



U.S. Department of Justice

United States Attorney
Southern District of New York

The Jacob K. Javitz Building
26 Federal Plaza, 37th Floor
New York, New York 10278

May 6, 2025

VIA ECF

The Honorable Arun Subramanian
United States District Judge
Southern District of New York
500 Pearl Street
New York, NY 10007

Re: *United States v. Sean Combs*, S3 24 Cr. 542 (AS)

Dear Judge Subramanian:

The Government respectfully writes following the first day of jury selection in the above-captioned matter. During the course of jury selection, despite the presence of seven defense attorneys who have filed notices of appearance in this case and a jury consultant, the defense team appeared to consult with Mark Geragos and other members of the Geragos & Geragos law firm who were present in court. Mr. Geragos and his firm have a long-standing relationship with the defendant (*see* Gov't Mot. filed Feb. 25, 2025 (filed under seal)), but neither Mr. Geragos nor any member of his firm has filed a notice of appearance in this case.

Nevertheless, given Mr. Geragos's apparent role as an advisor to the defendant and the defense team, the Government respectfully requests the Court to remind Mr. Geragos and members of his firm of their obligations pursuant to Local Rule 23.1. Specifically, Rule 23.1(c) states that:

[d]uring a jury trial of any criminal matter, including the period of selection of the jury, no lawyer or law firm *associated with the . . . defense* shall give or authorize any extrajudicial statement or interview relating to the trial or the parties or issues in the trial which a reasonable person would expect to be disseminated by means of public communication if there is a substantial likelihood that such dissemination will interfere with a fair trial.

(Local R. 23.1(c) (emphasis added)). The need for the Court's admonishment is necessary given that as recently as three days ago, Mr. Geragos spoke at length about the trial in this case in his podcast called "2 Angry Men," Mr. Geragos's podcast with Harvey Levin, the creator of the tabloid news organization TMZ.¹ During the podcast, Mr. Geragos opined on a variety of topics,

¹ "Harvey EXPOSES What He Knows About DIDDY," 2 Angry Men, May 2, 2025, *available at* https://www.youtube.com/watch?v=8KDbJkXNzLI&list=PLIPm6JAyEJ_dXRy9Md3YVyz_u_SWuVbXC&index=1. Mr. Geragos has commented repeatedly on this case on his podcast, including an episode in which he hosted Teny Geragos, one of the defendant's attorneys in this

