

COVID 19 CRIMINAL DIVISION OPERATIONS

Courtroom C10 will operate on a normal schedule in the courthouse to handle Arraignments and Presentments, Bench Warrant Return hearings, Extradition matters and Emergency Pretrial and Probation Show Cause hearings. Citation cases will be continued pursuant to attached schedule. To the extent possible, defendants for whom no hold is being sought will be presented remotely from CCB via videoconference. Additional defendants may be presented via videoconference upon request of counsel. CJA Stand-in counsel will handle hearings, with all CJA attorneys receiving appointments on a rotating schedule.

Courtroom 111 will be dedicated to non-detained non-evidentiary hearings 4 days/week, such as the entry or completion of Deferred Prosecution or Deferred Sentencing Agreements, dispositions and sentencings. Hearings will be scheduled upon the joint request of both parties and the representation of defense counsel that the defendant is able and consents to appear via telephone or videoconference. Counsel, the defendant and victims will appear via video or teleconference. One Criminal Division judge will be assigned to the courtroom four days a week to handle USAO cases (both felonies and misdemeanors) and OAG cases. Wednesday will be reserved for individual judges to schedule matters, such as sentencing hearings.

Courtroom 115 will continue to operate remotely to handle emergency bond review motions, as well as the remote presentment of individuals currently at the jail on fugitive and arrest warrants via video or teleconference. Tuesday will be reserved for individual judges to schedule bond review hearings.

Courtroom 210 will be dedicated to detained preliminary hearings. Such hearings will be scheduled upon the request of defense counsel and representation that the defendant consents to appear by video or teleconference, in consultation with the government. All parties will appear remotely, with witnesses appearing via videoconference to be coordinated by the sponsoring party, with the technical assistance of the court. One Criminal Division judge will be assigned to the courtroom four days a week for all preliminary hearings except for Felony 1 cases; Thursday shall be designated for Felony 1 preliminary hearings and a Felony 1 judge assigned.

Courtroom 213-AM Calendar will be dedicated to detained status hearings to address non-evidentiary substantive issues (i.e. waiver of preliminary hearings, dispositions, nonbond review motions, IPA waivers) or sentencings. Hearings will be scheduled upon the joint request of both parties and the representation of defense counsel that the defendant consents to appear by video or teleconference. One Criminal Division judge will be assigned to the courtroom four days a week to handle USAO cases (both felonies and misdemeanors) and OAG cases. Friday will be reserved for individual judges to schedule matters, such as non-evidentiary IRAA hearings and sentencing hearings. Victim impact statements may be received in writing, via video or teleconference and shall be coordinated by the government, with the technical assistance of the court.

Courtroom 213-PM Calendar will be dedicated to detained scheduling hearings set out of C-10, without the presence of the defendants.

Courtroom 317 is equipped with remote video capability from St. Elizabeth's Hospital and will be primarily dedicated to handle mental observation hearings in the following category of cases: defendants found competent for whom hospitalization is no longer recommended, defendants

found to be incompetent and unlikely to be restored, and defendants for whom competency is contested. One judge will be assigned to this calendar three days a week to handle non-evidentiary matters (Monday, Wednesday, Friday). Thursdays will be reserved for the scheduling of contested competency proceedings, not to exceed one day in length, to be handled by individual judges. Defendants will participate via videoconference; counsel may participate remotely via video or teleconference.

OTHER OPERATIONS:

COURTROOM CLERKS will continue to work remotely, tagging cases, preparing and docketing orders for the judge's electronic signature and scheduling future hearing dates.

COURT REPORTERS will continue to work remotely. All preliminary hearings in Courtroom 210 will be transcribed, other requests for a court reporter shall be made on an individual basis through the Court Reporting Division.

INTERPRETERS will continue to work remotely and participate via teleconference and/or videoconference for American Sign Language interpretation.

PUBLIC ACCESS TO CRIMINAL PROCEEDINGS will be provided, consistent with the Chief Judge's Order of May 14, 2020.

SCHEDULING OF CASES: The Criminal Division will assign one point of contact for each of the six courtrooms and maintain a centralized calendar for the purposes of scheduling matters on each calendar.