

STATE OF MINNESOTA

DISTRICT COURT

COUNTY OF HENNEPIN

FOURTH JUDICIAL DISTRICT

State of Minnesota,

Plaintiff,

**STATE'S MOTION FOR  
PROTECTIVE ORDER**

v.

J. Alexander Kueng,

Court File No.: 27-CR-20-12953

Thomas Kiernan Lane,

Court File No.: 27-CR-20-12951

Tou Thao,

Court File No.: 27-CR-20-12949

Defendants.

TO: The Honorable Peter Cahill, Judge of District Court, and counsel for Defendants, Earl Gray, 1st Bank Building, 332 Minnesota Street, Suite W1610, St. Paul, MN 55101; Thomas Plunkett, U.S. Bank Center, 101 East Fifth Street, Suite 1500, St. Paul, MN 55101; Robert Paule, 920 Second Avenue South, Suite 975, Minneapolis, MN 55402.

The State hereby moves the Court for a protective order pursuant to Minn. R. Crim. P. 9.03, subd. 5. In an Order dated April 26, 2022, the federal district court authorized the release of certain investigative materials from the federal investigation of this matter to the Minnesota Attorney General's Office. The Order states that the Minnesota Attorney General's Office must "seek a protective order or agreement limiting disclosure of these . . . materials to only those persons who need access to them in order to prepare for trial, and limiting those persons with access from using the . . . materials for any purpose other than preparing for trial." The Order also provides that "any such protective order or agreement should ensure that any . . . materials disclosed pursuant to this Order and filed in state or federal court be filed under seal." Finally, the Order states that in seeking the protective order, the Minnesota Attorney General's Office shall file the federal court Order under seal. Accordingly, the federal court Order is filed herewith under seal pursuant to Rule 4,

subd. 1(v)(3) of the Rules of Public Access to Records of the Judicial Branch. The State respectfully requests that the Court issue a protective order in accord with the provisions of the federal court Order.

Dated: May 13, 2022

Respectfully submitted,

KEITH ELLISON  
Attorney General  
State of Minnesota

/s/ Matthew Frank  
MATTHEW FRANK  
Assistant Attorney General  
Atty. Reg. No. 021940X

445 Minnesota Street, Suite 1400  
St. Paul, Minnesota 55101-2131  
(651) 757-1448 (Voice)  
(651) 297-4348 (Fax)  
matthew.frank@ag.state.mn.us

ATTORNEYS FOR PLAINTIFF