully Submitted,

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