

Rule 33. New Factfinding Hearing

The judicial officer on motion of a respondent may grant a new factfinding hearing to the respondent if required in the interest of justice. On motion of a respondent for a new factfinding hearing, the judicial officer may vacate the judgment if entered, take additional testimony and direct the entry of a new judgment. A motion for a new factfinding hearing based on the ground of newly discovered evidence may be made only before or within 2 years after final judgment, but if an appeal is pending the judicial officer may grant the motion only on remand of the case. A motion for a new factfinding hearing based on any other grounds shall be made within 7 days after a finding of guilty or need of supervision or within such further time as the judicial officer may fix during the 7-day period.