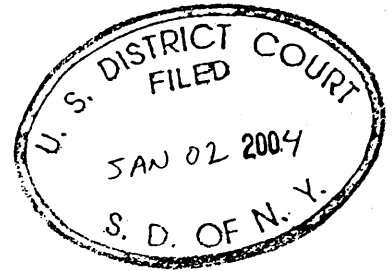


UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK



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UNITED STATES OF AMERICA :

- v. - :

ORDER

MARTHA STEWART and :
PETER BACANOVIC, :

03 Cr. 717 (MGC)

Defendants. :

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WHEREAS, jury selection in this case will commence on January 6, 2004, at which time prospective jurors will be instructed not to speak to anyone about the case, read about the case in the newspapers, or listen to any radio or television reports about the case, and will be further instructed to inform any person who approaches them about the case that they must report such contact directly to the Court and refrain from any discussion with that person;

WHEREAS, the "press" as used in this Order includes representatives of the print, broadcast and internet media, sketch artists, photographers, free-lance journalists, authors, and writers;

WHEREAS, the proceedings in this case have been and will continue to be the subject of widespread and intense press coverage;

WHEREAS, it is necessary to ensure the integrity of these proceedings and the public's and the parties' overriding interest in a fair trial by restricting contact between the press

and prospective jurors; and

UPON the joint application of David N. Kelley, the United States Attorney for the Southern District of New York, by and through Assistant United States Attorneys Karen Patton Seymour, Michael S. Schachter, and William A. Burck, and Robert G. Morvillo, Esq., John J. Tigue, Jr., Esq., and Rebecca A. Monck, Esq., attorneys for defendant Martha Stewart, and Richard M. Strassberg, Esq., David J. Apfel, Esq., and Cheryl R. Brunetti, Esq., attorneys for defendant Peter Bacanovic;

IT IS HEREBY ORDERED that no member of the press may speak to, interview, or have any contact or communication with any prospective juror called for jury duty on January 6, 2004, or any family member of such prospective juror; and

IT IS FURTHER ORDERED that this prohibition on any and all contacts or communications between the press and prospective jurors and their families shall be in effect as to each

prospective juror until such time as that juror's service in this case is complete, as determined solely by this Court.

Dated: New York, New York
January 2, 2004

SO ORDERED:

Miriam Goldman Cedarbaum
HONORABLE MIRIAM GOLDMAN CEDARBAUM
United States District Judge