

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF PUERTO RICO

IN RE:

ACCESS TO PRESENTENCE
REPORTS PURSUANT TO STANDING
ORDER NO. 11:
REQUEST FOR COPIES

MISC. NO. 03-149 (RAM)

STANDING ORDER

Presentence Investigation Reports (PSRs) are prepared by the United States Probation Office (USPO) pursuant Fed. R. Crim. P. 32(c) and Loc. Cr. R. 132(b). PSRs summarize the information gathered during the presentence investigation, including the offense, and the prior criminal and social history of defendants. PSRs are disclosed to the defendants, defense and appellate counsel, and prosecutors. See, 18 U.S.C. Section 3552(d). They are also disclosed to the U.S. Sentencing Commission for statistical purposes, and to the Federal Bureau of Prisons for custody location and classification. A critical sentencing tool for judges, due to the privileged and confidential nature of the information they disclose, PSRs are filed in the Court's Case Management Electronic Case Filing system (CM/ECF) with appropriate viewing restrictions.

On September 24, 2025, the Court issued Standing Order No. 11 outlining new procedures regarding the storage and management of sealed and restricted documents in CM/ECF effective immediately. See, In Re: CM/ECF, Misc. No. 03-149-RAM, at Docket No. 15. Under the new procedures outlined in Standing Order No. 11 Presentence Reports (PSRs) will continue to be filed in CM/ECF in compliance with Notice from the Clerk 09-11 with the appropriate viewing restrictions.

Since PSRs are restricted documents, pursuant to Standing Order No. 11, they are no longer accessible or viewable electronically in CM/ECF. Therefore, for PSRs filed before September 24, 2025, attorneys are directed to file a motion requesting a copy, which the Office of the Clerk shall provide only upon court approval. PSRs filed on or after September 24, 2025, will be notified by the USPO.

PSRs are confidential documents that are not for public disclosure and are only intended to be disclosed to the defendant, defense and appellate counsel, prosecutors, the U.S. Sentencing Commission, and the Federal Bureau of Prisons. Any other disclosure is prohibited absent specific court authorization. While inmates have the right to review PSRs, for safety and security reasons, the Federal Bureau of Prisons prohibits them from obtaining and possessing copies while in custody. See, USDOJ BOP Program Statement 1351.05 (9/19/2002 p. 16).

IT IS SO ORDERED.

In San Juan, Puerto Rico, this 30th day of September 2025.



Raúl M. Arias-Marxuach, Chief
United States District Judge