

**SUPERIOR COURT OF THE DISTRICT OF COLUMBIA
ADMINISTRATIVE ORDER 14-07**

Timeline for Resolution of Post-Disposition Motions in Criminal Cases

WHEREAS, pursuant to D.C. Code § 11-906(a), the Chief Judge shall administer and superintend the business of the Superior Court; and

WHEREAS, the Rules Committee was convened to recommend a timeline for resolution of post-disposition motions in criminal cases following consideration of practice standards in this jurisdiction, initiatives from other divisions of this Court, statutory time frames in other jurisdictions, and the relevant rules of the Superior Court; and

WHEREAS, the Rules Committee's recommendations balanced the rights of defendants and the government, and the reasonable ability of judges, senior judges, and magistrate judges to render thorough and correct rulings in light of their other responsibilities;

NOW, THEREFORE, it is by the Court,

ORDERED, that for purposes of this Order, this timeline for resolution of post-disposition motions in criminal cases shall apply to all post-sentence motions and all motions filed in criminal cases that have been terminated without a conviction, including the following motions:

- Criminal Record Sealing Act (D.C. Code § 16-801 *et seq.*),
- Innocence Protection Act (D.C. Code § 22-4131 *et seq.*),
- D.C. Code § 23-110 (Remedies on Motion Attacking Sentence),
- D.C. Code § 16-713 (Alien Sentencing),
- Rule 32(e) (Withdrawal of Plea of Guilty),
- Rule 33 (New Trial),
- Rule 34 (Arrest of Judgment),
- Rule 35 (Correction or Reduction of Sentence or Collateral; Setting Aside Forfeiture),
- Rule 36 (Clerical Mistakes),
- Rule 41(g) (Motion for Return of Property and to Suppress Evidence),
- Petition for Writ of Error Coram Nobis, and
- Petition for Writ of Habeas Corpus.

Within 180 days of the filing of any such motion, the Court should resolve it or order a hearing on it. Within 120 days after ordering a hearing on any such motion, the Court should resolve it.

Thirty days after the time frame indicated in the preceding paragraph, if the Court has not resolved or ordered a hearing on any such motion, the Clerk shall send a written reminder to the judge, senior judge, or magistrate judge who has the matter under advisement.

Thirty days thereafter, the Clerk shall send a second written reminder to the judge, senior judge, or magistrate judge with a request that he or she identify the reason(s) for the delay and the date by which a decision is expected.

Thirty days after the second reminder, the Clerk shall send another reminder to the judge, senior judge, or magistrate judge and a copy to the Chief Judge and the Presiding Judge of the Criminal Division. The assigned judge, senior judge or magistrate judge must provide the Chief Judge and the Presiding Judge of the Criminal Division a written explanation as to why the matter is still pending. The Chief Judge may take any action he or she deems appropriate in order to cause the matter to be decided promptly.

Thirty days after the third reminder, and monthly thereafter, the Clerk shall send another such reminder; and it is further

ORDERED, that this Administrative Order shall take effect on April 30, 2014.

SO ORDERED.

BY THE COURT

DATE: April 30, 2014

/s/

Lee F. Satterfield
Chief Judge

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Judges
Senior Judges
Magistrate Judges
Executive Officer
Clerk of the Court
Division Directors
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