

STATE OF MINNESOTA
COUNTY OF HENNEPIN

DISTRICT COURT
FOURTH JUDICIAL DISTRICT

State of Minnesota,

Plaintiff,

vs.

Mohamed Mohamed Noor,

Defendant.

**ORDER ON CONDUCT
AT THE PRETRIAL
HEARING**

Court File No. 27-CR-18-6859

This Court is vested with the serious right and obligation to preserve order and decorum in its courtrooms and to ensure that the parties and witnesses in a case are treated with respect. Minn. R. Crim. P. 26.03 subdiv. 3(a); Minn. Gen. R. Prac. 2.02(e). Most importantly, it is the Court's role to safeguard the parties' right to fair and public proceedings and the public's right to access them. In so doing, the Court must ensure that the official record of the proceedings is clear.

Based on the level of interest in this case, the undersigned Chief Judge finds there are special circumstances to order the restrictive provisions set out below in paragraphs one, three, and ten. *See* Fourth Judicial District Court Policy B.05(6).

A pretrial hearing in this matter is set for 9:00 a.m. on Friday, March 1, 2019, in Courtroom C1953 on the Nineteenth Floor of the Courts Tower of the Hennepin County Government Center. There will be overflow seating available in Courtroom C1957.

* * *

Based on the foregoing, the Court makes the following

ORDER

No Electronic and Recording Devices

1. No electronic or recording devices, audio or visual, shall be permitted on the Nineteenth Floor of the Courts Tower of the Hennepin County Government Center during the pretrial. The devices prohibited include, but are not limited to, cell phones, electronic tablets, and laptop computers. *See* Minn. Gen. R. Prac. 2.01(a); Fourth Judicial District Policy B.05.
2. Law enforcement and court personnel are authorized to search persons to ensure compliance with this Order. Courtroom attendees may choose to leave their prohibited devices in the custody of law enforcement during the pretrial at their own risk. An electronic or recording device that is possessed or used in a manner not in compliance with this Order may be seized, and the person involved may be subject to sanctions as provided below. Fourth Judicial District Court Policy B.05(5).
3. The attorneys of record in this case and their paralegals, law enforcement personnel, and judicial staff inside the bar may have electronic devices in the courtrooms powered ON during the pretrial. All such devices shall be kept and operated only in SILENT mode. The use of electronic devices shall be allowed ONLY for the purpose of conducting court business. There shall be no use of electronic or recording devices in the gallery. *See* Fourth Judicial District Court Policy B.05(4)(a).

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Courtroom Seating

4. Audio from the pretrial hearing will be played in an overflow courtroom to accommodate those who do not have a seat in the courtroom. No video of the hearing will be played in the overflow courtroom.
5. Courtroom attendance shall be limited to the seating available in the courtroom and the overflow courtroom. Standing room shall not be allowed in either courtroom. Minn. Gen. R. Prac. 2.01(e).
6. In the courtroom, seats have been reserved for immediate family members of the decedent and the defendant.
7. In the courtroom, seats have been reserved for the media pursuant to Minnesota Rule of Criminal Procedure 26.03, subdivision 3(b). The reserved seats for the pretrial are now full. Media seat reservations for any future hearings and the trial in this matter will be subject to further order of this Court.
8. In the courtroom, eleven gallery seats are available for the general public. In the overflow courtroom, members of the general public or the media may sit in the jury box if the gallery is full, but not behind the bench or at counsel table.
9. Public seating in the courtroom and in the overflow courtroom will be allocated on a first-come, first-served basis. Once those seats are filled for the pretrial, they will not be reallocated. Members of the public may arrive on the Nineteenth Floor of the Courts Tower no earlier than 7:30 a.m. to line up for admission.
10. After all available seats in the courtroom and the overflow courtroom are filled and court is in session, no one except law enforcement personnel will be authorized to remain in the courtroom hallway on the Nineteenth Floor.

11. Public walkways, doorways, stairwells, and elevator banks within the Government Center must be kept unobstructed, and the noise level in areas where courtrooms are located must be kept at a minimum, so that court business may be conducted.

Courtroom Conduct

12. When court is in session, there shall be no talking, loud whispering, or other distracting activity in the gallery of the courtroom or overflow courtroom. Minn. Gen. R. Prac. 2.01(a).

13. Courtroom attendees shall not express their opinions, verbally or nonverbally, in response to a statement of a party or witness, argument of counsel, or ruling of the Court.

14. No food, beverages, or gum chewing is allowed in the courtroom or the overflow courtroom.

15. Courtroom attendees shall not wear, carry, or otherwise display material that refers to the decedent, the parties, or witnesses in this matter.

16. Courtroom attendees must be seated at all times while court is in session.

17. Entry and exit from the courtroom may be made only while the court is in recess.

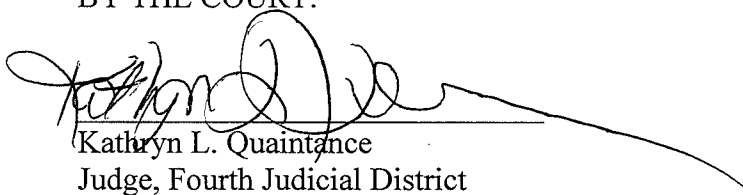
General Provisions and Enforcement

18. A violation of this Order may result in sanctions, including but not limited to the confiscation of property, removal from the courtroom or the Government Center, and/or arrest for contempt of court.


19. The Hennepin County Sheriff's Office and court security are authorized to enforce the provisions of this Order.
20. The provisions of this Order apply to the pretrial hearing scheduled for March 1, 2019, and are subject to further order of this Court.

BY THE COURT:

Date: February 27, 2019


Kathryn L. Quaintance
Judge, Fourth Judicial District

Date: February 27, 2019


Ivy S. Bernhardson
Chief Judge, Fourth Judicial District