

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF KENTUCKY
AT PADUCAH
CASE NO. 5:06CR-19-R

UNITED STATES OF AMERICA

PLAINTIFF

v.

STEVEN D. GREEN

DEFENDANT

ORDER

This matter is before the Court on the motion of the United States for an Order allowing the United States' mental health experts to conduct an examination of the Defendant. The Court finding the motion to be meritorious for the reasons set forth in Fed. R. Crim. P. 12.2(b), hereby grants the motion of the United States, and Orders the following:

(1) The defendant shall be examined by a psychiatrist or other mental health professional chosen by the United States. Failure of the defendant to provide notice or to participate in a Court-ordered examination shall result in forfeiture of the right to present mental health testimony at trial.

(2) The United States shall provide counsel for the defendant three (3) days notice of its intended date(s) of examination of the defendant. By February 6, 2009, the mental health experts for both the United States and the defendant shall provide each other with the following materials:

(A) All raw data pertaining to any mental health test administered to the defendant during the testing by the mental health experts; and

(B) All documents pertaining to any mental health or physical examination previously conducted on the defendant, which the mental health expert relies upon to any extent for his report.

(3) The United States shall not use in its case-in-chief of this prosecution any document described in paragraphs 2(A) and 2(B) that the United States received from the defendant or the defendant's mental health expert.