

Docket No.: 15-3292
UNITED STATES COURT OF APPEALS
FOR THE SECOND CIRCUIT

DECLARATION IN SUPPORT
OF MOTION TO SEAL BRIEF
AND APPENDIX AND OTHER
PAPERS RELATED TO CASE
AND TO FOREGO ELECTRONIC
FILING

USA v. EMORY WATKINS

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JULIA PAMELA HEIT, an attorney duly admitted to practice law in the Courts of this State and in this Court, under penalty of perjury, hereby declares:

1. I was appointed by Order of this Court to represent appellant Emory Watkins on his appeal to this Court from a judgment of the United States District Court for the Eastern District of New York rendered on September 25, 2015 re-sentencing appellant (pursuant to this Court's order) after pleas of guilty to the crimes of conspiracy to commit robbery [18 USC § 1951(a)] and use of a firearm in relation to a crime of violence [18 USC § 8924 (c)(1)(A)(I)].

2. On March 15, 2018, I filed seven copies of appellant's briefs and appendix with this Court with the notation on the briefs that the papers should be filed under seal. I was told that this relief had to be directed by this Court.

3. Accordingly, I request that all papers filed in this Court pertaining to this case, including the briefs and appendix be filed under seal and that this Court also issue an order to forego any electronic filing in this case.

4. First, all documents in this case have been filed under seal since appellant's original sentence in the United States District Court. Second, this Court approved the sealing of the papers in appellant's initial appeal before the Circuit. The reason is clear. Appellant engaged in a sensitive arrangement with the government. It would present a clear danger to appellant if any information should be revealed. The sealing orders should therefore continue. For the same reason, electronic filing of the briefs and appendix should be waived.

5. Finally, the government has not opposed the sealing of documents during the entire time prior to the falling of the instant briefs.

WHEREFORE, it is respectfully requested that the briefs and appendix (and all other documents be sealed), that electronic filing be excused, and for such other and further relief as this Court deems necessary and just

Dated: New York, NY
March 16, 2018

/s/ Julia Pamela Heit

