

STATE OF MINNESOTA

IN DISTRICT COURT

COUNTY OF RICE

THIRD JUDICIAL DISTRICT

JURY TRIAL SCHEDULING ORDER

Upon the scheduling of the **JURY TRIAL and SETTLEMENT CONFERENCE** in a criminal case, the Court orders the deadlines as outlined below. **IT IS HEREBY ORDERED:**

1. A **Motion Hearing** may be scheduled at the Settlement Conference.
 - a. At Settlement Conference, counsel/parties shall be prepared to state on the record the motions to be addressed at the motion hearing and how much court time is requested for such hearing.
 - b. *Personal appearance required.* The attorneys trying the case and the Defendant are expected to appear in-person at the Motion Hearing.

2. **SETTLEMENT CONFERENCE DEADLINES:**
 - a. *Amended Complaint.* Any amended complaints must be directed to the Judge assigned conduct the jury trial. This will be done by indicating through a note on the BCA charging document, to directed the amended complaint to a specific Judge. *Goal: to file any amended complaints by the date of the Settlement Conference.* If contemplated, notice will be provided to all parties at Settlement Conference of a potential amendment, including the Court.
 - b. *Defenses.* If the Defense has not already done so, the Defense must notify opposing counsel of any defense, other than not guilty, that the defendant intends to assert at the Settlement Conference.
 - c. *Witness Lists.* If witness lists have not already been filed and served, Counsel/parties shall file and serve witness lists at the Settlement Conference.

3. **TRIAL DEADLINES**
 - a. *Exhibit Lists.* Parties shall file and serve exhibit lists at least seven (7) business days prior to the Trial date.
 - b. *Jury Questionnaire:* Counsel/parties shall file and serve requests for the use of a jury questionnaire and proposed questionnaires at least seven (7) business days prior to the Trial date.
 - c. *Proposed Jury Instructions.* Counsel/parties shall file and serve with the Court a list of proposed jury instructions with the corresponding JIG (criminal Jury

Instruction Guide) number at least seven (7) days prior to the Trial date. If counsel is proposing a jury instruction *not* in conformance with the Jury Instruction Guide, counsel shall file and serve the proposed written instruction.

- d. *Motions in Limine.* Counsel/parties shall file and serve any motions *in limine* at least seven (7) days prior to the Motion Hearing, or Trial date, if no separate motion hearing is scheduled. The motion shall be accompanied by any exhibit or additional materials needed for determination on a specific issue.

4. Exhibits

- a. *Exhibits.* Counsel/parties shall submit all exhibits to MNDES and shall provide a hard copy of all exhibits (*excluding audio and video exhibits*) to the Court for use by the judge at trial on the trial date:

Trial exhibit shall be marked as follows:

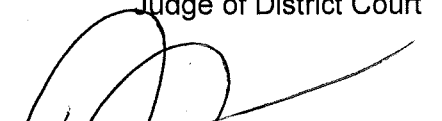
State – exhibit numbers starting with 001

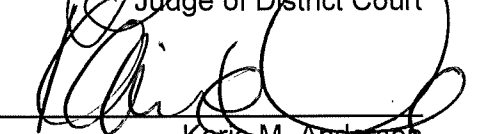
Defense – exhibit numbers starting with 201

- b. *Audio or Video Exhibits.* Audio or video recordings shall be edited prior to trial so that the Trial exhibit contains *only* that portion, or content, of the audio or video that will be admitted into evidence and considered by the jury. These shall be filed with the Court prior to the start of trial in MNDES.
 - c. *Testing of Electronic Media.* Counsel/parties shall personally arrange for and test electronic media *before* the date of the trial and shall verify that the format can be played in the courtroom.
- 5. Failure to comply with the requirements of this scheduling order may result in the exclusion of the exhibits or witnesses at trial or such other relief as the Court determines.
 - 6. Nothing in this order shall limit either party's discovery obligations outlined in Rule 9 of the Minnesota Rules of Criminal Procedure.
 - 7. This Order applies to all criminal jury trials scheduled in Rice County, unless otherwise modified. Modification may be done on the record or in writing, as determined appropriate by the Court.

Dated: November 29, 2023


Christine A. Long
Judge of District Court


Jeffrey M. Johnson
Judge of District Court


Karle M. Anderson
Judge of District Court