

Rule 5. Answer; Contents

(a) Contents of answer. The answer shall respond to the allegations of the motion. In addition it shall state whether the movant has used any other available remedies including any prior post-conviction motions under these rules or those existing previous to the adoption of the present rules.

(b) Supplementing the answer. The Court shall examine its files and records to determine whether it has available copies of transcripts and briefs whose existence the answer has indicated. If any of these items should be absent, the government shall be ordered to supplement its answer by filing the needed records. The Court shall allow the government an appropriate period of time in which to do so, without unduly delaying the consideration of the motion.