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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,  
Plaintiff,  
v.  
xxx, et al.,  
Defendants.

No. CR

ORDER FOR CRIMINAL PRETRIAL  
PREPARATION

Good cause appearing, IT IS HEREBY ORDERED that:

United States District Court

**A. TRIAL DATE.** Trial before the **COURT/JURY** shall begin on **DAY, DATE** at **TIME** in Courtroom F.

**B. TRIAL LENGTH.** The estimated length of trial is \_\_\_\_.

**C. MOTIONS.** All motions shall comply with Criminal Local Rule 47-2 and shall be heard on **DAY, DATE** at **TIME** in Courtroom F. All motions shall be filed and served by \_\_\_\_\_. Any opposition shall be filed and served by \_\_\_\_\_. Before filing any motion, counsel for each party shall confer concerning any matter covered by Criminal Local Rule 16-1 relevant to the case, in particular subparagraphs (a), (b) and (c).

**D. PRETRIAL CONFERENCE.** A Pretrial Conference shall be held on \_\_\_\_\_, at \_\_\_\_\_ in Courtroom F. Not less than four days before the Pretrial Conference, counsel for the Government shall:

1 (1) Serve and file a trial memorandum briefly stating the legal bases for the  
2 charges and the anticipated evidence, and addressing any evidentiary, procedural or other  
3 anticipated legal issues, including but not limited to the matters listed in Criminal Local  
4 Rule 17.1 - 1(b)(1) - (15).

5 (2) Serve and file a list of all witnesses who may be called, together with a  
6 brief summary of the testimony of each;

7 (3) Serve and file proposed jury instructions on all substantive issues and on  
8 any procedural issue not adequately covered by the Court's standard instructions (which  
9 are published in the Ninth Circuit Manual of Model Jury Instructions);

10 (a) any instruction contained in the Ninth Circuit Model Instructions  
11 Manual may be requested by designation of its number;

12 (b) each other instruction shall be requested by setting forth the  
13 instruction in full text on a separate sheet with reference to supporting  
14 legal authority;

15 (4) Serve and lodge a proposed form of verdict and proposed questions for  
16 jury voir dire; and

17 (5) Serve and lodge three sets of all exhibits to be offered at trial, together  
18 with a complete list of those exhibits. Each item shall be premarked using the form  
19 attached; generally, the government shall use numbers and the defendant shall use letters.  
20 (See attachment)

21 Not less than four days before the Pretrial Conference, defense counsel shall  
22 comply with subparagraphs (3) and (4) above, and, to the extent consistent with the  
23 defendant's right to an effective defense, with subparagraphs (1), (2) and (5) above.

24 In particular, counsel shall confer in advance and be prepared to discuss with  
25 the Court any anticipated evidentiary objections or motions in limine and any means for  
26 shortening and simplifying the trial (e.g., by stipulating to such matters as chain of custody,  
27 nature of substances, use of the mails, admissibility of copies, etc.)  
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United States District Court

1           **E. CHALLENGES.** The procedure for exercising peremptory challenges in Criminal  
2 Local Rules 24-2 and 24-3 will be observed absent objection by the parties.

3           **F. COPIES.** Each document filed or lodged with the Court must be accompanied  
4 by a copy for use in the Judge's chambers.

5           **G. TRANSCRIPTS.** If transcripts will be requested during or immediately after trial,  
6 arrangements must be made with the Court Reporter at least one week before trial  
7 commences. Call (415) 522-2079.

8           **H. CHANGE OF PLEA.** Counsel shall give prompt notice to the United States  
9 Attorney and to the Court of any intention to change a previously entered not guilty plea. A  
10 written plea agreement must be submitted at least one day in advance of the plea.

11 DATED:

\_\_\_\_\_  
JAMES LARSON  
United States Magistrate Judge

18 **United States District Court**  
19 Central District of California

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