

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA**

**MISCELLANEOUS NO. 3:07-MC-47
(Doc. No. 1)**

IN RE:)
)
STANDING ORDER GOVERNING THE)
CALENDARING OF HEARINGS AND)
TRIALS BEFORE THE HONORABLE)
FRANK D. WHITNEY)
_____)

This Standing Order is intended to provide dates and settings to litigants and magistrate judges in preparing scheduling orders in civil and criminal cases, as set forth in the Standing Order Governing Civil Case Management Before the Honorable Frank D. Whitney, Misc. No. 3:07-MC-47 (Doc. No. 2), and the Standing Ordering Governing Criminal Case Management Before the Honorable Frank D. Whitney, Misc. No. 3:07-MC-47 (Doc. No. 6).

Effective immediately for civil matters and 1 July 2007 for criminal matters, IT IS HEREBY ORDERED that the following settings will govern all civil and criminal cases before the Honorable Frank D. Whitney:

1. All **civil dispositive motions** (*e.g.*, summary judgment), all **criminal motions** (*e.g.*, motions to suppress), and all **criminal sentencings** will be heard during the first full week of each even month. The Court reserves the right to hold special motions and sentencings hearings as needed to administer justice or prevent irreparable harm.
2. All **pretrial conferences** will be held during the last week of the even month during which motions are heard.
3. **Calendar call in criminal cases** will be held on the Monday (or Tuesday, if Monday

is a holiday) of the first full week of the odd month following the month during which motions are heard. Jury selection and criminal trials will either commence on the Monday (or Tuesday) of calendar call or the first full day after calendar call, as determined by the Court at calendar call. Criminal trials will continue as needed into the mixed term discussed in paragraph 4, *infra*.


4. **Calendar call in civil cases** will be held on the Monday (or Tuesday, if Monday is a holiday) of the second full week of the odd month following the month during which motions are heard. The date and time of jury selection and beginning of civil trials will be determined at the civil calendar call based on the schedule of the criminal trials set the week before at the criminal calendar call, as discussed in paragraph 3, *supra*.


5. The attachment to this Standing Order sets forth the actual dates for the above settings through January 2014, after which year the settings will continue as described above.

6. The Court *sua sponte* may occasionally amend individual settings to accommodate Court administration, conflicts, holidays, and other matters. Litigants, however, should never anticipate a calendar or setting change.

7. In complex matters, parties may move the Court for a peremptory setting outside of the customary settings set forth in this Standing Order. The Court will consider such motions on a case-by-case basis.

Signed: May 14, 2007


Frank D. Whitney
United States District Judge



STANDING CALENDAR			
CIVIL & CRIMINAL MOTIONS AND SENTENCINGS	FINAL PRE-TRIAL CONFERENCES	CRIMINAL TRIAL TERM	MIXED TRIAL TERM
Aug 6-10, 2007	Aug 27-30, 2007	Sep 4-7, 2007	Sep 10-21, 2007
Oct 1-5, 2007	Oct 22-26, 2007	Nov 5-9, 2007	Nov 13-21, 2007
Dec 3-7, 2007	Dec 17-21, 2007	Jan 7-11, 2008	Jan 14-25, 2008
Feb 4-8, 2008	Feb 25-29, 2008	Mar 3-7, 2008	Mar 10-21, 2008
Apr 7-11, 2008	Apr 21-25, 2008	May 5-9, 2008	May 12-23, 2008
Jun 2-6, 2008	Jun 23-27, 2008	Jul 7-11, 2008	Jul 14-25, 2008
Aug 4-8, 2008	Aug 25-29, 2008	Sep 2-5, 2008	Sep 8-19, 2008
Oct 6-10, 2008	Oct 27-31, 2008	Nov 3-7, 2008	Nov 10-21, 2008
Dec 1-5, 2008	Dec 15-19, 2008	Jan 5-8, 2009	Jan 12-23, 2009
Feb 2-6, 2009	Feb 23-27, 2009	Mar 2-6, 2009	Mar 9-20, 2009
Apr 6-10, 2009	Apr 20-24, 2009	May 4-8, 2009	May 11-22, 2009
Jun 1-5, 2009	Jun 22-26, 2009	Jul 6-10, 2009	Jul 13-24, 2009
Aug 3-7, 2009	Aug 24-28, 2009	Sep 8-11, 2009	Sep 14-25, 2009
Oct 5-9, 2009	Oct 26-30, 2009	Nov 2-6, 2009	Nov 9-20, 2009
Dec 7-11, 2009	Dec 14-18, 2009	Jan 4-8, 2010	Jan 11-22, 2010
Feb 1-5, 2010	Feb 22-26, 2010	Mar 1-5, 2010	Mar 8-19, 2010
Apr 5-9, 2010	Apr 26-30, 2010	May 3-7, 2010	May 10-21, 2010
Jun 7-11, 2010	Jun 21-25, 2010	Jul 6-9, 2010	Jul 12-23, 2010
Aug 2-6, 2010	Aug 23-27, 2010	Sep 7-10, 2010	Sep 13-24, 2010
Oct 4-8, 2010	Oct 25-29, 2010	Nov 1-5, 2010	Nov 8-19, 2010
Dec 6-10, 2010	Dec 13-17, 2010	Jan 3-7, 2011	Jan 10-21, 2011
Feb 7-11, 2011	Feb 22-25, 2011	Mar 7-11, 2011	Mar 14-25, 2011
Apr 4-8, 2011	Apr 25-29, 2011	May 2-6, 2011	May 9-20, 2011
Jun 6-10, 2011	Jun 20-24, 2011	Jul 5-8, 2011	Jul 11-22, 2011
Aug 1-5, 2011	Aug 22-26, 2011	Sep 6-9, 2011	Sep 12-23, 2011
Oct 3-7, 2011	Oct 24-28, 2011	Nov 7-11, 2011	Nov 14-23, 2011
Dec 5-9, 2011	Dec 12-16, 2011	Jan 3-6, 2012	Jan 9-20, 2012

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CIVIL & CRIMINAL MOTIONS AND SENTENCINGS	FINAL PRE-TRIAL CONFERENCES	CRIMINAL TRIAL TERM	MIXED TRIAL TERM
Feb 6-10, 2012	Feb 21-24, 2012	Mar 5-9, 2012	Mar 12-23, 2012
Apr 2-6, 2012	Apr 23-27, 2012	May 7-11, 2012	May 14-25, 2012
Jun 4-8, 2012	Jun 25-29, 2012	Jul 2-6, 2012	Jul 9-20, 2012
Aug 6-10, 2012	Aug 27-31, 2012	Sep 4-7, 2012	Sep 10-21, 2012
Oct 1-5, 2012	Oct 22-26, 2012	Nov 5-9, 2012	Nov13-21, 2012
Dec 3-7, 2012	Dec 17-21, 2012	Jan 7-11, 2013	Jan 14-25, 2013
Feb 4-8, 2013	Feb 19-22, 2013	Mar 4-8, 2013	Mar 11-22, 2013
Apr 1-5, 2013	Apr 22-26, 2013	May 6-10, 2013	May 13-24, 2013
Jun 3-7, 2013	Jun 24-28-2013	Jul 1-5, 2013	Jul 8-19, 2013
Aug 5-9-2013	Aug 26-29, 2013	Sep 3-6, 2013	Sep 9-20, 2013
Oct 7-11, 2013	Oct 21-25, 2013	Nov 4-8, 2013	Nov12-22, 2013
Dec 2-6, 2013	Dec 16-20, 2013	Jan 7-11, 2014	Jan 14-25, 2014