

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE AND STATESVILLE DIVISIONS

STANDING ARRAIGNMENT ORDER

The Defendant has acknowledged receiving a copy of the Indictment, has stated an understanding of the pending charges against him/her, and has entered a plea of:

- NOT GUILTY and requested a jury trial;
- NOT GUILTY and waived his/her right to a jury trial;
- GUILTY.

Wherefore, the Defendant and defense counsel are hereby advised that:

1. This case will be calendared for either: (1) the Court's next Criminal Term; or (2) the Court's second Criminal Term if the Court's next Criminal term is less than thirty days from the date of the arraignment and the Magistrate Judge grants a continuance. Defendant and counsel will be notified of the specific date, location, and time to appear.

2. If Defendant wishes to change this plea, he/she must advise the Clerk of Court and the U.S. Attorney in writing.

3. Plea Agreements must be filed with the Clerk of Court fourteen days (14) before the Court's Criminal Term.

4. If a jury is summoned for this trial only, and the Defendant changes the plea to guilty on the day of the trial, Defendant may be charged with the cost of the jury.

5. All motions required to be made under Rule 12(b)(3) of the Federal Rules of Criminal Procedure, including motions to dismiss and motions to suppress evidence, and accompanying supporting memorandum of law, must be in writing and must be filed within sixty (60) days from the date of this Arraignment Order, or the date on which counsel is appointed or makes a general appearance, whichever occurs last. Other pretrial motions, including motions in limine, shall be filed no later than fourteen days (14) prior to the Court's Criminal Term, with Responses due three (3) days later. Motions not timely filed will be summarily denied.

6. Motions for issuance of subpoenas at government expense under Rule 17(b), F.R.Cr.P., must be filed no later than 14 business days before the term at which the case is scheduled to be tried.

7. Proposed jury instructions shall be filed, and emailed to chambers in word form, no later than one week prior to the Court's Criminal Term. Counsel must prepare and jointly submit a single compilation of proposed jury instructions that are narrowly tailored to the anticipated issues arising at trial, subject to supplementation at the close of evidence. A proposed instruction

without a supporting citation will not be considered. Counsel should number each proposed instruction and shall submit each proposed instruction on a separate page. Where there is disagreement as to any instruction, this jointly prepared submission shall disclose in a footnote the basis for the party's objection and (if applicable) provide a proposed alternate instruction. Standard pattern introductory instructions are not required to be submitted.

8. In the event of a mistrial, further pretrial motions must be filed within 30 days of declaration.