

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS
EASTERN DIVISION**

DAVID BONIFACE,
NISSANDÈRE MARTYR, and
JUDERS YSEMÉ,

 Plaintiffs,

 v.

JEAN MOROSE VILIENA
(a.k.a. JEAN MOROSE VILLIENA),

 Defendant.

Case No. 1:17-cv-10477-ADB

**ORDER REGARDING
PLAINTIFFS' EMERGENCY MOTION FOR PROTECTIVE ORDER**

Plaintiffs have moved for the entry of a protective order pursuant to Fed. R. Civ. P. 26(c). Having read and considered Plaintiffs' Emergency Motion for Protective Order to Bar Harassment and Intimidation of Parties and Witnesses In Connection With Ongoing Trial Proceedings, the memorandum in support of the motion, the Declarations of Juders Ysemé, Vilfranc Larrieux, and Bonnie Lau, and supporting exhibits, the Court concludes that Plaintiffs reasonably fear for their safety and the safety of witnesses who testified at the trial in this matter, as well as their respective family members. Their fears are reasonably based on their past dealings with Defendant; Defendant's posting of a Haitian battle song on Defendant's Facebook page on March 18, 2023, containing descriptions of violent acts; in-person threats against the son of trial witness Franckel Isme threatening Mr. Isme and all trial witnesses upon their return to Haiti; in-person threats against the wife of trial witness Vilfranc Larrieux threatening to respond after the verdict issues; and threatening text messages sent to the sister-in-law of trial witness Osephita Lebon featuring a machine gun captioned "how you would have died."

Based on these submissions, the Court concludes that Plaintiffs have demonstrated good cause for a protective order, and it is HEREBY ORDERED that:

- 1) Jean Morose Viliena shall not engage in any actions, either directly or indirectly, designed to intimidate, harass, or physically harm Plaintiffs, or any witnesses who testified at the trial in this matter, or any family members of Plaintiffs or the trial witnesses; and
- 2) Any violation of this Protective Order may result in sanctions.

SO ORDERED.

Dated: 3/20/23



ALLISON D. BURROUGHS
U.S. DISTRICT JUDGE