

STATE OF MINNESOTA  
COUNTY OF HENNEPIN

DISTRICT COURT  
FOURTH JUDICIAL DISTRICT

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**State of Minnesota,**

Plaintiff,

vs.

**Mohamed Mohamed Noor,**

Defendant.

**ORDER ON CONDUCT  
AT SENTENCING**

**Court File No. 27-CR-18-6859**

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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 victims 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. Minn. Gen. R. Prac. 2.02(f).

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, four, and thirteen. *See* Fourth Judicial District Court Policy B.05(6).

The sentencing in this matter is scheduled to begin at 9:00 a.m. on Friday, June 7, 2019. The sentencing will be held in Courtroom C1059 on the Tenth Floor of the Courts Tower of the Hennepin County Government Center. There will be overflow seating available in Courtroom C1057. Audio and video feed from the sentencing will be played

in the overflow courtroom to accommodate those who do not have a seat in the courtroom.

Based on the foregoing, the Court makes the following

### **ORDER**

#### **No Electronic and Recording Devices**

1. Other than those explicitly permitted by the Court's Order Regarding Audio/Video Coverage of Sentencing issued simultaneously with this Order, no electronic or recording devices, audio or visual, shall be permitted in the courtrooms, jury rooms, or common areas on the Tenth Floor of the Courts Tower of the Hennepin County Government Center before or during the sentencing on the morning of June 7, 2019.
2. The devices prohibited in paragraph one 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.
3. Law enforcement, county security, and court personnel are authorized to search persons to ensure compliance with this Order. Courtroom and overflow courtroom attendees may choose to leave their prohibited devices in the custody of law enforcement 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).
4. The attorneys of record and their paralegals, law enforcement personnel, and judicial staff inside the bar may have electronic devices in the courtrooms powered ON during the sentencing. 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. Any use of cell phones by the attorneys of record or paralegals shall be made outside the courtroom. There shall be no use of electronic or recording devices in the gallery. *See* Fourth Judicial District Court Policy B.05(4)(a).

### **Courtroom Seating**

5. The audio and video feed from the sentencing in Courtroom 1059 will be played in overflow Courtroom 1057 to accommodate those who do not have a seat in Courtroom 1059. *See* Minn. Gen. R. Prac. 4.02(a) (permitting the Court to “authorize the use of electronic or photographic means . . . for other purposes of judicial administration”). The visual feed will be live, not recorded, and it will not be part of the official court record.

6. Courtroom attendance shall be limited to the seating available in Courtroom 1059 and the overflow Courtroom 1057. Standing room shall not be allowed in any of the courtrooms. Minn. Gen. R. Prac. 2.01(e).

7. In Courtroom 1059, twelve seats have been reserved for immediate family members of the decedent and twelve seats have been reserved for immediate family members of the defendant.

8. In Courtroom 1059 and in the overflow Courtroom 1057, seats have been reserved for the media pursuant to Minnesota Rule of Criminal Procedure 26.03, subdivision 3(b).

9. Seats in the jury box in Courtroom 1059 have been reserved for members of the media from the following outlets: KSTP, MPR News, Star Tribune, KARE 11, Associated Press, WCCO TV, Fox 9, CBS News, Powerline Blog, The Sydney Morning Herald, City Pages, and Minneapolis Telecommunications Network. These outlets had reserved courtroom seats when the verdict was returned in this case.

10. In addition, twelve seats have been reserved for the media in Courtroom 1059, with one seat per media outlet. The process for reserving a seat has been posted on the case webpage at <http://mncourts.gov/StateofMinnesotavMohamedNoor>. Twelve seats have been reserved for the use of media outlets in the overflow Courtroom 1057 on a first-come, first-served basis. Two seats have been reserved for sketch artists in Courtroom 1059.

11. In Courtroom 1059, twelve gallery seats are available for the general public. In overflow Courtroom 1057, sixty-five seats are available for the general public. In overflow Courtroom 1057, members of the general public or the media may sit in the jury box or any additional seating provided if the gallery is full, but not behind the bench or in the spaces traditionally reserved for the clerk, court reporter, or witness.

12. Public seating in Courtroom 1059 and in the overflow Courtroom 1057 will be allocated on a first-come, first-served basis. Members of the public may arrive on the Tenth Floor of the Courts Tower no earlier than 8:00 a.m. on Friday, June 7, 2019, to line up for admission.

13. After all available seats in Courtroom 1059 and the overflow Courtroom 1057 are filled and court is in session, no one except law enforcement personnel, county security, and court personnel will be authorized to remain in the courtroom hallway on the Tenth Floor.

14. 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**

15. 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).

16. Courtroom and overflow courtroom attendees shall not express their opinions, verbally or nonverbally, in response to a statement of a party or victim, argument of counsel, or ruling of the Court.

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

18. Courtroom and overflow courtroom attendees shall not wear, carry, or otherwise display material that refers to the decedent, the victims, the parties, the attorneys, the witnesses, or the jurors in this matter.

19. Courtroom and overflow courtroom attendees must be seated at all times while court is in session.

20. Entry and exit from Courtroom 1059 and overflow Courtroom 1057 may be made only while court is in recess.

21. No members of the media are to request assistance from judicial staff.

**General Provisions and Enforcement**

22. 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.

23. The Hennepin County Sheriff's Office and county security are authorized to enforce the provisions of this Order.

24. The provisions of this Order apply to the sentencing in this matter scheduled for June 7, 2019, and are subject to further order of this Court.

25. Copies of this Order shall be made available outside the courtrooms referenced herein and on the case webpage.

BY THE COURT:

Date: 6/3/19

  
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Kathryn L. Quaintance  
Judge, Fourth Judicial District

Date: 03-JUN-2019

  
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Ivy S. Bernhardson  
Chief Judge, Fourth Judicial District