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WESTERN DISTRICT OF WASHINGTON
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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

IN RE: AMENDMENTS TO LOCAL CRIMINAL RULES ("CrRs") 12(c)(1), 32, 40 and 46	GENERAL ORDER

The local Criminal Rules ("CrRs") of this Court are amended as follows:

Local Rule CrR 12(c)(1) is amended to read:

> "(1) Time for Motions. At the time of arraignment the Court shall set a date for the filing of pretrial motions. No motion may be filed subsequent to that date except upon leave of Court for good cause shown. If arraignment is postponed at the request of the defendant, the deadline for pretrial motions shall remain two weeks from the date originally set for arraignment, unless the Court

otherwise orders. In the event superseding charges are filed, counsel for defendant may apply to the District Judge or to the Magistrate for additional time to file pretrial motions. Such application shall be made on or before the date initially set for arraignment on the superseding charges."

Local Rule CrR 32 is amended by the addition of the following subsection:

"(c)(3)(F) Service of Sentencing Memoranda. Counsel for the United States or for a defendant shall serve copies of any sentencing memorandum or similar document upon all other parties and upon the United States Probation Office at least three court days prior to sentencing."

Local Rule CrR 40 is deleted, as it is no longer necessary, in light of amendments to Rule 40 of the Federal Rules of Criminal Procedure.

The local rules are therefore amended to read:

"CrR 33 THROUGH 40

RESERVED"

Local Rule CrR 46 is amended by an amendment to its title and the addition of new sub-section (a). Subsections (d) and (e) are unchanged. The rule, as amended, shall read:

CrR 46

PRETRIAL SERVICES AND RELEASE ON BAIL

(a) Pretrial Services

Pursuant to the Pretrial Services Act of 1982 (18 U.S.C. §§3152-3155), the Court authorizes the United Sates Probation Office of the Western District of Washington to establish all pretrial services as provided for by the Act.

Personnel within the Probation Office in the performance of their duties, pursuant to this Act, shall be designated as pretrial services officers.

Upon notification that a defendant has been arrested, pretrial service officers will conduct a prerelease interview as soon as practicable. The judicial officer setting conditions of release or reviewing conditions previously set shall receive and consider all reports submitted by pretrial service officers.

Pretrial service reports shall be made available to the attorneys for the

accused, and the attorneys for the Government and shall be used only for the purpose of fixing conditions of release, including bail determinations. Otherwise, the reports shall remain confidential, as provided in 18 U.S.C. §3153, subject to the exceptions provided therein.

Pretrial service officers shall supervise persons released on bail at the discretion of the judicial officer granting the release or modifications of the release.

(b) and (c) Reserved

(d) Form, Conditions and Place of Deposit

Bail bonds and recognizances shall be on forms approved by general order of this Court, unless otherwise ordered in an individual case by order of the Court or a Magistrate of the Court.

(e) Justification

Any person admitted to money bail on a bond without surety shall, before release, justify on oath, stating where sufficient property of his is located to satisfy any judgment which may be entered on the bond.

These amendments shall be effective immediately.

DATED this 15th day of July, 1983.

Chief United States District Judge

United States District Judge

United States District Judge

United States District Judge

United States District Judge