

STATE OF NEW HAMPSHIRE

HILLSBOROUGH, SS.

6TH CIRCUIT COURT
HILLSBOROUGH DIVISION

STATE

V

MARC MANCHON
#444-2023-CR-586

MOTION FOR EXPEDITED PROTECTIVE ORDER

NOW COMES the State by its Prosecutor and respectfully requests the Honorable Court issue an immediate Protective Order directing the Defendant to immediately remove all Hillsboro Police owned Body Worn Camera Videos (BWC) pertaining to defendant's arrest from all social media platforms and restrict Defendant from sharing, displaying, or otherwise distributing them in violation of NH RSA 105 D:2 XII. In support of this Motion, it is stated:


1. On September 12, 2023, the Defendant requested, pursuant to Discovery, copies of all Hillsboro Police Department body cam videos pertaining to his arrest. Under discovery rules, all statements made by a defendant are required to be disclosed. This would include statements made while officers have activated their body worn camera. However, while body cam videos are provided to defense as part of discovery, all persons who receive police body cams are subject to publication restrictions set forth in RSA 105D:2.
2. On September 13, 2023, the defendant was e-mailed a link to Evidence.com with instructions on how to access and download the videos for discovery purposes.
3. On September 15, 2023, the Defendant accessed and downloaded copies of the Hillsboro Police Department BWC videos.
4. The Hillsboro Police Department BWC videos pertaining to the Defendant's arrest include confidential footage of a female domestic violence victim who was a passenger in the vehicle.
5. On or about September 18, 2023, the Defendant published the videos on his YOUTUBE channel (PRESS NH NOW) that he controls.
6. New Hampshire has a comprehensive statute regulating the use of police body cams and specifically limits how such videos can be distributed. *RSA 105-D:2 XII – prohibits any person from sharing, displaying, or otherwise distributing in any manner any Police BWC videos or portions thereof unless it is an authorized law enforcement exception. (Emphasis added)*

WHEREFORE, the State respectfully requests the Honorable Court grant the following relief:

1. Schedule an expedited hearing on this Motion.
2. Order the Defendant to immediately remove the Hillsboro Police Department owned body cam videos from his YOUTUBE channel, and all other media platforms because it is in direct violation of RSA 105D:2.
3. Order the Defendant not to publish any Hillsboro Police Department owned BWC video on any electronic media forum in the future.
4. Order such other relief as justice may require.

Respectfully submitted,

September 20, 2023


George Wattendorf, Prosecutor
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CERTIFICATE OF SERVICE

I, George Wattendorf, certify a copy of the foregoing Motion has been e-mailed to accountabilityforall15@yahoo.com and mailed to the Defendant, Marc Manchon, at 85 Pearl Street, Apt. #3, Claremont, NH 03743

September 20, 2023


George Wattendorf, Prosecutor