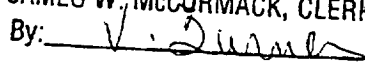


CLERK'S MINUTES

FEB 13 1998

PAULA CORBIN JONES
Repr: Wes Holmes/Pike/Fisher

JAMES W. McCORMACK, CLERK
By: 
DEP CLERK

JUDGE: Susan W Wright
REPORTER: Lois Lambert
CLERK: Sandy Carpenter
DATE: February 12, 1998

VS. CASE No. LR-C-94-290

WILLIAM JEFFERSON CLINTON, ET AL
Repr: Katie Sexton/Amy Sabrin
(Bennett, Graves & Bristow not included on call)

UNDER SEAL

ACTION: *IN-CAMERA HEARING*

2:38 p.m.

Court states that there are a number of issues that it needs to address, but none relate to motions before the Court. Court states it will make public this phone conference because it does not involve discovery. If parties have anything to bring up that they wish to remain under seal, that portion of conference will be sealed.

Sexton states there is the issue of Kirkland & Ellis motion pending in D.C. which is under seal and discovery for Kirkland & Ellis is not material for which confidentiality order was entered and does not wish it to remain under seal and would like to unseal Kirkland & Ellis dispute. Pltf takes no position on this issue but that Kirkland & Ellis should be heard.

Court states it would be permissible for Sexton, with pltf's agreement, to tell Kirkland & Ellis and Judge who is handling issue that this court did find that materials mentioned in pleadings involving Cindy Hays' deposition would not impair selection of fair jury. Parties are to remember that exhibits to pleadings are to be kept under seal. Court does not want to express its opinion without Kirkland & Ellis being heard. If parties want to set up a phone conference between themselves and Kirkland & Ellis, Court can be on conference and discuss matter with them but has no idea what materials are at issue in this matter.

Sabrin states they have received a motion from Steven L. Pope and inquires if it is necessary to respond to this. Court is not aware of such motion but states that it will just handle unless parties object. There is no objection.

Court advises that an order has been entered denying the Judicial Watch motion.

Fisher states that they intend to file a motion, probably tomorrow, asking for leave to take 4 depositions of people they were unable to serve with subpoenas.

Court inquires if there is anything else to be kept under seal. With no response, the Court directs that from this point on, a transcript will be made of the phone conference.

Court states that it expects motions for summary judgment to be filed soon but must go ahead and plan for trial and is providing information of matters that need attention, and there are questions to ask counsel for the parties.

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Court will need to know if counsel anticipates asking for daily transcripts of proceedings.

Court needs to make arrangements with press in courtroom and anticipates having another room set aside where audio is available. Before Court can plan for reserved seating, it will need to know how many seats counsel will want or need to have available. Counsel can answer within a reasonable time by fax or phone conference.

The Marshal's Service will be able to help parties get into courthouse safely if counsel desire for them to do so but will need to know how many will be in their party.

In response to Pike's question concerning restrictions on media, Court advises that it is working on an order that will govern the media and public access. Court will allow counsel to have input in order before it is entered.

On the issue of jury selection, Court advises that it intends that jurors be summoned from entire district instead of division only. Parties can discuss this and let Court know their feelings. Jury Clerk will summon 200 jurors to come in without counsel being present and hold *in camera* session and instruct jurors as to completing questionnaires. Then, 200 more will come in and complete questionnaire on another day. Court will begin with 400.

After questionnaires are completed, copies will be made and distributed to counsel, and they will have a reasonable time to review questionnaires and file their motions. After motions to strike are filed, there will be a conference for parties to argue some of their objections which might last all day. After ruling on motions to strike, those left of 400 will be summoned later for live voir dire at which time counsel will be present.

Court wants to consider having live voir dire 4 to 6 weeks before trial and will not schedule at great inconvenience of any attorney involved and wants counsel to determine their availability for this. Court does not intend to keep identities of veniremen anonymous, but individual voir dire will remain under seal. Court will listen to counsels' suggestions on this.

Court states that about 6 weeks will be needed to summon jurors and get questionnaires fill out, and counsel need to think about this right away. Law Clerk and Jury Clerk will forward sample questionnaires from other high-profile cases for counsel to look over.

Court is considering whether to sequester the jury and plans to discuss with the Marshal how this would be handled.

Counsel are to submit their proposed questionnaire to Court by February 27th and serve each other with a copy, but jury questionnaire will not be made public at this time.

3:24 p.m.

Conference concludes.