IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF OHIO WESTERN DIVISION AT DAYTON

UNITED STATES OF AMERICA,	: Case No. 3:	
Plaintiff, vs.	: Magistrate Judge Caroline H. Gentry :	
	· :	
Defendant.	· :	
CRIMINAL PRE	FRIAL SCHEDULING ORDER	
Defendant has entered a plea of no	ot guilty to the charges filed in this case. To facilitate	
preparation for trial and eliminate unnece	essary delays in the presentation of evidence and	
examination of witnesses, the Court establishes the following schedule and pretrial procedures		
that will govern the conduct of this petty offense case from arraignment to trial.		
I.	TRIAL DATE	
This case is set for a bench trial or	n Monday, at 9:00 a.m. and, if	

II. <u>DISCOVERY AND INSPECTION</u>

necessary, Tuesday, ______ at 9:00 a.m.

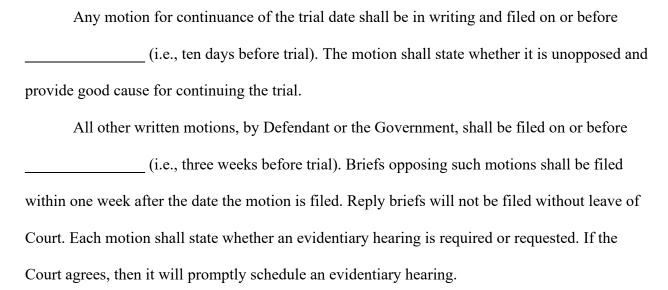
The attorney for the Defendant (or Defendant, if proceeding *pro se*) is directed to contact the Assistant U.S. Attorney in charge of prosecuting the case forthwith and arrange a meeting to resolve all of Defendant's requests for discovery under the Federal Rules of Criminal Procedure, including Rules 12(b)(4)(B) and 16. The Government shall promptly respond to such requests by the Defendant and make all disclosures of evidence required under Rule 16(b).

The initial discovery meeting shall be held as promptly as possible, and in any event no later than fourteen (14) days after the arraignment. If at any time during the course of these proceedings any party fails to comply with Fed. R. Crim. P. 16, such failure shall be brought to the attention of the Court by means of a motion to compel discovery. Motions to compel discovery shall be filed within one week of the date of a party's denial of a request.

Any duty of disclosure and discovery is a continuing duty.

This Order is not intended to preclude discovery by the Government as permitted by the Federal Rules of Criminal Procedure.

III. MOTIONS



Oral motions in limine may be made at any time before the close of evidence at trial.

IV. PLEA NEGOTIATIONS AND PLEA AGREEMENT

The Court shall not be involved in any plea negotiations. If a plea agreement is reached, then the parties shall promptly notify the Court and request a date for a change of plea hearing.

V. EXHIBITS

Each party intending to offer exhibits (i.e., documents, photographs, or other materials expected to be used at trial) shall pre-mark them prior to trial. Exhibit labels may be obtained from the Courtroom Deputy or Clerk of Courts, if necessary. Exhibits shall be sequentially numbered with Arabic numerals and contain the appropriate prefix (joint exhibits are "JX-000", plaintiff exhibits are "PX-000", and defendant exhibits are "DX-000"). Each page of a multipage exhibit shall be numbered with a distinctive number (e.g., a Bates number). All exhibits shall be assembled in 3-ring binders, sufficiently large to permit easy access during trial, with numbered tabs that correspond to the number of each exhibit.

Unless otherwise ordered by the Court, each party shall provide its pre-marked exhibits—either physical copies or, if agreed to by the parties, electronic copies—to the opposing counsel or party not later than ______ @ 10:00 a.m. (i.e., seventy-two (72) hours before the final pretrial conference).

Unless otherwise ordered by the Court, each counsel or party shall deposit three complete sets of its exhibits with the Courtroom Deputy not later than **4:00 p.m. on**(i.e., three business days prior to trial). Each set of exhibits shall include a complete list of the exhibits contained therein. Exhibits shall not be filed.

If any sketches, models, diagrams, or demonstrative evidence of any kind will be used during trial or in argument, they shall be exhibited to opposing counsel not later than the final pretrial conference.

VI. FINAL PRETRIAL CONFERENCE

This n	natter is set for a Final Pretrial Conference on	@ 10:00 a.m.
(i.e., the Frida	y morning before trial) in Judge Gentry's Chambers. Counsel	for the parties
(and/or Defen	dant, if proceeding pro se) shall be prepared to discuss the foll	owing issues:
(A)	Identification, Order and Separation of Witnesses	
(B)	Motions in Limine (if they remain pending)	
(C)	Admissibility of Exhibits (note that parties may reserve object	tions for trial)
(D)	Stipulations (if any)	
(E)	Contested Legal Issues (if any)	
(F)	Need for Audio-Visual or Other Equipment	
(G)	Miscellaneous Issues	

VII. CONCLUSION

Parties are reminded that all deadlines set forth in this Order are firm. Parties **SHALL** file or submit to the Court's chambers all required documents by the dates set forth in this order unless <u>prior</u> approval of the Court has been obtained to extend a particular deadline, upon good cause shown. Failure to comply with this Order may result in sanctions, including but not limited to the denial of untimely motions and the exclusion of evidence.

IT IS SO ORDERED.	
	Caroline H. Gentry
	U.S. Magistrate Judge