

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WISCONSIN**

**UNITED STATES OF AMERICA**

v.

**HEARING RE:  
REPORT AND RECOMMENDATION**

**RONALD H. VAN DEN HEUVEL**

Case No. 16-CR-64

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HONORABLE WILLIAM C. GRIESBACH, presiding

Tape No.: 012317

Deputy Clerk: Lori

Hearing Began: 1:33 PM

Hearing Held: January 23, 2017

Hearing Ended: 2:16 PM

**Appearances:**

UNITED STATES OF AMERICA by: Matthew Dean Krueger

RONALD H. VAN DEN HEUVEL, in person, Robert G. LeBell  
and by:

U.S. PROBATION OFFICE by:

INTERPRETER:  None  Sworn None

Also Present: Andrew Porter on behalf of Kelly Yessman Van Den Heuvel

Also Present: Clark Devereaux (7<sup>th</sup> Circuit Court of Appeals)

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Hearing re: Report and Recommendation as to request for approval of funds for sub-license for Relativity software for document review.

The Court inquires as to superceding indictment and charges.  
Attorney Krueger responds.

1:40 pm The Court inquires as to loans  
Attorney Krueger responds.  
The Court inquires as to complex case.  
Attorney Krueger responds.

1:45 pm Mr. Krueger informs the Court of separate ongoing federal investigations, government in possession of approximately 313,000 pages of material, potential relevance, and agrees the volume of material is not realistic for manual review.

1:47 pm The Court inquires as to how the government is reviewing documents.  
Mr. Krueger responds, government does have access to the program Mr. LeBell is requesting.  
The Court inquires if defense counsel would be able to use government's program.  
Mr. Krueger responds.  
The Court inquires how documents relate to specific charges in this case.  
Mr. Krueger responds.

1:50 pm The Court inquires from defense counsel regarding need to review.  
Mr. LeBell responds.

1:54 pm Mr. LeBell sets forth overly broad issue as to original search warrant and execution.

2:01 pm Mr. Porter requests to be heard and responds.

2:06 pm Mr. Krueger responds, government does not oppose defendant having access to efficient document review program.

2:09 pm The Court inquires if documents seized were returned.  
Mr. Krueger responds.  
Mr. Krueger responds it would be very difficult to search electronic documents without software assistance.  
The Court inquires as to other cases where this has been an issue and/or required this type of software.

2:12 pm Clark Devereaux responds.

2:14 pm The Court inquires if AO or Federal Defender has this type of software.  
Mr. Devereaux will investigate this and report back to the Court and counsel.  
Mr. LeBell responds.  
The Court takes this matter under advisement and will issue a written order.  
The Court informs the parties the motion to address scheduling and trial dates will not be addressed at this time

2:16 pm Adjourned.