

ORANGE DISTRICT COURT

STANDING ORDER 2014-01



Commencing with the January, 2016 Jury Session, the following rules of procedure shall be in effect:

1. Subject to the discretion of the Court, a criminal case scheduled for a jury trial shall, at the time a trial date is determined, be scheduled for a final status conference at 11:00 A.M. on the Tuesday one or two weeks prior to the trial date.
2. Each attorney representing a party to a case scheduled for a jury trial shall be present for the final status conference.
3. Each defendant whose case is scheduled for a jury trial shall be present at the final status conference. It is preferred, but not required, that witnesses be present in order to facilitate any outstanding issues and a pretrial resolution. The parties shall inform the Court of any issues likely to arise as to a defendant's or witness's competency, or as to any claim of a testimonial privilege.
4. Whereas the parties are expected to subpoena witnesses and records when the trial date is first set, they shall inform the Court at the conference in detail as to all efforts made to contact and subpoena any absent witness or missing records.
5. All motions not previously decided shall be served on the opposing party and filed at least two weeks in advance of the status conference. Any motion not so filed shall be deemed waived subject to the discretion of the trial judge. This order shall apply to motions requiring a voir dire including motions which derive from an alleged violation of constitutional rights and motions challenging an expert's qualifications. This order does not apply to motions which could not have been anticipated, nor to routine objections during the examination of a witness during the course of trial. The judge may defer action on any motion to the trial date.
6. The parties shall submit at the conference proposed jury instructions as to the elements of any offense not contained within the District Court's Model Jury Instructions.
7. A case may be resolved by way of a plea or submission on the day of trial, but it will be at a time convenient to the Court.
8. Subject to the discretion of the trial judge, a defendant's motion to waive the right to a jury trial shall be denied unless the proper motion is filed and acted upon prior to the jury trial date.

BY ORDER OF THE COURT,

David S. Ross
First Justice

January 22, 2016