

STATE OF WISCONSIN

CIRCUIT COURT

BARRON COUNTY

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**STATE OF WISCONSIN,**  
**Plaintiff,**

v.

Case No. 19 CF 20

**JAKE THOMAS PATTERSON,**  
**Defendant.**

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**SECOND AMENDED ORDER REGARDING CASE ADMINISTRATION**

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The Court is mindful of the need to balance (1) the constitutional right of the defendant to a fair trial, (2) the public's right to know and the constitutional and statutory rights of the media to attend the proceedings, and (3) the court's own interest in maintaining order, decorum and the ongoing business operations of the courts during the pendency of this case.

Therefore, the Court exercises its inherent authority and its authority under SCR 61.01(1).

## **IT IS ORDERED AS FOLLOWS:**

### **1. Courtroom Seating.**

**(a) Weapon screening.** Any person admitted to the courtroom will be subject to search every time entry is made to the courtroom. Attorneys for this case, Court Staff, and on-duty law enforcement officers will be exempted from the search.

**(b) Seating for Defendant and Victim Families.** The first row of seats behind the defense table will be reserved for court security officers and the second row behind the defense table for members of the defendant's family. The first row of seats immediately behind the prosecution table will be reserved for members of the victim's family.

**(c) Media Seating.** The back two rows on the defense side of the courtroom are reserved for members of the media. Media members may also observe court proceedings via closed circuit television in the Emergency Operations Center (EOC) located in the Barron County Justice Center. Members of the media who choose to view the proceedings from the open portion of the courtroom may do so, but shall be subject to the same availability requirements and other restrictions applicable to members of the general public.

**(d) Parking.** Media parking arrangements shall be handled by the Barron County Sheriff's Department. Reserved parking for media trucks/vans will be available as space allows and information will be provided by the media coordinator at the direction of the Sheriff's Department.

(e) **Public Seating.** Courtroom gallery capacity cannot exceed **40** persons. When this capacity is seated and full, no others will be admitted into the courtroom. Observers outside the courtroom will not be allowed to view through the door windows or conference room window, without permission of the court.

Seating available for the public will be administered by lottery by the Sheriff. The public may be seated anywhere other than in the seats reserved for the defendant's and victim's families and media. Members of the public who cannot find a seat in a pew shall not be permitted in the courtroom. The public will not be permitted to stand in the courtroom. Lawyers not involved in this case shall be treated as members of the public.

Spectators will not be permitted to wear clothing or display signs or any other items expressing sympathy or support for either the defendant or the victim in the case.

(f) **Seating in Front of the Bar.** No one other than the defendant, the attorneys and their assistants shall be permitted to sit in the chairs in front of the bar and behind counsel table without specific authorization by the court. Only court security may be seated on the bench adjacent to the prisoner vestibule.

(g) **Entry and Exit During Court Proceedings.** All persons in the gallery shall be seated before court is in session and during any portion of a hearing. No entry to the courtroom shall be permitted while court is in session. Persons leaving the courtroom during any hearing must wait until the next recess before reentering.

(h) **Attorneys and persons addressing the court.** The District Attorney, Defense Counsel, Defendant and victims (giving a victim impact statement) must address the court while seated at counsel's tables. Any other witnesses must give their testimony seated at the witness chair. All remarks must be directed to the court. No

one will be allowed to speak to or at counsel, the defendant, victim and victim's family nor to the gallery.

**2. General Restrictions.**

(a) **Handbags, Backpacks, Carry-ins and Coats Prohibited.** Handbags, backpacks and other carry-ins of any kind and coats are prohibited in the courtroom.

(b) **No food, drink or newspapers, books or magazines in the courtroom.**

(c) **Laptop computers, cell phones and mobile electronic devices.** The use of cell phones and other mobile electronic devices is strictly prohibited in the courtroom, and such devices must be powered down and stowed out of sight. If any are seen by bailiffs, the person with the device will be removed from the courtroom immediately and will not be allowed back in during the hearing.

News media located in the designated media seating area and the attorneys in the case and their support staff may use laptop computers and electronic tablets. However, no laptop computer or electronic tablet may be used to record or stream audio or video of the court proceedings.

**3. Courtroom Media Coverage.**

(a) **Television Cameras.** Pursuant to SCR 61.03(1) and (2), , One television camera operated by KSTP-TV will be permitted in the media conference room adjacent to the courtroom or in other locations as approved by the Judge. The camera will be subject to any restrictions set by the court. All television media shall have access to and share the video received from the permitted cameras.

The media coordinator shall be responsible for receiving requests to engage in the activities authorized by SCR 61 in a particular court proceeding and shall make the

necessary allocations of authorizations among those filing the requests. In the absence of advance media agreement on disputed equipment or personnel issues, the trial judge is authorized exclude all audio or visual equipment from the proceeding.

Unless otherwise prohibited or restricted by the court, live coverage of any hearing shall be permitted except during jury selection.

**(b) Portion of Proceedings Which May be Recorded or Broadcast.**

Cameras shall not be set up nor disassembled at any time while the Court is in session. Cameras can be set up during a court recess, but cameras shall not be operated during a recess in the court proceeding (“Recess” means any time the judge is not on the bench). No camera shall photograph jurors. Pursuant to SCR 61.07, audio pickup, broadcast or recording of a conference in a court facility between an attorney and client, co-counsel, or attorneys and any hearing judge held at the bench is not permitted.

All cameras and microphones shall be powered down and may not continue to record or broadcast in the courtroom after a proceeding has concluded.

**(c) Restrictions on Camera Coverage.** Pursuant to SCR 61.11(2), individual jurors shall not be photographed. In addition, no television camera or still camera shall take any close up shots of counsel table such that any detail concerning any writings on the table can be identified.

**(d) Audio Feed.** KSTP-TV will set up an audio system that feeds all broadcast media present.

**(e) Still Photographers.** Subject to any further orders of the court, the court will permit up to two (2) still photographers, each using not more than two (2) cameras, in the courtroom at any one time during any hearing. All cameras must have a silent

shutter and no flash photography is allowed. The photographers are not to move about while court is in session. They shall conduct themselves so as to not become a distraction to any hearing participants, the Court, and/or the jurors. No camera shall photograph jurors.

(f) **SCR Chapter 61.** All members of the media are cautioned to be familiar with the requirements of SCR Chapter 61 “Rules Governing Electronic Media and Still Photography Coverage of Judicial Proceedings.”

(g) **Interviews.** No interviews may be conducted in the courtroom. On camera interviews related to this case shall be conducted in Justice Center rotunda.

(h) **Juror Contact Prohibited.** Members of the media are prohibited from contacting prospective jurors in any way until the jury is selected and from contacting any person selected as a juror until after the conclusion of the trial.

4. **Media Inquiries.** All communication regarding camera coverage between representatives of the media and the court shall come through the Media Coordinator:

Dan Schillinger,  
News Director, WQOW  
Phone: [\(715\) 852-5920](tel:7158525920)  
E-mail: [dschillinger@wqow.com](mailto:dschillinger@wqow.com)

5. **Court Security Officer Authority.** Court Security Officers may act on their own in enforcing the rules and do not have to await the Judge’s orders to remove anyone from the gallery. The Judge has given the Court Security Officers unfettered authority to excuse or remove persons from the courtroom. The person removed will be identified and information given to the Judge.

6. **Other Courthouse Areas.** Security officers may quiet or disperse such members of the public so they do not hinder other members of the public and court staff from having access to the building and to the Clerk of Courts office and the other courtrooms. Eating in the Courtroom hallway of the Justice Center is prohibited.

7. **Media Access to Court Documents.** The media can be provided with copies of open records documents upon request, through the Barron County Clerk of Courts office, at the statutory rate of \$1.25 per page. Sealed documents will not be provided to the media and are not made available for public inspection. Documents can be emailed to the media upon request. There is a fee of \$1.25 per page. Advance payment is required for all records requests. Payment for copies can be made by cash, check or money order. Payments can also be made by credit card

The media will have limited access to exhibits during the course of any hearing, and said access may be further limited by availability of staff to accommodate the photocopying requests. Special arrangements may need to be made for any substantial amounts of photocopying. Special arrangements will also need to be made directly with the Clerk of Court to provide media access to tangible evidence, such as photographs, videotapes and physical items. EXHIBITS WILL NOT TO BE MADE AVAILABLE TO THE MEDIA UNTIL THEY HAVE BEEN ADMITTED INTO EVIDENCE AND HAVE BEEN SEEN BY THE COURT OR JURY.

Requests for copies can be made:

- (1) in person at the Clerk of Court office
- (2) by telephone at 715-537-6265;

Distribution:

Judge Bitney

Judge Boyle

Sheriff Fitzgerald

Court Security Officer

Media Coordinator

Clerk of Courts

District Attorney

Defense Counsel

Court Information Officer

Court Staff

(Patterson Admin Order 2<sup>nd</sup> amended)